

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

The victim being a Young Person ^{Age - 17} has been in a relationship with the accused - ^{Age 17} also a Young Person for about 10 months. The victim is currently 32 weeks pregnant with the Young Person being the father of this child.

The victim currently resides at [redacted] with her grandfather who is her legal guardian. However the victim often stays at her mother's house being the witness [redacted] at [redacted]

About 2:00pm on Monday 14th November 2011, the victim attended [redacted] Hospital as she was feeling unwell and wanted to check on her unborn child. The victim was in the company of the Young Person at the time. After being seen at [redacted] Hospital the victim and the Young Person caught a taxi and headed to [redacted]

On the way to [redacted], the victim received a telephone call from the witness. During the phone call they agreed for the victim to get out of the taxi at a Service Station upon [redacted] so the witness could pick her up from this location.

About 3:00pm the witness arrived at the service station and picked up both the victim and the Young Person and drove to [redacted]. The witness requested that the Young Person get out of the car as she had to get home.

The Young Person got out of the car. At this time the victim was still sitting inside the car and had her window open. The Young Person approached the victim and said something similar to "I'm not letting you go baby please get out of the car". The victim said, "I promise I'll come back I just need to go home and have a shower and get a change of clothes".

The Young Person was not happy with the victim's response and grabbed the victim by the throat using his left arm and yelled something similar to "You are not fucking leaving me. Get out of the car". The witness who was in the driver's seat of the vehicle saw the actions of the Young Person. The witness yelled, "Leave her alone before I ring the police".

The Young Person then released his grip on the victim and walked away. The accused had a hold of the victim's throat for approximately five seconds. The victim was crying and felt pain. The Young Person has then let go of her throat and grabbed her arm trying to pull her out of the car. The witness has attempted to put the window up to the vehicle but due to the Young Person's body weight the window remained down. The Young Person has then across and undid the victim's seatbelt. The witness still trying to put the window up has succeeded and the Young Person has let go of the victim. At this time the witness was able to drive away from the location. The witness at this time heard a bang on her car. The victim saw the Young Person throw his mobile phone at the vehicle however it did not cause any damage, but it did leave a mark on the side window of the van.

The witness drove the victim to [redacted] and police were called. A short time

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

later police arrived and obtained a statement from both the victim and the witness in relation to the matter.

The victim did not give permission for the Young Person to assault her. The victim further stated she was in fear for her safety and the safety of her family.

As a result of the assault the victim did not sustain any injuries.

The Young Person is wanted in relation to the assault. Police have applied for an urgent Provisional Order for protection for the victim. The Young Person will be in need of a support person when arrested by police for the purpose of the interview and the Young Offenders Act.

Family Court Orders: Details of any existing parenting order or pending parenting application under the Family Law Act 1975:

- The applicant requests that the court exercise the powers conferred under s68R of the Family Law Act to vary, discharge or suspend an existing Family Law order, injunction or arrangement on the grounds that it has exposed, or is likely to expose the protected person(s) to family violence. (FLA s68R(5)(c))

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds: *Age 18* *Age 24*

The yp lives at *Age 16* with his 2 sisters, Victim1 and Victim2. His father, Victim3 and Mother also live there. They have lived at this address since 2002.

About 11.30pm on Thursday the 16th February 2012, the yp has entered Victim1's bedroom and asked if he could borrow her laptop. Victim1 has refused to give it to him and they began to verbally argue over the laptop until the yp eventually picked up the laptop and took it into his own bedroom. Victim1 has left her room and entered victim2's room and told her what had happened.

Victim2 walked into the yp's room and said, "You cant take things, It doesnt belong to you." and he replied, "I dont care, I just want to get a movie off it." Victim2 grabbed victim1's laptop and her own laptop, which was also in the yp's room and walked out. Victim2 returned to her own bedroom with Victim1.

A few minutes later, the yp entered victim2's bedroom and demanded the victims to give him the laptop. The victims refused as they did not want him using their property. The yp walked over to Victim1 who was sitting on the bed with the laptop under her leg. The yp reached out and grabbed the laptop and walked out of the room.

Victim2 followed the yp out of the room and into his bedroom. He stood in the corner of the room. Victim2 started to yell at the yp to give the laptop back. The yp became very angry and started yelling and jumping around. He started swinging his arms around in anger and with a closed fist, he swung his fist into the wall creating a 20cm size hole in the wall.

Victim2 told the yp to calm down yet he continued to swear at her. Victim2 reached towards the yp and attempted to take the laptop he was holding from him. The yp reached out his right hand and with an open palm, pushed victim2 backwards, away from him.

Victim1 was standing behind victim2 as he pushed her. After pushing victim2, the yp lunged towards victim1 and using his left hand with a closed fist has punched her to the right side of her

jaw. He then grabbed her hair and pulled her towards the ground. Victim2 approached the yp from behind and pulled him off of victim1.

Victim3 could hear the yelling and screaming and has entered the room. The yp began yelling at him and the pair engaged in an heated argument. Victim2 and the witness managed to place the yp on the lounge and hold his arms down to stop him lashing out. Victim3 walked over to the lounge, and the yp began to kick both his legs towards him, connecting with victim3's leg.

Victim1 left the room and rang police. Police arrived a few minutes later and the witness and victim2 still had the yp restrained on the lounge when police arrived. The yp was instantly aggressive towards police, therefore was placed into handcuffs. After speaking with the victims, police placed the yp under arrest. He was conveyed back to Campsie Police Station where he was introduced to the custody manager. A support person was arranged for him and he was read his rights under part 9 of the Law Enforcement(Powers and Responsibilities) Act 2002.

The yp was offered the opportunity to participate in an electronically recorded interview which he

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:
accepted.

The interview was conducted with his support person present and a youth caution was booked for the 7th March with Campsie Youth Liaison Officer.

Victim statements obtained from Victim1 and Victim2.

Family Court Orders: Details of any existing parenting order or pending parenting application under the Family Law Act 1975:

- The applicant requests that the court exercise the powers conferred under s68R of the Family Law Act to vary, discharge or suspend an existing Family Law order, injunction or arrangement on the grounds that it has exposed, or is likely to expose the protected person(s) to family violence. (FLA s68R(5)(c))

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

About 9:00pm on Sunday 20th November 2011 the young person, Aae 17 was at home in the back yard with his mate working on his motorised bicycle. The Young Person's sister has approached the Young Person and his mate showing them a pendant charm. A short time later the Young Person's sister misplaced the charm and started accusing the Young Person of having it.

The victim intervened with the argument of her children and started yelling at the Young Person to leave his sister alone and give back the charm. The Young Person kept yelling at the victim that he didn't have the charm.

At this time the Young Person became angry and aggressive and in his temper has kicked the back screen door, causing the lower half panel of the screen door to break off. The YP then picked up the flower pot and smashed it to the ground.

The Young Person has then left the location to cool off and the victim has called the police.

The Young Person arrived back at the location a short time later to go inside the house. The victim refused to let the Young Person into the house and the Young Person became agitated and aggressive again.

The victim stated to the Young Person that she would let him back inside if he showed respect. At this stage the Young Person went to the kitchen and opened the drawer to which all the contents fell on the floor. The victim hit the Young Person across the shoulders to chastise the Young Person and the Young Person went outside to have a cigarette where the victim's partner was.

The Young Person continued to argue with the victim. At this stage the Young Person flicked the butt of the cigarette and accidentally hit the victim's partner in the shoulder. The Young Person said to the victim's partner "I'm gonna get you bashed", The partner yelled back to the Young Person, "Come on you fuckin little dog". This has caused the Young Person to become uncontrollable.

After this the victim has called police. Police arrived a short time later and spoke with the victim who showed police the damaged back screen door and provided police with a statement in police notebook.

Police placed the Young Person under arrest and cautioned the Young Person and escorted him back to Penrith Police Station where he was introduced to the custody manager.

Police spoke to the Young Person about what happened and asked if he would like to speak with Juvenile Legal Aid before police asked him a series of questions.

The Young Person has declined to speak to Juvenile Legal Aid which was recorded in police notebook.

Police conducted an ERISP interview with the Young Person and the Young Person's father was his support person.

Police questioned the Young Person on the difference between the truth and a lie, the Young Person fully understood and was completely compliant with police during the whole process.

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

The Young Person was asked a series of Questions about the Malicious Damage offence and made full admissions stating; "I got real angry and kicked the back screen door in"

The father acted as the support person for the Young Person during the notebook interview.

Police will apply for a non Urgent AVO for the Young Person Not to damage any more property.

Police will liase with YLO regarding a Youth Caution.

The young person is diagnosed with attention defecit hyperactivity disorder, Oppositional Defiance Disorder and Aspergers Syndrome. He is medicated with Risperdal to treat these conditions.

Family Court Orders: Details of any existing parenting order or pending parenting application under the Family Law Act 1975:

- The applicant requests that the court exercise the powers conferred under s68R of the Family Law Act to vary, discharge or suspend an existing Family Law order, injunction or arrangement on the grounds that it has exposed, or is likely to expose the protected person(s) to family violence. (FLA s68R(5)(c))
-

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

HISTORY OF RELATIONSHIP AND DURATION:

Victim 1 is the sibling to the young person and victim 2 is the Mother of the young person.

PRIOR HISTORY OF VIOLENCE INCLUDING STALKING & INTIMIDATION:

There has been history of domestic violence incidents.

These incidents have occurred over a period of 2 years.

CURRENT OR PREVIOUS PROTECTION ORDERS:

The Defendant has had a previous Apprehended Violence Orders with the current Victim and / or other victims. Include current status of order or past expiry date.

FAMILY COURT ORDERS:

There are no current family court orders in place.

RECENT INCIDENT:

Age 18 — About 16:10 on Friday the 11th of November 2011, a young person had a heated verbal altercation with victim 1 [redacted] over the use of the home computer. As a result of this argument victim 2 — Age 15 — turned off the computer.

The young person and victim 2 had a heated argument regarding a hair cut. This argument became heated and as a result victim 1 [redacted] laughed at the young person. The young person pushed the victim 1 with both hands on the victim's shoulder and caused her some discomfort.

The young person then pushed victim 1 again with both hands on the shoulder and again causing victim 1 to feel discomfort.

The young person then engaged in a heated argument with victim 2 [redacted] and the two began a struggle over her hand bag causing her to fall to the ground as she lost balance.

Police were then contacted and attended shortly after. Police spoke to victim 1 and 2 and provided police with a notebook statement. At this time victim 1 and 2 hold fears for their safety. As such police are applying for an apprehended violence order on behalf of victim 1 and 2. It should be noted police will speak to the young person and interview him in relation to the matter at a later date.

INJURIES / MEDICAL TREATMENT / DAMAGE TO PROPERTY:

Nil injuries sighted.

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

HISTORY OF RELATIONSHIP AND DURATION:

The VIC is a youth carer for the YP and has been for the past 1 year. The VIC cares for the YP for 10hour shifts during the day and evening several times a week.

CHILDREN:
Nil

PRIOR HISTORY OF VIOLENCE INCLUDING STALKING & INTIMIDATION:

The YP has three prior charges for common assault, malicious damage and breach bail all of which involve previous carers and not the VIC.

CURRENT OR PREVIOUS PROTECTION ORDERS:
Nil between VIC and YP.

DOCS ORDERS:
Nil.

FAMILY COURT AND PARENTING ORDERS:
Nil.

MOST RECENT INCIDENT: Age 16.

The young person is currently under the care of The victim - Age 28
Is employed by and is the carer of the young person for
periods of time on a regular basis.

On the 18th of February 2011 the YP attended Parramatta Children's Court in relation to several charges. The young person agreed to specific bail conditions. The bail conditions were as follows;

- 1) The young person is to be of good behaviour and not commit any further offences whilst at liberty on bail.
- 2) To live at or as directed by DOCS
- 3) To obey all reasonable directions of DOCS
- 4) To obey all reasonable directions of carers Comply with all advice of any medical or mental health practitioner including taking medication

About 5:30pm on Saturday the 27th of August 2011 at the young person and the victim were sitting in the lounge room. The young person was in an agitated mood and was throwing Lego on the floor and yelling. The young person said "This is pissing me off". The medication

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

is making me angry and argumentative, I want to get off this medication".

A short time later the young person started to yell and swear at the victim. The victim walked into his office and the young person followed him. The young person began to hit the office wall with his fist and said "You are a fucking arse hole".

The victim eventually calmed the young person down and they both returned to the lounge room. A short time later the young person became agitated again. The young person hit a table with his fist and said "You are a fucking arse hole".

The victim walked back into his office and again the young person followed. The young person walked right up to the victim placed his hand on the victims shoulder and said "I am allowed to play Lego where I want. You haven't seen my anger at the max. When you will you will see what I

will do to you". The young person hit the office door with his fist again. The victim felt threatened that the young person was going to assault him.

The young person calmed down for a few moments and the victim walked into the living room. The young person walked up to the victim and stood in his way. At this stage the victim again feared that the young person was going to assault him.

The victim walked into the office called Police. The young person left the location and walked to Parramatta where he called Triple 0 and stated that he had run away from home. Police attended a short time later and located the young person. Police drove the young person to,

Police spoke to the victim and obtained details from him. The victim provided the above version of events.

Police arrested the YP, cautioned him and searched him before conveying him to Parramatta Police Station.

Due to the above actions of the YP, he has breached his bail condition stating that he is to be of good behavior.

INJURIES / MEDICAL TREATMENT / DAMAGE TO PROPERTY:

Nil.

EVIDENCE AND EFFECTS OF ALCOHOL & DRUGS:

Nil.

MENTAL HEALTH & OTHER HEALTH ISSUES:

Nil.

FIREARMS / DANGEROUS WEAPONS:
Nil.

FEARS HELD BY VICTIM:
VIC feared that the YP would assault him during this incident. The VIC fears that the YP does not obey his directions and will assault him in the future.

FEARS HELD BY POLICE:
The YP will assault VIC in the future. The YP was calm in Police custody byt the VIC stated that the YP was out of control and threatening violence prior to Police arrival The YP does present a risk to the VIC.

ACTIONS TAKEN BY POLICE:
YP arrested and charged for breach bail and common assault, AVO applied for.

ACTIONS OUTSTANDING:
Nil.

Family Court Orders: Details of any existing parenting order or pending parenting application under the Family Law Act 1975:

- The applicant requests that the court exercise the powers conferred under s68R of the Family Law Act to vary, discharge or suspend an existing Family Law order, injunction or arrangement on the grounds that it has exposed, or is likely to expose the protected person(s) to family violence. (FLA s68R(5)(c))

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

HISTORY OF RELATIONSHIP AND DURATION:

The Defendant, **B** is 16 years old and the daughter of the PINOP, **A**

CHILDREN: Nil

PRIOR HISTORY OF VIOLENCE INCLUDING STALKING & INTIMIDATION: None reported to police.

CURRENT OR PREVIOUS PROTECTION ORDERS: Nil

DOCS ORDERS: Nil

FAMILY COURT AND PARENTING ORDERS: Nil

MOST RECENT INCIDENT:

About 10:20pm on 24 December 2011 The PINOP, **A** and the Defendant, **B** were both at home at **A** was in the kitchen preparing food for Christmas day.

B entered the kitchen and an argument began over some missing money from Christmas cards under the Christmas tree. **A** was accusing **B** of taking the money. **B** stated she did not take it.

The Witness, **C** entered the room at this time. **B** had a plastic water jug in her hand. She removed the lid and tried to throw the water at **A**. **C** grabbed her hand and said "No **B**" The water landed on the kitchen floor.

A went to walk away and **B** threw the jug at **A**. **A** blocked it with her arm. **B** said words to the effect of "things were better when you weren't home" "the only thing that will fix you is a bullet to the head"

About this time **B** lunged at **A**. **B** began pulling **A**'s hair, throwing punches and pushing **A**. **C** pulled **B** away and told her to go to her room. At some time about here

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

D appeared

After a short time **B** broke away attacked **A** again, **B** again punched **A** several times and also started kicking her. **B** was in a rage and **C** was struggling to keep hold off her. **D** was also in the middle holding **A**'s arm and saying words like "Don't hurt mum".

C pulled **B** back again but she managed to get free a third time and went back at **A**. At this point the incident had moved into the lounge. **B** grabbed **A** from behind in a head lock and was choking her. **C** was trying to pull **B** off and **C** had to place **B** in a headlock to pull her off. **A**, **C** managed to get **B** to the ground, sat on her and held her arms. She then started kicking **A** in the head as **A** was also lying on the ground next to **B**.

Eventually **B** stopped and there was a momentary peace. **C** grabbed **B** in a bear hug and moved **B** into the kitchen. **B** broke away again and grabbed a large ceramic pink yellow and red vase, and holding like a club moved towards **A**. **C** grabbed **B** using one hand to hold the arm with the vase and my other arm holding **B** and pushing her back to keep her from **A**.

C grabbed the vase off **B** and pushed her into the kitchen. After a short time **B** went to her bedroom.

INJURIES / MEDICAL TREATMENT / DAMAGE TO PROPERTY: **A** had red marks and bruises

EVIDENCE AND EFFECTS OF ALCOHOL & DRUGS: **A** had consumed several glasses of Champagne and appeared intoxicated.

MENTAL HEALTH & OTHER HEALTH ISSUES: Both **A** and **B** have made threats of self harm. **A** was on overnight leave from Mental Health Clinic for depression and Alcohol Dependency.

FIREARMS / DANGEROUS WEAPONS: Nil

FEARS HELD BY VICTIM: **A** is scared of **B** as incidents at home have become increasing in number and in violence.

FEARS HELD BY POLICE: Increase of violence at the location

ACTIONS TAKEN BY POLICE: AVO applied for.

NSW Police Force

P. 5/9

Page 6/10

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

The YP lives at the address with the victim, his mother and three sisters. About 9pm on Friday 2nd September 2011, Police attended [redacted] in relation to phone calls made by the YP and the victim about victim being stabbed. The YP was spoken by [redacted] near the public telephone booth on the corner of [redacted]. The YP informed [redacted]

the Police that he stabbed his brother with the scissors. He also stated that his brother followed him to the Public booth with a butter knife.

Police located a small scissors in the public phone booth and a butter knife nearby. Crime scene was maintained. Other Police attended the address. The victim was conveyed to Westmead Hospital for his injuries. The YP's mother was conveyed to [redacted] Hospital as she hurt her shoulder due to a fall. Crime scene Warrant was applied which was granted. Crime scene attended the address and collected the exhibits. The YP was arrested and conveyed to Parramatta Police Station. [redacted] attended [redacted] Hospital to get information from the victim. The victim was able to provide little information as he appeared to be medicated. The victim informed the Police that he consumed oxycotton and methadone in the evening.

He stated that he was in bathroom and YP attacked him for no reason. During earlier conversation, the YP indicated that he had an argument with the victim as he was abusing the mother. The victim then hit him with a frying pan. The YP went to his sister room and grabbed small scissors. The YP then told the victim if he hit him again he will stab him, the victim then try to hit the YP again with a frying pan, the YP stabbed the victim and the YP then ran from the house as the victim followed him to the Public Phone booth. The Police were unable to speak to the mother and [redacted]. The Police spoke to whilst at the Police station she stated that she didn't observe the whole incident but saw the victim hitting the YP with the frying Pan.

The YP's brother [redacted] attended Parramatta Police Station as a support person. The YP spoke to [redacted] of Juvenile Legal Hotline who advised the YP who then refused to participate in any type of interview. The YP was released till further investigation. The exhibits were booked as exhibits at Granville Police Station which includes scissors and butter knife.

INJURIES / MEDICAL TREATMENT / DAMAGE TO PROPERTY:

Victim was taken to westmead hospital for treatment of his wounds on neck, back and Head

EVIDENCE AND EFFECTS OF ALCOHOL & DRUGS:

Nil

MENTAL HEALTH & OTHER HEALTH ISSUES:

Nil

FIREARMS / DANGEROUS WEAPONS:

Nil

FEARS HELD BY VICTIM:

Application No

Date: / /

Court: Parramatta Local Court Childrens Court Session

6 of 10

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

HISTORY OF RELATIONSHIP AND DURATION:

The VIC and the POI are father and son.

Age 48

Age 17

CHILDREN:

The POI is the VIC's child

PRIOR HISTORY OF VIOLENCE INCLUDING STALKING & INTIMIDATION:

The POI has a history of 'going off' and being violent.

CURRENT OR PREVIOUS PROTECTION ORDERS:

There is no current AVOs

FAMILY COURT ORDERS:

N/A

RECENT INCIDENT:

About 9:50pm " the VIC and the POI were at their home address of when they were seated within the lounge room watching TV together. The POI was playing with his mobile phone and the VIC said "Are you really watching this because if you are not then i want to change the channel."

From that the POI began to yell at the VIC out of nowhere and say "Of course im watching it."

The VIC said "Well if you are watching it then get off your mobile phone and watch it."

The POI has then got up and began yelling in rage. The POI has gone into his bedroom and has smashed items around. The VIC went to the bedroom

door and said "Cut it out" The POI continued to smash things in his room.

The POI smashed his pedestal fan causing the cover to come off it and a small dent in the wall where it fell. The POI then began to attempt to smash a glass bottle against his bedside table in an attempt to break it.

The VIC has gone into the room to stop the POI and attempted to hold him to stop his rage. The VIC was unable to grab a hold of the POI and a small struggle occurred.

The POI left the bedroom and attended the kitchen where he began pulling out all the cutterly from the draw and peg it at the floor.

Several items of cutterly have been lodged into the floor of the kitchen.

The VIC was fearful of the POI turning his anger towards him and told the POI that he needed to cut it out or leave.

The POI continued to be in a rage and act aggressively towards the VIC.

APPLICATION (to be heard at court)

Grounds of Application: The applicant relies on the following grounds:

A short time later the POI left the location and attended a nearby friends house.

Police attended and observed the POI's bedroom to be messy but nil items broken other then the cover off the fan.

Police observed the cutterly draw to be emptied on the floor of the kitchen.

The VIC informed Police that the POI has had a recent history of harming himself in these fits of rage that he has. Police addressed this issue with the POI to which he declined to be feeling that way at presence.

The VIC informed Police that he is scared that the POI will direct his anger towards him one day soon and is fearful that he will be assaulted or injured by the POI. The VIC is also fearful that the POI will damage property within the house.

The POI was detained by Police and brought back to Penrith Police Station where an interim apprehended violence order has been applied for.

Family Court Orders: Details of any existing parenting order or pending parenting application under the Family Law Act 1975:

- The applicant requests that the court exercise the powers conferred under s68R of the Family Law Act to vary, discharge or suspend an existing Family Law order, injunction or arrangement on the grounds that it has exposed, or is likely to expose the protected person(s) to family violence. (FLA s68R(5)(c))
-

