

**INQUIRY INTO THE CONDUCT AND PROGRESS OF THE
OMBUDSMAN'S INQUIRY "OPERATION PROSPECT"**

Name: Name suppressed

Date received: 11/01/2015

Partially Confidential

- In the statements made by M5, I believe M5 accused myself and many other serving and retired members of NSW Police of corruption and criminal acts.
 - I deny such accusations made by M5 and/or other confessed corrupt former officers later called before hearings of the Police Integrity Commission (PIC)
 - In relation to M5's statements to the NSW Crime Commission, I believe that M5 made statements that included corruption allegations against
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- In relation to M5 statement's to the NSW Crime Commission, I believe that M5 made statements that included allegations of corruption again current NSW Police Deputy Commissioner Mr Nick KALDAS.
 - and Mr KALKDAS along with myself and approximately 111 other persons were named in a Listening Device Warrant that I believe was taken out on or about the 28th September, 2000.
 - I believe the NSW Police Force, NSW Police Integrity Commission personnel and NSW Crime Commission personnel, that were involved in the affidavit supplied and sworn in relation to this warrant made false and/or misleading submissions in relation to the taking out of this warrant.
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- I base my allegations on the simple facts that it is alleged that this warrant taken out on or about the 28th September, 2000, was taken out so as to record conversations that were to take place at a party allegedly arranged for my 'send off' from the NSW Police.
 - This was impossible as my 'send off' had already occurred on the 30th June, 2000.
 - On this occasion about thirty five to forty five persons were invited and attended. Many of the persons later named on the warrant of the 28th September, 2000, were not even invited to my earlier 'send off.'
 - It should also be noted that later I was questioned at PIC in relation to alleged conversations that were allegedly taped by virtue of a listening device warrant on the 30th June, 2000, at my 'send off.'
 - During such questioning I also raised the fact that M5 was suffering a mental condition and that he for at least this reason could not be taken as a reliable witness. In addition to this fact M5 was also an admitted perjurer
 - It should also be alleged that M5 was involved in arranging my 'send off' and inviting those persons that I requested to be invited. Again many of the persons later named in the warrant of the 28th September, 2000, I had not requested to be invited to my 'send off' and so were NOT invited.
 - Such persons as and Mr KALDAS were not invited to my 'send off'.
 - Additionally I note that a Mr Steve BARRETT, journalist was also named in the warrant of the 28th September, 2000.
 - Mr BARRETT at this time was not invited to my 'send off', did not attend my 'send off' and was not a friend of mine at the time.
 - All this was known to M5 at the time.
 - I would also wish to indicate that to provide an affidavit to support an application for a warrant nominating as many as 114 persons would be an impossible task. At least to provide the proper evidence in support to a Judge/Justice to properly authorize such warrant.

- However I believe such warrant may have been a 'rolling warrant', a practice used at the time which saw an original warrant taken out, 'rolled' at the expiration of the time for such warrant – '21 days'. A fresh application would then have to be made but the practice was to 'refresh' the information for the new warrant. So more information would have been added/deleted etc. But such process also requires the reformatting and more importantly the revalidating of the information contained therein.
- If this was the case the application/affidavit for the warrant involving the date of the 28th September, 2000 would have to have involved information and the date of my real 'send off' on the 30th June, 2000. Or must have had at least reference to the 'send off' of the 30th June, 2000. If so the authorizing Judge/Justice would have been alerted to the fact that the facts relied upon were NOT correct. Conversely if in the application for the warrant on or about the 28th September, 2000, did not include relevant facts from the warrant pertaining to the 30 June, 2000, then those involved were not disclosing all the facts including exculpatory material. (A common practice of the Crime Commission and the NSW Police Integrity Commission.)
- If such application was properly made, I do not believe any Judge/Justice could possibly have been justified in the issuing of such warrants.
- Additionally all applications/affidavits were I believe based on the statements made by M5 who at the time and previously was being treated for a mental issue and was an admitted perjurer.
- I do not believe that such mental health issues were disclosed to the issuing Judge/Justice in relation to such warrant/s as I believe NO Judge/Justice would agree for the issue of such warrant if such affidavit in support disclosed that the primary witness or information giver was mentally impaired and/or an admitted perjurer
- However if such Judge/Justice was informed of the mental impairment of M5 and his self confessed history of being a perjurer and still issued such warrant/s then I believe that such Judge/Justice did not read the affidavit in full or conspired with the person/s who supplied such material, in relation to the wrongful issue of the warrant/s in question.
- I believe that all the listening device warrant/s issued that were supported by statements made by M5 should never have been issued and due to such my privacy was illegally violated
- As a consequence of the actions of the NSW State authorities in this matter/s I have suffered substantially and I am still receive counselling. I have also suffered financial loss due to my marriage breakup and inability to obtain a steady stream of employment due to media reports which remain on the 'web'.
- I was subsequently examined at hearings of PIC and subjected to intense media scrutiny. However I was never charged with any criminal offence as a result and have retained at all times my NSW Private Investigators license.
- I am aware that M5 went on to commence civil legal proceedings against the State of NSW which were confidentially settled but which resulted in M5 being paid a substantial sum of money.
- As such I am aware that M5 received a pension from the NSW Police Service for Life, a substantial lump sum payout whilst admitting to being a corrupt Police Officer and an admitted perjurer.
- I believe that the reason why the State of NSW did not defend the civil action taken by M5 was that such action would have exposed to the public of NSW in civil court the actions of the NSW Crime Commission, NSW Police Integrity Commission and NSW Police Force including current Commissioner Mr Andrew SCIPPONE and Current Deputy Commissioner Ms Catherine BURN.
- During such time and ongoing I believe that the 'cover-up', of this matter has involved successive governments both Labour and Liberal and successive inquiries.

- The latest inquiry by the NSW Ombudsman's office has involved me being informally interviewed by [redacted] for the NSW Ombudsman's office [redacted] and his associate, in late May early June, 2014.
- I attended two meetings with these investigators. I raised with [redacted] the issues as related above to which [redacted] was most concerned in relation to me providing journalist Mr Steve BARRETT with a 'Statutory Declaration' in relation to the matter.
- [redacted] appeared to be more concerned about Mr BARRETT agitating about the cover up of this matter more so than allegations about false swearing and/or issue of listening device warrants.
- However [redacted] did inquire of me as to my losses as a consequence of this matter to which I indicated were more than a \$1M. In addition to my physical and mental injury.
- Additionally [redacted] inquired of me as to a possible motive for those involved to have such alleged false listening device warrants issued.
- I informed [redacted] that historically I believed the motive had to do with the promotional regime within the NSW Police Service which still goes on today with Ms Catherine BURN being supported by Mr SCIPPONE to take over his position.
- Whilst Mr KALDOS a then target of Mr SCIPPIONE and Ms BURN is still treated as the outcast as if Mr KALDOS was promoted to NSW Commissioner of Police, Mr KALDOS would be in a position to expose the previous activities of Mr SCIPPIONE and Ms BURN along with others within the NSW Police, NSW Crime Commission and NSW Police Integrity Commission.
- [redacted] also inquired as to whether I was aware of any other serious matter that he should inquire into that may be related.

- for the NSW Ombudsman indicated that I would not be called to give evidence at that inquiry as in short the warrants and the affidavits behind them speak for themselves.
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- I stated to that I hoped he wasn't going to be part of a further 'cover-up'.
- I finally indicate that it has been reported that M5 himself states, that his statements which were relied on for the issuing of the warrant/s, the subject of this parliamentary commission of inquiry, contained information that was 'to settle old scores'.
- Whilst M5 has been handsomely financially rewarded for his career as a corrupt Police Officer, mentally impaired witness and admitted perjurer and those that supported his lies have gone on to being hailed as leaders of the NSW Police Force, others such as myself and over one hundred others have had to deal daily with our privacy having been unlawfully invaded and our lives ruined.
- The actions of the NSW Police Force, NSW Crime Commission, NSW Police Integrity Commission, subsequent authorized inquiries and oversight bodies in general have been involved in one of State of New South Wales' if not Australia's greatest cover-ups.
- Such cover-up involving not only these government bodies but also members of the Judiciary.
- Sadly this matter has dragged on for over a decade with the current NSW Police Commissioner and his Deputy Commissioner Ms BURN having previously stated that the listening device warrants that were obtained were obtained in proper fashion. Such statements by Mr SCIPPIONE and Ms BURN form part of the cover-up.
- I simply state 'How can this be so when 'The Warrant' taken out on or about the 28th September, 2000 was allegedly to gain evidence at a 'send off' that had already occurred?' 'Mission Impossible'.

These are my submissions.

Kind Regards

[Redacted]

[Redacted]