

Statement of Kristi Lee Faber

Special Commission of Inquiry into matters relating to the Police investigation of certain child sexual abuse allegations in the Catholic Diocese of Maitland-Newcastle

On 6th May 2013, I say:

Preliminary matters

1. My full name is Kristi Lee Faber. I am a Detective Sergeant of Police presently attached to the Lake Macquarie Local Area Command.
2. This statement is prepared by me for the sole purpose of responding to a summons dated 6 May 2013 issued on 6 May 2013 by the Special Commission of Inquiry (established by way of letters patent dated 21 November 2012 and varied by letters patent dated 25 January 2013) for me to produce a statement in relation to a number of defined issues. This statement is produced by me to the Special Commission of Inquiry pursuant to the said issued summons unwillingly and only on the basis that, without exception, section 23(2) of the Special Commissions of Inquiry Act 1983 applies to restrict the use of this statement and the documents referred in it, and attached to it. Pursuant to section 23(2) of the Special Commissions of Inquiry Act 1983, I object to the information contained within this statement, and the attachments to the statement, being used in any criminal, civil or other proceedings or inquiries or investigations of any kind.

Background

3. I was attested as a police officer in 1992. After the date of my attestation, I carried out duties at Campsie Police Station for a period of time in general duties police work.
4. In 1994, I commenced duties in criminal investigation and since that date I have continued to be involved in the investigation of criminal matters generally. I obtained my designation as a Detective in 1999.
5. Since commencing criminal investigative duties, I have been involved in numerous protracted investigations relating to serious indictable offences. These indictable offences have included sexual offences, homicides, attempted homicides, armed robberies, drug-related matters, as well as other serious crime.
6. My experience is that I have been involved in numerous major paedophile strike forces and have investigated serious and serial sex offenders in the past. In the Lake Macquarie Command alone, since 2001, I have been involved in Strike Force TOLENTINO, Strike Force MOREY, Strike Force RUBICON, Strike Force DAROOK, Strike Force GEORGIANA and Strike Force WANSBECK, all of which relate to serious serial paedophile investigations. I have been Officer in Charge (OIC) or Supervisor on these investigations.
7. In 2008 I was awarded the Australasian Council of Women in Policing "Austral Media Most Outstanding Female Investigator". This was a National Award. Also in 2008, Detective Chief Inspector TAYLER and I received the NSW Police Criminal

Signed

K Faber
Det / Sgt

Investigation Award for Most Outstanding Investigation from a Local Area Command Criminal Investigation Unit. This related to the investigation, arrest and conviction of former Swansea State Political Member, Milton ORKOPOLOUS, with numerous child sexual offences.

Commencement of Strike Force Georgiana and its terms of reference

8. Strike Force Georgiana commenced in September 2007.
9. I refer to the terms of reference relating to Strike Force Georgiana. Annexed hereto and marked with the letter "A" is a true copy of the terms of reference dated 18 September 2007. In looking at the terms of reference, it can be seen that I was not assigned to the investigation on a formal level, at the time that the terms of reference were agreed upon. However, I was engaged in discussions with those responsible for the setting up of Strike Force Georgiana, and I was aware that I would be playing a role with the Strike Force once it got underway.
10. My best understanding at this point of time is that the reason why I was not appointed initially was because of my other work commitments with investigations. At this time I was working on Strike Force Rubicon, Strike Force Bolaro and Strike Force Darook, all of which were in various stages of investigation or court preparation.

Officer(s) in charge of Strike Force Georgiana

11. Detective Senior Constable Todd CLAYTON was initially assigned to the investigation as the officer-in-charge.
12. At the time I was Detective Senior Constable CLAYTON'S supervisor, and in that capacity I was always going to be kept abreast as to what was happening in terms of the Strike Force investigations, so that when I did come into the investigation at a later point of time, I would have a working knowledge of what had transpired during the course of the investigation, and what further investigations needed to take place.
13. In December 2007, Detective Senior Constable CLAYTON and other investigators assigned had gathered sufficient information in relation to the investigation itself, and I was asked to review this information and determine its course. At this time a decision was made that I be officially placed on Eagle/ as the Supervisor of the investigation. I commenced supervision and investigation relating to Strike Force GEORGIANA in December 2007. I did not work on this investigation full time until 28 April 2008 due to other commitments in 2008 including three other Strike Forces, court commitments and higher duties as the Lake Macquarie Crime Manager.
14. In terms of my formal allocation as Supervisor to the Strike Force by way of terms of reference, my understanding is that there was no fresh terms of reference issued, but there was a change made on the Eagle/ holdings indicating my designation as Supervisor.
15. From my recollection of events, a large volume of information was coming into the Strike Force from various sources, and it led to the Strike Force having to widen its scope and further investigate additional alleged offenders

Signed

H Faber
Det / Sgt

Resourcing of Strike Force Georgiana

16. To the best of my recollection, Detective Senior Constable CLAYTON and Detective Sergeant WINK (on loan to Lake Macquarie) commenced working on a full-time basis on Strike Force Georgiana investigation in early 2008. Detective Senior Constable CLAYTON was the nominated officer in charge and Detective Sergeant WINK was assigned a Senior Investigator. At this stage only one Catholic Priest was a nominated target. Numerous other offenders were nominated with this Priest. The offences were predominantly in the Lake Macquarie LAC.
17. In the early stages of the investigation it became apparent that there were numerous other Catholic Priests and other persons that required investigation. These investigations crossed borders with the Newcastle LAC and as such I requested two further Detectives be provided to the Strike Force from the Newcastle LAC.
18. On 15th April 2008, Detective Senior Constable CLAYTON submitted a report through the chain of command to have two Detectives from Newcastle LAC assigned to Strike Force Georgiana
19. On the 22nd April 2008, Detective Senior Constable Paul BRADLEY and Detective Senior Constable Margaret FERGUSON from the Newcastle Detectives Office were sent to assist with the Strike Force, however, these officers only remained for part of the initial phase due to other issues. They were replaced by Detective Senior Constable Daniel PALMER.
20. On Monday 28th April 2008, I commenced duties on a full time basis on Strike Force Georgiana, supervising four staff. The Strike Force worked from the Charlestown Police Station where I was stationed.
21. On the 26th May 2008, I was informed by Detective Senior Constable CLAYTON that Zimmerman Services had received a complaint regarding NP and would be contacting us regarding this. On the 27th May, 2008, I had a telephone conversation with Michael ELLIOTT from Zimmerman Services. On the 30th May, 2008 I met with Michael ELLIOTT at the Charlestown Police Station and was provided with a complaint file pertaining to NP outlining the alleged victim's name.
22. In early June 2008, I spoke to the alleged victim and on the 25th June 2008 I obtained a statement of complaint from this person nominating NP as the offender. These offences were committed within the Central Hunter LAC. As a result Detective Senior Constable McLEOD, attached to the Central Hunter LAC, was supplied to the Strike Force to assist around the end of July 2008, and he remained for the completion of Phase 1.
23. During the operation of the Strike Force, there were different phases that the Strike Force went through. These can be variously described as phases one, two, three and four. The investigators who were attached to the Strike Force during the various phases are as set out below:
 - (a) Investigator/Officer in Charge (OIC) -- Detective Senior Constable Todd CLAYTON (Phase one, two, three and four)
 - (b) Investigator/OIC - Detective/Sergeant Kelvin WINK (phase one);
 - (c) Investigator/OIC - Detective Senior Constable Shaun McLEOD (phase one);

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Det / Sgt

- (d) Investigator - Detective Senior Constable Paul BRADLEY (phase one)
 - (e) Investigator - Plain Clothes Senior Constable Daniel PALMER (phase one);
 - (f) Investigator - Detective Senior Constable Margaret FERGUSON (phase one);
 - (g) Investigator - Detective Senior Constable Luke BRIGGS (phase two);
 - (h) Investigator/OIC - Plain Clothes Senior Constable GARDINER (phase two);
 - (i) Investigator - Plain Clothes Senior Constable James DONNELLY (phases three and four);
 - (j) Investigator/OIC - Detective Senior Constable B MORRIS (phase four);
 - (k) Investigator - Plain Clothes Senior Constable M ROACH (phase four).
24. I was the overall supervisor/OIC in all four phases. Detective Senior Constable CLAYTON was the overall Senior Investigator/OIC on phases one, two and three.
25. During Phase one of Strike Force Georgiana a request for assistance for staff from State Crime Command was submitted and rejected. This report was submitted through Detective Chief Inspector Brad TAYLER, Crime Manager, Lake Macquarie LAC.
26. After being unable to secure State Crime Command Assistance, a request was made by myself to Detective Chief Inspector TAYLER to obtain resources from Newcastle City LAC. I am aware that this process involved consultation with Northern Region Commander SHEARER, the Newcastle Commander and Newcastle Crime Manager.
27. The securing of Detective Senior Constable McLEOD from the Central Hunter LAC was made as part of this process.
28. During Phase one I directly reported to Detective Chief Inspector TAYLER (Lake Macquarie Crime Manager). I also provided updated reports to the Northern Region and attended a briefing with Region Commander SHEARER, in the presence of the Lake Macquarie Crime Manager, Detective Chief Inspector TAYLER, and Detective Senior Constable CLAYTON just prior to the arrest phase.
29. In approximately October 2008, Phase One was considered completed on a full time basis and Detective Senior Constable CLAYTON and I returned to the Lake Macquarie Detectives Office. At that time Detective Senior Constable McLEOD had secured a transfer from Central Hunter LAC to Lake Macquarie and commenced duties within the Lake Macquarie Detectives Office. At this time four major offenders had been charged, however a legal advising was being sought from the Newcastle Office of the Director of Public Prosecutions (ODPP) regarding the matter of NP. For brief purposes Detective Senior Constable McLEOD was the officer in charge of this matter. He continued to gather evidence with the assistance of Detective Senior Constable CLAYTON and I. Advice was returned from the ODPP and NP was charged. Four further victims subsequently came forward after media reports. Further charges were preferred.

Signed

R. F. ADER
Det / Sgt

30. In approximately April 2009, Phase two commenced on a part time basis only. Although Detective Senior Constable McLEOD wished to remain on Strike Force Georgiana, due to supervisory and welfare issues, I requested "new" staff from Lake Macquarie LAC and Newcastle LAC be provided. Plain Clothes Senior Constable GARDINER and Detective Senior Constable BRIGGS were allocated to the Strike Force. Detective Senior Constable CLAYTON remained the OIC. The major target for this investigation was Dr Ashleigh JARROLD however Father HOUSTON was amongst the three persons of interest eventually charged. This Phase became full time at the end of May 2009. This phase was completed in September 2009.
31. During Phase two a request for assistance from State Crime Command Internet Unit was submitted and rejected. Strike Force Georgiana then utilised the Undercover Branch and the Commonwealth ODPP to complete this Phase of the investigation, after the Internet expertise were not afforded to the Strike Force.
32. During Phase two I reported directly to Detective Inspector David WADDELL (Lake Macquarie Crime Manager) on all aspects of the investigation. On completion of the arrest phase an updated SITREP was submitted to the Lake Macquarie and Newcastle Commanders and to the Commander Northern Region.
33. During Phase three, all Strike Force Staff were attached to the Lake Macquarie Command even though offences occurred within the Newcastle City and Central Hunter Commands. This occurred as this phase related to three offenders already charged by Strike Force Georgiana. The Strike Force was not full time and we worked these matters in between other LAC investigative requirements. I reported directly to the Lake Macquarie Crime Manager, Detective Inspector WADDELL and Lake Macquarie Commander Craig RAE. This Phase continued throughout 2010, 2011 and 2012.
34. The commencement of Phase 4 occurred after I was contacted by Northern Region Commander YORK and subsequently Inspector TOWNSEND, (Northern Region), regarding the current status of Strike Force Georgiana and if further resources were needed from the Region. I supplied an updated status report regarding Strike Force Georgiana. As a direct result I was supplied with three investigators on a full time basis to assist in completing numerous briefs. These staff commenced on the 19th November, 2012, and consisted of Detective Senior Constable Belinda MORRIS (Newcastle City LAC), Plain Clothes Senior Constable Matthew ROACH (Port Stephens LAC) and Plain Clothes Senior Constable James DONNELLY (Lake Macquarie LAC). During this Phase I was not full time on the Strike Force and I worked these matters in between other LAC requirements and Strike Forces. I reported to Lake Macquarie Commander Craig RAE.
35. Strike Force Georgiana is a Highly Protected Investigation due to its sensitive nature. All staff were informed that they were not to discuss any facets of the investigation, including nominated targets, with any member of the police service outside of the Strike Force. This included any direct supervisors of their own original Commands. The reporting mechanism was to the Lake Macquarie Crime Manager only, and then to the Region Commander. This was reiterated to all investigators over all phases numerous times and my wishes concerning this covert nature of the investigation could not be misconstrued. I am extremely pedantic on the covert integrity of my investigations.

Signed

N. Faber
Det / Sgt

Strike Force Georgiana's operations

- 36. Strike Force Georgiana has currently laid 427 charges relating to 10 offenders. Four offenders were charged numerous times.
- 37. Six of those ten offenders are Catholic Priests. Two of those ten offenders are Catholic Brothers
- 38. Six offenders have been convicted.
- 39. Currently police have obtained 97 victim statements but are working with in excess of 100 victims of child sexual abuse. Police have also assisted numerous other persons that do not wish to provide statements to police or enter the legal process with their complaints.
- 40. The names of the persons charged and their convictions if applicable are summarised below

| Offender | Charges | Conviction |
|---|---|--|
| 1: NP3 | 134 Child Sex Offences (40 male victims) 50 Child Sex Offences (15 male victims) plus 15 child sex offences to be laid by ODPP for 3 further male victims. | Plea of Guilty – Serving 19 years. Set for trial SDC |
| 2: Father Thomas BRENNAN (now deceased) | 2 Charges relating to making False Statement to Police. 14 offences (8 child sex offences, two Conceal offences, four common assault. (3 male victims). | Convicted and sentenced to 12 month GB. Appeal dismissed in CCA. Deceased prior to trial. |
| 3: NP | 17 child sex offences relating to five victims Approximately 50 child sex offences relating to 9 further child victims to be laid via ex officio indictment by ODPP. | Convicted of four major victim offences. Hung jury on second trial relating to one minor victim. Three minor charges dismissed. Six victims set for trial on 26/08/2013. |
| 4: NP4 | 22 child sex offences relating to two male victims. | Matter not proceeded on at Committal |
| 5: Dr Ashleigh JARROLD | 13 Child Sex/Pornography offences. (Phase 1) | Plea of guilty and serving 7.5 year |

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| | 50 Offences – Possess/Disseminate/Produce Child Pornography and Procure/Groom Child. | sentence. |
| 6: Jacob BENNIE (Co-accused with JARROLD) | 12 offences relating to Produce/Disseminate Child Pornography. | Plea of Guilty - 2 year suspended sentence. |
| 7: Father John HOUSTON | 4 offences relating to Film Child <16 in Private Act. | Plea of guilty and sentenced under Mental Health Act to supervision order. |
| 8: NPS | Charged Acc Before the Fact Child (<10) indecent Assault, Conceal Child (<10) indecent Assault. | Before the Court |
| 9: NP6 | 33 Child Sex Offences relating to 12 male victims. | Before the court |
| 10: NP7 | 9 Child Sex Offences relating to 3 male victims. | Before the Court |

41. Five of these offenders are still before the Court, with two convicted persons on trial for additional offences.

42. Only one matter did not proceed to trial

Status of Strike Force Georgiana

43. Strike Force Georgiana is still a current investigation. It is anticipated that two further offenders will be charged in the near future with numerous child sex offences. In addition further offenders are still under investigation. All offences relate to the Northern Region.

Involvement of Detective Chief Inspector Fox and Detective Senior Constable Shaun McLeod in Strike Force Georgiana

44. I have worked with Detective Chief Inspector FOX on prior occasions in late 1998 whilst attached to the Cessnock and Maitland Detectives Offices. At the time Detective Chief Inspector FOX was my Supervising Sergeant. I was transferred to Lake Macquarie Detectives in February 1999. From that time I did not have any contact or operational dealings with Detective Chief Inspector FOX. In relation to Detective Chief Inspector FOX, I do not consider him a friend or a colleague. He would not be someone from within the NSW Police Force that I would seek advice from. We worked together for a very short time, and this was approximately 14 years ago. He was not a Supervisor or Investigator who I regard as having any impact on my knowledge or career in any manner whatsoever. I formed an early opinion that Detective Chief Inspector FOX had a close association with local media.

Signed

K. F. A. D. E. F.
Det / Sgt

45. In terms of previous investigations carried out by Detective Chief Inspector FOX regarding the Catholic Church, I am not aware of any of the details of his investigations. During Strike Force Georgiana it became known to me that he had investigated one priest only, being Father FLETCHER who I was told was deceased. This knowledge I believe came to me through Zimmerman Services. I was unaware of any other involvement Detective Chief Inspector FOX had with investigations into the Newcastle Maitland Catholic Diocese. If any were current, this was not divulged to myself.

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48. In terms of any contact that Detective Chief Inspector FOX had with Strike Force Georgiana, and more particularly by myself, such contact was limited to two occasions, one incident involving a perceived media breach in May 2008, and one incident involving details of the FLETCHER case during an offender's trial in late 2012. There are no other contacts from my staff or myself that I am directly aware of.

49. In relation to the first incident, I was contacted by telephone by Ms Joanne McCARTHY from the Newcastle Herald at the Charlestown Police station on the 30th May 2008. On this morning I had received information from Zimmerman Services regarding a child sexual assault complaint with NP as the person of interest. It was only hours after this that I received the telephone call from Ms McCARTHY inquiring as to whether I was investigating NP. I am unaware where she received this information. I had previously never had any contact with Ms MCCARTHY regarding any investigations. Ms MCCARTHY divulged that her police source was Detective Chief Inspector FOX and he had stated that Lake Macquarie were investigating the matter. To alleviate any concerns I had, she also told me she was well aware that we were investigating NP4 and that she regularly spoke to Detective Chief Inspector FOX regarding priests who were under investigation. I informed her that I would not be discussing any current investigation with the media and would not confirm any such investigation. I informed her not to contact me again. She informed me she would contact Detective Chief Inspector FOX again to talk further with him.

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K. Faber
Det / Sgt

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57. On the 10th of April 2012, I was contacted by Detective Chief Inspector FOX enquiring as to the success of his witnesses. I spoke to Detective Chief Inspector FOX at length on this date. In saying that most of the conversation was from Detective Chief Inspector FOX, I did inform him that I was grateful for the names of the witnesses. However, during this conversation it became apparent to me that Detective Chief Inspector FOX was aggrieved with senior police regarding not being allowed to investigate certain matters. This is the first time he had mentioned this to me. I was vaguely aware of his involvement in the McALINDEN brief because of the actions of Detective Senior Constable Shaun McLEOD, however I was never allocated this to investigate and I did not know the facts of the matter. To this date I still do not. From the best of my knowledge, I did not inquire as to what matter Detective Chief Inspector FOX was talking about and nor did I inquire as to who the Senior Police were.

58. In addition some of this conversation was what I would describe as "rambling" and I formed the opinion that Detective Chief Inspector FOX was obsessed with the Newcastle Maitland Catholic Diocese and his manner was very similar to that of Detective Senior Constable Shaun McLEOD. As an example, Detective Chief Inspector FOX informed me that my life was in danger from the "Catholic Mafia" because of my continued investigations with Strike Force Georgiana. I made a joke of this assertion and Detective Chief Inspector FOX came back pressing the fact that this was the fact from what he had been told, and I should take it seriously. This is the first lengthy conversation we had engaged in regarding the Church and I was unaware of any involvement by him other than charging Father FLETCHER in the mid 1990's. Some of this conversation related to the "Catholic Mafia" also covering up child sexual abuse. At no time did allege that police had covered up abuse. He appeared to be what I would describe as hyped and upset at the content of what he was describing. At the completion of the telephone call I discussed the conversation with Detective Senior Constable CLAYTON, informing him of my concerns and the odd nature of his assertions.

59. Other than the outlined telephone calls listed above, I did not have any other contact or communication with Detective Chief Inspector FOX in relation to Strike Force Georgiana. As has been made clear in my statement, he was not part of the Strike Force that had been set up in 2007, and had no role (whether official or unofficial) in terms of that investigation.

60. In addition to these two incidents I am now of the opinion that Detective Chief Inspector FOX has (or has had) a friendship with Detective Senior Constable Shaun McLEOD. This was my suspicion during Phase 1 of Strike Force Georgiana. I spoke to Detective Senior Constable CLAYTON about my suspicions and he indicated that he had the same. At the time we had direct concerns regarding any such contact due to the perceived media breach with Ms McCARTHY. Detective Chief Inspector FOX had been the Crime Manager of Detective Senior Constable Shaun McLEOD prior to him working with Strike Force Georgiana. Once it was

Signed

M. Faber
Det / Sgt

evident that Detective Senior Constable Shaun McLEOD had become obsessive with the investigation, and I had to limit his tasks, I believe he began conversing with Detective Chief Inspector FOX. It is possible through this communication that Detective Senior Constable Shaun McLEOD was sharing information with Detective Chief Inspector FOX. It was these issues along with Detective Senior Constable McLEOD's obsessive behaviour that led to him not being included in Phase 2. Detective Senior Constable Shaun McLEOD had full access to Eagle/ for Strike Force Georgiana and this concerned me.

61. As stated it is my suspicions that Detective Senior Constable Shaun McLEOD and Peter Fox have liaised in relation to the investigation, both during and after its completion. After learning of the MCALINDEN brief being in the possession of Detective Senior Constable McLEOD I believe this somewhat confirmed my suspicions, and again Detective Senior Constable CLAYTON and I discussed this.
62. In my opinion, both Detective Senior Constable Shaun McLEOD and Detective Chief Inspector FOX appear to be passionate in terms of their investigations into Catholic Priests, and the need for further investigations into paedophilia and concealment of the same, within the Catholic Church. They both gave me the impression that they were unusually obsessed with it. I believe this obsession can lead to the inability to objectively investigate. This was especially so with Detective Senior Constable Shaun McLEOD; who worked under me as an investigator. My opinion regarding Detective Chief Inspector FOX is based on the lengthy conversation I had with him during the NP trial. I believe that the friendship between these two persons may be as a direct result of their obsession.
63. In relation to Detective Senior Constable Shaun McLEOD, I believe his conduct and general behaviour and attitude towards the Catholic Church and the investigations required, seemed to be extremely obsessive and compulsive. I do not believe Detective Senior Constable Shaun McLEOD commenced Strike Force Georgiana with this opinion but it became apparent after working on the matter that he became unable to accept the enormity of the level of sexual abuse within the Newcastle Maitland Diocese, and this appeared in my opinion to lead to his obsessive behaviour."

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Detective Senior Constable Shaun McLEOD was unable to focus on the tasks I gave him and complete them in a timely manner. He became fixated on matters outside of his tasks and he became anxious in manner. In addition Detective Senior Constable Shaun McLEOD informed myself and Detective Senior Constable CLAYTON that he had completed certain tasks ready for trial, however on conference with the ODPP prior to the trial of NP (and after Detective Senior Constable McLEOD was on sick leave), in fact these matters had not been completed properly. This led to further investigations on NP and further victims being identified.

64. In addition and further to Detective Senior Constable Shaun McLEODS behavioural issues, on numerous occasions Detective Senior Constable McLEOD wished to interview senior members of the Catholic Clergy, including Cardinal George Pell. I became aware of this only after conversations with Detective Senior Constable CLAYTON. These type of interviews would be carried out by the most senior and competent detectives on the Strike Force. I informed Detective Senior Constable Shaun McLEOD of this and ensured that he made not contact with these persons.

Signed

N. Faber
Det / Sgt

65. My personal opinion of Detective Senior Constable Shaun McLEOD is that he did not do anything out of malice. I consider him a kind hearted person whose overall intentions were positive but tainted due to his inability to effectively investigate this child sexual abuse objectively.
66. I am aware that Joanne McCARTHY forwarded documentation comprising statements of witnesses and associated documentation (of which is now subject the investigations by Strike Force Lantle) to Detective Senior Constable Shaun McLEOD. Upon his receiving this documentation, he did not inform me of their receipt or existence. Given that I was the supervisor at the time, and given that the documents related to allegations which were material with respect to the investigation of the Newcastle Maitland Catholic Diocese, I felt it inappropriate that Detective Senior Constable Shaun McLEOD did not bring this information to my attention in my capacity as his supervisor immediately.
67. To the best of my knowledge, when Detective Senior Constable Shaun McLEOD received this file from Ms McCARTHY, he did not make any record on any police system, including COPS and Eagle1, of the fact that he received this material, or that it was in his possession or that he intended to investigate the material. I was made aware of the existence of this material by Detective Senior Constable Todd Clayton. It is my belief from conversations with Detective Senior Constable CLAYTON that Detective Senior Constable Shaun McLEOD had advised him of the fact that the material had been received and of the nature of the information regarding a cover-up as regards to Father McALINDEN. He also informed him that he was going to investigate it. Detective Senior Constable CLAYTON informed Detective Senior Constable Shaun McLEOD that he would be in trouble for not divulging this information to myself and that he should see me immediately.
68. Upon being advised of this fact by Detective Senior Constable Todd CLAYTON, I met with Detective Senior Constable Shaun McLEOD immediately (and I believe on the same day) and asked him what it was that he had in terms of the material. It was at that point of time that I became aware of the contents of the material. I took the file from Detective Senior Constable Shaun McLEOD and informed him that under no circumstances would he be investigating the matter. I immediately advised Detective Inspector Dave Waddell of this information.
69. *Redacted.* At the time Strike Force Georgiana was considered completed and we were in the brief preparation or trial phase for all offenders. This information did not relate to any of the nominated Strike Force Georgiana targets. From perusing the documents I was aware that the matter was under the jurisdiction of Newcastle City LAC. However, I was prepared to investigate this matter under Strike Force Georgiana if it was decided by the Region.
70. As I indicated previously in this statement, it was my view that when Detective Senior Constable Shaun McLEOD received the material, he was under an obligation to bring this material to my attention either immediately or within a very short time of its receipt. He was also under an obligation to prepare a Police Report in relation to the matter, and ensure that the receipt of the material was appropriately documented within the police recordings. As it is apparent that he intended to investigate the matter on his own, it is also my view that he was under an obligation to firstly advise me of that fact as his supervisor, and also to ensure that the Crime Manager was informed of the details of the investigation.

Signed

- R. Faber
Det / Sgt

71. As the Supervisor of Detective Senior Constable Shaun McLEOD, it was my responsibility to determine what was to happen with the material that had arrived. It was for me to confer with Detective Inspector WADDELL and determine whether or not it was to be investigated within my own local area command under a reformed Strike Force Georgiana, or whether it should have been referred back to the Newcastle Local Area Command. In addition if the matter was to be investigated by Strike Force Georgiana, Detective Senior Constable Shaun McLEOD would not have been a member of that investigative team.

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H. Faber
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96. In terms of any possible cover-up involving Bishop Michael MALONE, to my knowledge, when dealing with Bishop MALONE I found him to be extremely co-operative. In my first meeting with him, he openly admitted that he had made mistakes in the past in terms of the allegations relating to paedophile activity within the Newcastle Maitland Diocese. He also gave the impression that he saw his role now as helping the victims of the paedophile activities of his Priests. He was co-operative in terms of allowing police investigators to have free access to the material which was in the possession of the Church relating to offending Priest that Strike Force Georgiana were investigating. In addition he ensured that any new information was immediately passed onto Strike Force Georgiana relating to those Priests or any others.
97. Strike Force Georgiana has a professional and successful working relationship with the Newcastle Maitland Diocese Zimmerman Services, especially in the initial phases. The initial head of Zimmerman Services was Helen KEEVERS who was extremely co-operative with investigators. I found Ms KEEVERS to be an

Signed

KADEK
Det / Sgt

outspoken person in regards to paedophile activity within the Church and I believe at no time would she be a person to cover up sexual abuse upon any person. Ms KEEVERS employment was terminated by the Catholic Diocese and she was replaced by Sean TYNAN. I have found that Sean TYNAN has assisted Strike Force Georgiana when requested.

98. All investigators attached to Zimmerman Services, including Michael ELLIOTT and David MUXLOW, have readily assisted Strike Force Georgiana, at the direction of Bishop MALONE and Bishop WRIGHT, and have been professional in their manner.

99. In particular, Maureen O'HEARN of Zimmerman Services has been an immense support to investigators and all victims of sexual abuse spoken to by Strike Force Georgiana. Ms O'HEARN duties is to support all victims and ensure their welfare needs are met, including all counselling needs. Ms O'HEARN carries out these duties with the upmost care and professionalism and I believe has aided many suicidal victims of sexual abuse.

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103. I have been asked about documentation relating to Detective Senior Constable FLIPO and investigations carried out by her in about 2001-2002 relating to AF. Having seen this documentation, I have no recollection of that material having come to my attention previously. I was not a Detective Sergeant at the time and as such would not be aware of Detective Senior Constable FLIPO's cases. During 2001-2002 I was working on Strike Force TOLENTINO with the Child Enforcement Protection Agency (Now State Crime). I can also assert that at no time

Signed

K. Faber
Det / Sgt

was the complaint made by **AF** brought to my attention during the period of time when I was responsible for Strike Force Georgiana.

Signed

~~Signature of Kristi Lee Faber~~

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Product Details

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Title Media Inquiries - Joanne McCarthy
Type TEXT DOCUMENTS:Investigations Note **File Number** IN-232
Date Created 2 Jun 2008 **Status** Accepted
Created By DETSGT KRISTI FABER **Reviewed By** DET TODD CLAYTON
Date of Note 02/05/2008
Electronic or Scanned Copy turbull.pdf (55.4KB)

Brief Description

On Friday 30/5/08 MCCARTHY contacted LM Dets office inquiring who was in charge of matter. Det TURNBULL informed her unknown but would not contact. (Copy of conversation attached). Contacted MCCARTHY and asked by her if investigating NP. Stated police LM had no knowledge of him and it would appear Lower Hunter would have carriage. She surmised that her "police source" had told her that LM was doing it. Inquired as to her police source and she was reluctant to divulge. Informed her FABER would need to track to determine who was in charge. Divulged that she spoke to Peter FOX (Newcastle OH) about NP and he stated LM LAC. Appears to have got FABER's name after speaking to TURNBULL. MCCARTHY is close friend of NP's family and is her editor. Further stated that she spoke to FOX about a few prints including NP's. She is aware that LM are looking into NP. She was informed that police would not be confirming any investigation to media, whether homicide/sex assault/robbery etc. and that it was pointless for her to call. Again told LM dets not in charge of NP. She stated that she would talk further with Peter fox. This call has seriously affected the covert nature of SP GEORGIANA. DCI TAYLER and ADCI RADMORE informed. Request to contact FOX and ensure he has no contact with MCCARTHY. Email has been received by FOX indicating he did not divulge any info on investigation and that he has "zero knowledge" on FABER's investigation. Report re actions of FOX to be forwarded to Commander.

Category

- MEDIA *

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Signed

K. Faber
Det / Sgt

"A"

This and the following1..... pages is the annexure marked "A" referred to in the statement of Kristi Lee Faber

Dated/...../.....

**NSW POLICE SERVICE
Lake Macquarie LAC
Terms of Reference**

CASE TITLE: NP4
STRIKE FORCE: Georgiana

To: Detective Senior Constable Todd Clayton

You are hereby directed to take command of a Strike Force code named Georgiana with the following Terms of Reference: -

To investigate NP4 in relation to allegations of child sexual assault.

The following personnel have been assigned to the investigation:

- Detective Senior Sergeant R. Radmore (Supervisor)**
- Detective Senior Constable Todd Clayton**
- Detective Senior Constable Scott Atkinson**

Additional staff will be allocated as required upon request.

THE INVESTIGATION WILL:

- 1. Be commanded by Detective Senior Constable Todd Clayton.**
- 2. During the course of the investigation all staff will report to Detective Senior Constable Todd Clayton who will be accountable for all operational and administrative decisions (i.e. deployment of staff, overtime, reports, diaries etc).**
- 3. Be conducted in accordance with the Police Service 'Code of Conduct and Ethice'. Any information concerning corrupt and/or unethical conduct, including conflicts of interest, whether involving your staff or others, will be reported in writing immediately to the Detective Senior Sergeant R Radmore.**

4. Utilise e@gle for information/intelligence/case management purposes.
5. Utilise vehicle/s strictly in accordance with the NSW Police Service Handbook.

YOU WILL:

1. Ensure that Corruption Prevention risk management strategies, including Informant management practices, are established, effectively implemented and documented, communicated clearly to staff members and continually monitored and evaluated. Identified risks will be addressed immediately and corrective action recorded.
2. Clearly communicate to all members of the investigation team that when they identify:
 - (a) corrupt or improper conduct on the part of team members and/or
 - (b) improper associations between police, including former police, and criminals and/or persons of interest to the investigation,team members are to immediately notify you in writing of that corrupt and/or improper conduct or association. You will immediately notify in writing Detective Senior Sergeant R. Radmore of that corrupt and/or improper conduct or association. All action taken by you must be documented.
3. Ensure appropriate confidentiality is maintained.
4. Regularly report to Detective Senior Sergeant R. Radmore by way of Situation Report, Progress Report and verbally as required. Your first Progress Report is due by 1st October 2007 Subsequent reports will be submitted monthly and will form the basis for a monthly review of the investigation.
5. Address any positive and negative aspects of the investigation in the monthly reports if urgency or impact does not require immediate notification to Detective Senior Sergeant R. Radmore
6. Provide a comprehensive Operational Assessment at the completion of your involvement in the investigation.
7. You are required to read and acknowledge that you understand this document by signing hereunder.

Signature:

Signed

13/9/07