

NSW POLICE FORCE

STRIKE FORCE

PARRABELL

Bias Crimes Indicators Review Form

Investigation No:	67
Victim/Deceased:	Stephen DEMPSEY
Date of death:	02 August, 1994
Investigation Status:	Solved
Offender/s:	Richard LEONARD
Investigative Unit:	Collaroy Police Station
Description:	<p>Stephen DEMPSEY was a 34 year old homosexual male who worked as a landscape gardener. He was murdered at Deep Creek Reserve in Narrabeen, a known beat location, by Richard LEONARD. LEONARD was a 21 year old male in a relationship with a female; however information uncovered during the investigation led Investigators to ascertain he was bi-sexual. DEMPSEY and LEONARD were not known to each other.</p> <p>DEMPSEY'S torso was located washed up on shore months later covered with bird wire. His head, arms and legs were never recovered. A broadhead arrow tip was located embedded in DEMPSEY'S heart, and this was listed as the cause of death. LEONARD was responsible for shooting DEMPSEY before dismembering his body and storing his arms, legs and head in his freezer for several months. LEONARD was charged with and convicted of murder and sentenced to life imprisonment. It should be noted, he was also sentenced at the same time for another murder.</p>

1. Differences	
Prompts	Comment
<ul style="list-style-type: none"> • <i>Immutable characteristic differences between victim and POI's sexual orientation</i> 	<p>Stephen DEMPSEY was a thirty four year old landscape gardener. DEMPSEY'S car was found three days after his disappearance by business partner [REDACTED] at the Deep Creek Reserve in Narrabeen. DEMPSEY had told [REDACTED] that he frequented Deep Creek Reserve which was a well known 'beat' location. Richard LEONARD, at the time of his arrest, was in a relationship with a female by the name of [REDACTED]. [REDACTED] appeared to be bisexual. During the investigation, Detectives obtained a recording of a telephone conversation between LEONARD and a 'male on male' brothel during which LEONARD is heard in this conversation to be attempting to get a job at the brothel (REC-1).</p>
<ul style="list-style-type: none"> • <i>Victim is a member of a group which is outnumbered by members of another group in the area where the incident occurred</i> 	<p>Few details are known about DEMPSEY'S lifestyle. He was a landscape gardener with business partner [REDACTED]. DEMPSEY was reported to be a homosexual male who at times utilised beats to meet other men. DEMPSEY was murdered at Deep Creek Reserve, an area known as a beat location.</p>
<ul style="list-style-type: none"> • <i>Victim was engaged in activities promoting his/her group</i> 	<p>During record of interview, LEONARD claimed his actions were as a result of an unwanted homosexual advance from DEMPSEY. LEONARD stated that he shot DEMPSEY from a distance of about "10 feet" as he [LEONARD] "...felt threatened." This statement was however proven to be false. It is unlikely DEMPSEY actually did anything at the time of his murder to promote his sexuality in a way LEONARD would have deemed it threatening. There is no indication DEMPSEY was engaged in activities promoting homosexuality aside from being at a known 'beat' location.</p>
<ul style="list-style-type: none"> • <i>Incident coincided with a holiday or date of particular significance to the victim or POI's group</i> 	<p>There is no evidence to suggest the date of DEMPSEY'S murder had any significance to either him or LEONARD.</p>
<ul style="list-style-type: none"> • <i>Victim, although not a member of the targeted group is a member a member of an advocacy group that supports the victim, or the victim was in company of a member of the targeted group</i> 	<p>There is no evidence to suggest DEMPSEY was a member of, or affiliated with any specific minority advocacy groups. DEMPSEY was not in the direct company of any other person at the time of his murder. It does not appear LEONARD had any specific target in mind with D/INSP Paul MAYGER stating, "He used to go down there [Deep Creek] to hunt with his bow and shoot fish and it was progression if you like from hunting near fish to stalking human game and shooting him [DEMPSEY] from a distance" (REC-1).</p>

<ul style="list-style-type: none"> <i>Historical animosity exists between the victim's group and the POI's group</i> 	<p>There is no known historical animosity between DEMPSEY and LEONARD. It appears DEMPSEY may have been in the wrong place at the wrong time, and there is no evidence to suggest DEMPSEY and LEONARD knew one another. During interview, LEONARD claims he was 'threatened' by homosexuals. LEONARD claimed to be threatened by DEMPSEY because of a homosexual advance. It appears unlikely LEONARD had prior animosity towards homosexuals given the recording of him attempting to seek employment at a homosexual brothel.</p>
Indicators	(y/n)
<p>Bias Crime – sufficient evidence/information exists to prove beyond a reasonable doubt that the incident was either wholly or partially motivated by bias towards one of the protected categories and constitutes a criminal offence.</p>	<p>No</p>
<p>Suspected Bias Crime – evidence/information exists that the incident may have been motivated by bias but the incident cannot be proven beyond a reasonable doubt that it was either wholly or partially motivated by bias and constitutes a criminal offence.</p>	<p>No</p>
<p>Not Bias Crime – the incident has been determined as either not being motivated by bias towards a protected group or although bias motivation is in evidence it does not relate to a protected group.</p>	<p>No</p>
<p>Insufficient Information – insufficient information has been recorded to make a determination in regards to bias motivation. This may be due to a lack of detail recorded by police or a lack of information supplied by victim's and/or witnesses.</p>	<p>Yes</p>
GENERAL COMMENT	
<p>DEMPSEY was a landscape gardener, with business partner [REDACTED] 1125. DEMPSEY was reported to be a homosexual male who at times utilised 'beats' to meet other men. DEMPSEY was murdered at Deep Creek Reserve, an area known as a 'beat' location. Richard LEONARD, at the time of his arrest was in a relationship with a female by the name of [REDACTED] 1126, who appeared to be bisexual. During the investigation, Detectives obtained a recording of a telephone conversation between LEONARD and a 'male on male' brothel during which LEONARD is heard to be attempting to get a job at the brothel. During record of interview, LEONARD claimed his actions were as a result of an unwanted homosexual advance from DEMPSEY stating that he shot DEMPSEY from a distance of about "10 feet" as he [LEONARD] "...felt threatened." This statement was however proven to be false. It is unlikely DEMPSEY actually did anything at the time of his murder to promote his sexuality in a way LEONARD would have deemed threatening. There is no known historical animosity between DEMPSEY and LEONARD. It appears DEMPSEY may have been in the wrong place at the wrong time. There is no evidence to suggest DEMPSEY and LEONARD knew one another. During record of interview LEONARD claims he was 'threatened' by homosexuals.</p>	

2. Comments, Written Statements, Gestures

Prompts	Comment
<ul style="list-style-type: none"> <i>Bias related comments, written statements or gestures were made by the POI</i> 	<p>During the investigation into the murder of DEMPSEY, a witness (unknown to the review) came forward with information suggesting the same person who had killed DEMPSEY had confronted them prior to DEMPSEY'S murder stating, "watch out, there are a couple of poofers down the track." Whilst it is not confirmed that this comment was made by LEONARD, the inference was drawn between the male who made the comment and the murderer of DEMPSEY because the two allegedly were in possession of a bow and arrow. In LEONARD'S record of interview, he claims his actions were as a result of an unwanted homosexual advance from DEMPSEY. LEONARD gave an account of what took place prior to him murdering DEMPSEY including a conversation that he alleged occurred between the two. DEMPSEY said, "Have you ever sucked a guy's dick? And I [LEONARD] said no. I picked up my bow and pointed it at him and I said, don't come over here or I'm gunna shoot you. And he said, I don't believe you. Then he said, I'm gunna walk towards you now and he started coming towards me and at about ten feet I let go of the string and the arrow went into him" (REC-1). There were no direct witnesses to the actions or conversation LEONARD claims to have occurred. INSP Ian LYNCH stated, based on the distance between DEMPSEY and LEONARD as described by LEONARD, the power of the compound bow, "...fired in such a way would have virtually gone straight through a person. In the case of Mr DEMPSEY that hadn't happened. The arrow had lodged very firmly in the heart, maybe halfway through the body and that didn't correspond with the range and the power of the bow that Mr LEONARD had and the way he described it occurred" (REC-1). The recount given by LEONARD is clearly self serving. There is no evidence any written statements or gestures were made by LEONARD.</p>
<ul style="list-style-type: none"> <i>Comments and gestures can occur before, during and after the incident</i> 	<p>LEONARD stated the alleged conversation between him and DEMPSEY occurred moments before he shot an arrow into DEMPSEY'S chest. LEONARD claimed this conversation occurred at about ten feet. Given the way the arrow lodged in DEMPSEY'S heart indicated it was fired from a range of about nine or ten metres (REC-1).</p>

<ul style="list-style-type: none"> • <i>Victims may not be aware of the significance of gestures made</i> 	<p>It is unclear if any gestures were made by LEONARD towards DEMPSEY, prior to, during, or after the attack on him. It is unlikely given it appears LEONARD deliberately and callously killed DEMPSEY at a distance of about nine to ten metres completely unbeknownst to DEMPSEY.</p>
Indicators	(y/n)
<p>Bias Crime – sufficient evidence/information exists to prove beyond a reasonable doubt that the incident was either wholly or partially motivated by bias towards one of the protected categories and constitutes a criminal offence.</p>	<p>No</p>
<p>Suspected Bias Crime – evidence/information exists that the incident may have been motivated by bias but the incident cannot be proven beyond a reasonable doubt that it was either wholly or partially motivated by bias and constitutes a criminal offence.</p>	<p>No</p>
<p>Not Bias Crime – the incident has been determined as either not being motivated by bias towards a protected group or although bias motivation is in evidence it does not relate to a protected group.</p>	<p>No</p>
<p>Insufficient Information – insufficient information has been recorded to make a determination in regards to bias motivation. This may be due to a lack of detail recorded by police or a lack of information supplied by victim's and/or witnesses.</p>	<p>Yes</p>
GENERAL COMMENT	
<p>In LEONARD'S record of interview, he claims his actions were as a result of an unwanted homosexual advance from DEMPSEY. LEONARD gave an account of what took place prior to him murdering DEMPSEY, including a conversation that he alleged occurred between the two. This conversation is alleged to have centred on DEMPSEY asking LEONARD if he had "...ever sucked a guys dick?" LEONARD claims that DEMPSEY proceeded to move towards him at which point he told DEMPSEY, "...don't come over here or I'm gonna shoot you." LEONARD claims DEMPSEY ignored this and as such LEONARD fired an arrow into the chest of DEMPSEY at a distance of about ten feet (3 metres). INSP Ian LYNCH stated, based on the distance between DEMPSEY and LEONARD as described by LEONARD, the power of the compound bow, "...fired in such a way would have virtually gone straight through a person. In the case of Mr. DEMPSEY that hadn't happened. The arrow had lodged very firmly in the heart, maybe halfway through the body and that didn't correspond with the range and the power of the bow that Mr LEONARD had and the way he described it occurred." It is unlikely any gestures were made by DEMPSEY and it is likely, LEONARD deliberately and callously killed DEMPSEY at a distance of about nine to ten metres completely unbeknownst to DEMPSEY.</p>	

3. Drawings, Markings, Symbols, Tattoos, Graffiti

Prompts	Comment
<ul style="list-style-type: none"> <i>Bias related drawings, markings, symbols or graffiti were left at the scene or were seen on the POI</i> 	<p>No photographs were reviewed of the scene however several images of the recovered torso were observed in (REC-1). No bias related drawings, markings, symbols or graffiti were noted as having been left at the scene following the murder of DEMPSEY. LEONARD returned to the scene a number of hours after murdering DEMPSEY and dismembered him cutting the head and limbs from the torso. The torso was the only part of DEMPSEY'S body that was recovered after it washed up on the beach. The torso was described by Dr. Christopher LAWRENCE as being "...wrapped in bird wire. The wire...secured by multiple, carefully twisted wire tags on the right and left chest and over the right and left upper chest and lower abdomen. Attached to the back...a separate bundle of bird wire within which...two large rocks..." (OD-92) No bias related markings, symbols, tattoos or graffiti were observed on the torso. "Within the heart...a diamond shaped "broadhead" arrow head" was located. This was the cause of death however the arrow head in DEMPSEY'S body does not appear to have any bias related connotations.</p>
<ul style="list-style-type: none"> <i>Before discounting symbols, ensure that you understand the meaning of the symbol</i> 	<p>No drawings, markings, symbols or graffiti were present at the scene or on the deceased body.</p>
Indicators	(y/n)
<p>Bias Crime – sufficient evidence/information exists to prove beyond a reasonable doubt that the incident was either wholly or partially motivated by bias towards one of the protected categories and constitutes a criminal offence.</p>	<p>No</p>
<p>Suspected Bias Crime – evidence/information exists that the incident may have been motivated by bias but the incident cannot be proven beyond a reasonable doubt that it was either wholly or partially motivated by bias and constitutes a criminal offence.</p>	<p>No</p>
<p>Not Bias Crime – the incident has been determined as either not being motivated by bias towards a protected group or although bias motivation is in evidence it does not relate to a protected group.</p>	<p>Yes</p>

Insufficient Information – insufficient information has been recorded to make a determination in regards to bias motivation. This may be due to a lack of detail recorded by police or a lack of information supplied by victim's and/or witnesses.	No
GENERAL COMMENT	
No photographs were reviewed of the scene however several images of the recovered torso were observed in REC-1. No bias related drawings, markings, symbols, tattoos or graffiti were notes as having been left at the scene, on the recovered torso or on the body of LEONARD following the murder of DEMPSEY.	
4. Organised Hate Groups (OHG)	
Prompts	Comment
<ul style="list-style-type: none"> <i>Objects or items that represent the work of an OHG were left at the scene, e.g. business cards, flyers, burning cross</i> 	<p>Following the murder of DEMPSEY, LEONARD put the deceased body into the water before walking a short distance throwing his compound bow into the water. LEONARD returned a number of hours dismembering DEMPSEY'S body in the shallows of the water. He removed the body in two loads to his home address where he stored DEMPSEY'S body in his refrigerator. LEONARD'S compound bow was recovered from the water during the initial stages of the investigation into the disappearance of DEMPSEY. No other objects were recovered from the scene. The full significance of the locating of the compound bow was not realised until the torso of DEMPSEY washed up on the beach. During autopsy an identical diamond shaped "broadhead" arrow head was located in the heart of DEMPSEY, to those located with the recovered compound bow some four months earlier. The compound bow or particular types of broadhead arrows are not know to be items that represent the work of an OHG.</p>
<ul style="list-style-type: none"> <i>An OHG claimed responsibility</i> 	<p>After several months of investigations, no persons had been identified as being responsible for the disappearance of DEMPSEY. It wasn't until a torso was washed up on the shores of Towlers Bay. This was later identified as belonging to DEMPSEY with the discovery of the arrow head in his heart. Investigators were directed to LEONARD as a result of community information. On the 3 May 1995 LEONARD and his girlfriend [126] attended the Christian City Church</p>

	<p>where they spoke with Pastor [§ 87(2)(b)]. During the conversation, LEONARD made admissions to the pastor about his involvement in the murders of both DEMPSEY and [§ 87(2)(b)] stating, that he wanted to give himself up to the Police. LEONARD and [§ 87(2)(b)] were clutching a bible. LEONARD told INSP LYNCH that he had shaved his head during the night as a cleansing process relative to confessing all sins (REC-1). LEONARD made admissions to being responsible for the murder of DEMPSEY along with the dismemberment. [§ 87(2)(b)]'S role was after the fact when she assisted LEONARD dispose the body three months and one week after the murder. There is no evidence to suggest either LEONARD or [§ 87(2)(b)] were affiliated with an OHG.</p>
<ul style="list-style-type: none"> • <i>There are indications that an OHG was involved or active in the area</i> 	There are no indications that an OHG was involved or active in the area.
<ul style="list-style-type: none"> • <i>MO is similar to known MO of an OHG</i> 	The MO used by LEONARD in committing the murder was by firing a high powered compound bow into the chest of DEMPSEY at a distance of about nine to ten metres. LEONARD then dismembered DEMPSEY's body removing his head and limbs from his torso storing them in his refrigerator for three months. There is no indication that this MO is similar to any known OHG's.
Indicators	(y/n)
Bias Crime – sufficient evidence/information exists to prove beyond a reasonable doubt that the incident was either wholly or partially motivated by bias towards one of the protected categories and constitutes a criminal offence.	No
Suspected Bias Crime – evidence/information exists that the incident may have been motivated by bias but the incident cannot be proven beyond a reasonable doubt that it was either wholly or partially motivated by bias and constitutes a criminal offence.	No
Not Bias Crime – the incident has been determined as either not being motivated by bias towards a protected group or although bias motivation is in evidence it does not relate to a protected group.	Yes
Insufficient Information – insufficient information has been recorded to make a determination in regards to bias motivation. This may be due to a lack of detail recorded by police or a lack of information supplied by victim's and/or witnesses.	No

GENERAL COMMENT

Following the discovery of DEMPSEY'S torso on the shores of Towlers Bay, LEONARD became the key suspect in the murder of DEMPSEY. LEONARD was charged with the murder, accused of deliberately and callously murdering DEMPSEY by firing a high powered compound bow into the chest of DEMPSEY at a distance of about nine to ten metres. LEONARD then dismembered DEMPSEY's body removing his head and limbs from his torso storing them in his refrigerator for three months. LEONARD'S girlfriend was charged with accessory after she assisted DEMPSEY dispose of DEMPSEY'S remains three months and one week after LEONARD had murdered DEMPSEY. There is no evidence to suggest either LEONARD or [126] were affiliated with an OHG or that the MO was that or an OHG.

5. Previous existence of Bias Crime Incidents

Prompts	Comment
<ul style="list-style-type: none"> <i>Victim was visiting a location where previous bias crimes had been committed against members of the victim's group</i> 	DEMPSEY was at Deep Creek Reserve, Narrabeen at the time he was murdered. It is believed DEMPSEY frequented the reserve which was a known beat area. There are no recorded incidents of bias crime having occurred at this location.
<ul style="list-style-type: none"> <i>Several incidents occurred in the same area and the victims were members of the same group</i> 	No previous incidents of bias related crime or homicide are recorded against the location. There is no evidence to suggest DEMPSEY was a member of any specific groups. During the investigation a number of witnesses notified Police of incidents where they had been in the vicinity of the Deep Creek Reserve when they were threatened by a male of similar description to LEONARD, armed with a compound bow.
<ul style="list-style-type: none"> <i>Victim has received previous harassing mail, email, social media posts or phone calls or has been the victim of verbal abuse (anti-gay) based on his/her affiliation with a targeted group</i> 	There is no evidence or previous reported incidents that suggest DEMPSEY had been receiving harassing mail, email, social media posts or phone calls because of his sexuality.
<ul style="list-style-type: none"> <i>Recent bias incidents or crimes may have sparked retaliatory bias crime</i> 	DEMPSEY is not known to have been victim to or engaged in any recent bias incidents or crimes that may have sparked retaliatory bias crimes. LEONARD is not known to have been involved in other bias related crimes or incidents that may have caused him to murder DEMPSEY.
Indicators	(y/n)
Bias Crime – sufficient evidence/information exists to prove beyond a reasonable doubt that the incident was either wholly or partially motivated by bias towards one of the protected categories and constitutes a criminal offence.	No

Suspected Bias Crime – evidence/information exists that the incident may have been motivated by bias but the incident cannot be proven beyond a reasonable doubt that it was either wholly or partially motivated by bias and constitutes a criminal offence.	No
Not Bias Crime – the incident has been determined as either not being motivated by bias towards a protected group or although bias motivation is in evidence it does not relate to a protected group.	Yes
Insufficient Information – insufficient information has been recorded to make a determination in regards to bias motivation. This may be due to a lack of detail recorded by police or a lack of information supplied by victim's and/or witnesses.	No
GENERAL COMMENT	
There is no evidence that suggests any previous existence or incidents of bias related crime having occurred towards DEMPSEY. As such, it is unlikely that the murder of DEMPSEY was a retaliatory attack.	
6. Victim/Witness Perception	
Prompts	Comment
<ul style="list-style-type: none"> <i>Witnesses (actual) perceive that the incident was motivated by bias</i> 	There were no actual witnesses to the murder of DEMPSEY. There is no information available that suggests acquaintances of DEMPSEY perceived his disappearance to have been motivated by bias. Upon the arrest of LEONARD, a record of interview was conducted during which he claims DEMPSEY conversed with him prior to him shooting an arrow into his heart. This conversation allegedly included DEMPSEY propositioning LEONARD. With the locating of DEMPSEY'S torso the fact of his death was confirmed. It is unknown if the realisation of this fact made friends and family perceive DEMPSEY'S death as being bias motivated.
Indicators	(y/n)
Bias Crime – sufficient evidence/information exists to prove beyond a reasonable doubt that the incident was either wholly or partially motivated by bias towards one of the protected categories and constitutes a criminal offence.	No

Suspected Bias Crime – evidence/information exists that the incident may have been motivated by bias but the incident cannot be proven beyond a reasonable doubt that it was either wholly or partially motivated by bias and constitutes a criminal offence.	No
Not Bias Crime – the incident has been determined as either not being motivated by bias towards a protected group or although bias motivation is in evidence it does not relate to a protected group.	No
Insufficient Information – insufficient information has been recorded to make a determination in regards to bias motivation. This may be due to a lack of detail recorded by police or a lack of information supplied by victim's and/or witnesses.	Yes

GENERAL COMMENT

There were no actual witnesses to the murder of DEMPSEY. There is no information available that suggests acquaintances of DEMPSEY perceived his disappearance to have been motivated by bias. Upon the arrest of LEONARD a record of interview was conducted during which he claims DEMPSEY conversed with him prior to him shooting an arrow into his heart. This conversation allegedly included DEMPSEY propositioning LEONARD. There is no mention by any persons that they believed this incident to have been motivated by bias prior to or after the confirmation of DEMPSEY'S murder.

7. Motive of Offender/s

Prompts	Comment
<ul style="list-style-type: none"> <i>POI was previously involved in similar incident or is a member/associates with members of an OHG</i> 	<p>Eight months prior to the murder of DEMPSEY, witnesses reported seeing a male with a compound bow some 100 yards from the murder scene. The witnesses described hearing a noise after the male passed them causing them to turn and face the male with the compound bow. The male was facing them with the compound bow pointing at them and cocked. One of the witnesses was a member of the archery club and was able to provide incredible description in respect to the type of bow and arrow heads. The descriptions provided were identical to what was recovered from the scene after the disappearance of DEMPSEY and later found embedded in DEMPSEY'S chest. There is no evidence to suggest why these two males were at the location, a known 'beat', at dusk. LEONARD was charged with this matter. There is no evidence to suggest LEONARD was associated with or a member of an OHG.</p>

<ul style="list-style-type: none"> <i>The victim was in company of a member of the targeted group</i> 	<p>Evidence suggests DEMPSEY was on his own at the time he was murdered. It appears DEMPSEY may have gone to Deep Creek Reserve knowing the location was a 'beat' area. There were no known witnesses to the murder of DEMPSEY; however, it is unclear if there were other people in the Deep Creek area. It is possible that there were other men at Deep Creek for the purpose of utilising the area as a 'beat'.</p>
<ul style="list-style-type: none"> <i>The victim was perceived to be breaking from traditional conventions or working non-traditional employment</i> 	<p>DEMPSEY was a landscape gardener operating his business with business partner [REDACTED] s125. There is no evidence to suggest DEMPSEY'S employment or lifestyle was breaking from traditional conventions. [REDACTED] s125 stated DEMPSEY frequented Deep Creek Reserve assumedly because it was a 'beat' location. It is unknown if DEMPSEY utilised other 'beat' locations as a means to meet men. This method of meeting other men is not considered unconventional within the GLBTI community.</p>
<ul style="list-style-type: none"> <i>The POI has a history of previous crimes with similar MO and involving other victims of the same group</i> 	<p>Prior to murdering DEMPSEY, LEONARD had only one recorded interaction with Police listing him as a victim to an assault. During the investigation, information came to light suggesting that LEONARD may have been involved in an incident some eight months prior. Witnesses described a male of similar description to LEONARD pointing and cocking a crossbow in their direction. The sexual orientation of the two males is not known however it is unlikely it had any bearing on the actions of the male (possibly LEONARD). At the same time, it was also reported that a male (reported to be LEONARD) had fired a number of arrows towards a male canoeing in Deep Creek. Again, the sexual orientation of the male is not known however it is highly unlikely it was known or relevant to the incident. DEMPSEY was murdered by the firing of an arrow into the heart. His actions were described by D/INSP MAYGER as "...progression if you like from hunting near fish to stalking human game and shooting him from a distance" (REC-1).</p>
Indicators	(y/n)
<p>Bias Crime – sufficient evidence/information exists to prove beyond a reasonable doubt that the incident was either wholly or partially motivated by bias towards one of the protected categories and constitutes a criminal offence.</p>	<p>No</p>

Suspected Bias Crime – evidence/information exists that the incident may have been motivated by bias but the incident cannot be proven beyond a reasonable doubt that it was either wholly or partially motivated by bias and constitutes a criminal offence.	No
Not Bias Crime – the incident has been determined as either not being motivated by bias towards a protected group or although bias motivation is in evidence it does not relate to a protected group.	No
Insufficient Information – insufficient information has been recorded to make a determination in regards to bias motivation. This may be due to a lack of detail recorded by police or a lack of information supplied by victim's and/or witnesses.	Yes

GENERAL COMMENT

Prior to murdering DEMPSEY, there was only one recorded interaction between LEONARD and Police listing LEONARD as a victim to an assault. During the investigation, a number of persons came forward reporting to police an incident around the Deep Creek area involving them being victim to a male brandishing and/or firing a cross bow in their direction. The descriptions of the male, and compound bow given, appear to be that of LEONARD and the bow he owned and used to murder DEMPSEY. Whilst the sexuality of the persons reporting the incidents is unknown, there is no evidence to suggest that their sexuality had any influence on the actions of the male with the compound bow. Upon arrest and during record of interview, LEONARD claimed his motive was as a result of an unwanted homosexual advance stating he killed DEMPSEY in self defence. LEONARD stated in record of interview, "I wanted him to be stopped. I didn't want him to come any closer to me. I felt threatened." LEONARD claimed he had a conversation with DEMPSEY, during which he alleges DEMPSEY asked, "Have you ever sucked a guys dick?" LEONARD stated, he raised his bow at DEMPSEY stating, "Don't come over here or I'm gunna shoot you." And he [DEMPSEY] said, "I don't believe you." Then he said, "I'm gunna walk towards you now." And he started coming towards me and at about ten feet I let go of the string and the arrow went into him. Police however did not believe the version or justification given by LEONARD, proving that the arrow would have been fired at a distance of about nine to ten metres suggesting that there was most likely no conversation between the two. The motive as described by LEONARD was discovered to be entirely self serving and false during which he is building a defence of provocation suggesting he had been outraged by a homosexual advance made to him. Detectives believed Richard [LEONARD], deliberately and callously killed Stephen DEMPSEY.

8. Location of Incident

Prompts	Comment
<ul style="list-style-type: none"> <i>The victim was in or near an area or place commonly associated with or frequented by members of a particular group e.g. beat</i> 	DEMPSEY was murdered at Deep Creek Reserve in Narrabeen, a well known 'beat' location.
<ul style="list-style-type: none"> <i>The location of an incident has specific significance to the victim or POI group e.g. cemetery, religious building, historical landmark, etc</i> 	There is no evidence to suggest the location of the incident had any specific significance to either DEMPSEY or LEONARD however it was evident that both frequented the area. There were a number of sightings of LEONARD in the vicinity of Deep Creek with his compound bow in the months leading up to the disappearance/murder of DEMPSEY.

Indicators	(y/n)
Bias Crime – sufficient evidence/information exists to prove beyond a reasonable doubt that the incident was either wholly or partially motivated by bias towards one of the protected categories and constitutes a criminal offence.	No
Suspected Bias Crime – evidence/information exists that the incident may have been motivated by bias but the incident cannot be proven beyond a reasonable doubt that it was either wholly or partially motivated by bias and constitutes a criminal offence.	No
Not Bias Crime – the incident has been determined as either not being motivated by bias towards a protected group or although bias motivation is in evidence it does not relate to a protected group.	Yes
Insufficient Information – insufficient information has been recorded to make a determination in regards to bias motivation. This may be due to a lack of detail recorded by police or a lack of information supplied by victim's and/or witnesses.	No

GENERAL COMMENT

DEMPSEY was murdered at Deep Creek Reserve in Narrabeen, a notorious 'beat' location. There is no evidence to suggest the location of the incident had any specific significance to either DEMPSEY or LEONARD, however it was evident that both frequented the area. There were a number of sightings of LEONARD in the vicinity of Deep Creek with his compound bow in the months leading up to the disappearance/murder of DEMPSEY. It appears DEMPSEY was simply in the wrong place at the wrong time given LEONARD'S levels of violence surrounding the use of his compound bow had been increasingly escalating over the months leading up to the murder of DEMPSEY. LEONARD would go to Deep Creek to hunt and shoot fish with his bow similar to the murder of DEMPSEY however in this case, LEONARD had "...progressed...from hunting fish to stalking human game..."

9. Lack of Motive

Prompts	Comment
<ul style="list-style-type: none"> <i>No clear economic or other motive for the incident exists</i> 	<p>During record of interview, it was evident that LEONARD was building a defence of provocation which suggests he had been outraged by a homosexual advance made to him. The circumstances of the murder as described by LEONARD indicate that he was approached by DEMPSEY during which a conversation was had with DEMPSEY allegedly asking LEONARD, "Have you ever sucked a guys dick?". LEONARD claimed that he was threatened by this comment, coupled with DEMPSEY approaching him so fired an arrow into the chest of DEMPSEY at close proximity (about 10 feet). Given the lodgement of the arrow</p>

	in DEMPSEY'S chest and type of compound bow used, the theory of firing the bow at such close range to DEMPSEY was discredited. As such, it is more likely LEONARD was approximately nine to ten metres away stalking out DEMPSEY and shooting him from a distance, without warning or provocation. In relation to being 'outraged' by homosexuals, Police obtained a phone recording during which LEONARD is heard applying for a job at a male brothel, indicating he did not fear homosexuals at all. The murder of DEMPSEY by LEONARD was described as a deliberate and callous act with no clear economic or other motive existing.
Indicators	(y/n)
Bias Crime – sufficient evidence/information exists to prove beyond a reasonable doubt that the incident was either wholly or partially motivated by bias towards one of the protected categories and constitutes a criminal offence.	No
Suspected Bias Crime – evidence/information exists that the incident may have been motivated by bias but the incident cannot be proven beyond a reasonable doubt that it was either wholly or partially motivated by bias and constitutes a criminal offence.	No
Not Bias Crime – the incident has been determined as either not being motivated by bias towards a protected group or although bias motivation is in evidence it does not relate to a protected group.	No
Insufficient Information – insufficient information has been recorded to make a determination in regards to bias motivation. This may be due to a lack of detail recorded by police or a lack of information supplied by victim's and/or witnesses.	Yes
GENERAL COMMENT	
<p>The motive provided by LEONARD during his record of interview, was determined to be self serving. Key aspects relating to the alleged provocation and circumstances were discredited during the Police investigation. The circumstances of the murder as described by LEONARD indicate he was approached by DEMPSEY during which a conversation was had with DEMPSEY allegedly asking LEONARD, "Have you ever sucked a guys dick?" LEONARD claimed that he was threatened by this comment coupled with DEMPSEY approaching him so fired an arrow into the chest of DEMPSEY at close proximity (about 10 feet). Given the lodgement of the arrow in DEMPSEY'S chest and type of compound bow used, the theory of firing the bow at such close range to DEMPSEY was discredited. As such, is it more likely LEONARD was approximately nine to ten metres away stalking out DEMPSEY and shooting him from a distance, without warning or provocation. In relation to being 'outraged' by homosexuals, Police obtained a phone recording during which LEONARD is heard applying for a job at a male brothel, indicating he did not fear homosexuals at all. LEONARD'S state of mind was far more calculating and callous than the shocked, confronted, almost apologetic account given in his interview. The murder of DEMPSEY by LEONARD appeared to have no clear economic or other motive existing.</p>	

10. Level of Violence

Prompts	Comment
<ul style="list-style-type: none"> <i>The level of violence and injuries sustained by the victim/s is greater than would be expected for a crime of that type</i> 	<p>Following the murder, LEONARD sat in the water of Deep Creek and dismembered DEMPSEY'S body removing his head and limbs from his torso. He then took the body parts to his home where he stored them in his refrigerator for the next three and half months. Two weeks after the murder of DEMPSEY, LEONARD commenced a relationship with [§ 126]. The two were also charged and convicted of the murder of taxi driver [§ 128] [§ 128] which occurred on the 18 November 1994. The only part of DEMPSEY'S body recovered was his torso after it washed up on the shore of Towlers Bay on the 21st December, 1994. Forensic Pathologist, Doctor Christopher LAWRENCE examined the located torso noting that the head, arms and legs had been removed. The head was removed between the 4th and 5th cervical vertebrae and the arms and legs at the shoulder and hip joints respectively. Dr. LAWRENCE described the torso as being wrapped in bird wire. They wire was secured by multiple, carefully twisted wire tags on the right and left chest and over the right and upper chest and lower abdomen. Attached to the back was a separate bundle of wire within which were two large rocks which were covered with oysters. A 35mm defect in the central chest was evident. Within the heart, a diamond shaped "broadhead" arrow head was located. It had two sharp edges. The black plastic shaft was broken off just below the head. The disease or condition directly leading to the death of DEMPSEY is recorded as, Penetrating injury to chest (OD-92). Dr. LAWRENCE commented that the dismemberment was done "...incredibly neatly." And that "...it appeared to be someone who knew what they were doing." There does not appear to be any underlying motive that caused LEONARD to shoot DEMPSEY with his compound bow. The level of violence displayed was extreme, unprovoked and unjustified.</p>
<ul style="list-style-type: none"> <i>Weapons of opportunity are used in the incident</i> 	<p>LEONARD used his compound cross bow to affect the murder of DEMPSEY. LEONARD frequented the Deep Creek with his bow in order to hunt fish. It is evident that over time the level of violence when using the compound bow escalated from "...hunting fish to stalking human game and shooting" them. The compound bow was recovered from</p>

	Deep Creek shortly after the disappearance of DEMPSEY. Lodged in DEMPSEY'S chest was a diamond shaped "broadhead" arrow head, the same arrows located with the compound bow in Deep Creek. The weapon used was a weapon of opportunity given LEONARD had this in his possession when attending Deep Creek. It is unknown if LEONARD had taken the compound bow with him with the intentions of murdering someone on the day of DEMPSEY'S death or if DEMPSEY was purely an opportunist victim. LEONARD later dismembered DEMPSEY using a knife he had brought with him.
<ul style="list-style-type: none"> The number of POI's is greater than the number of victims and all POI's take an active role in the assault 	LEONARD acted alone in the murder of DEMPSEY. Three and half months later, LEONARD'S girlfriend at the time, [126] helped DEMPSEY dispose of the remains.
Indicators	(y/n)
Bias Crime – sufficient evidence/information exists to prove beyond a reasonable doubt that the incident was either wholly or partially motivated by bias towards one of the protected categories and constitutes a criminal offence.	No
Suspected Bias Crime – evidence/information exists that the incident may have been motivated by bias but the incident cannot be proven beyond a reasonable doubt that it was either wholly or partially motivated by bias and constitutes a criminal offence.	No
Not Bias Crime – the incident has been determined as either not being motivated by bias towards a protected group or although bias motivation is in evidence it does not relate to a protected group.	No
Insufficient Information – insufficient information has been recorded to make a determination in regards to bias motivation. This may be due to a lack of detail recorded by police or a lack of information supplied by victim's and/or witnesses.	Yes
GENERAL COMMENT	
LEONARD murdered DEMPSEY by firing a "broadhead" arrow into his chest using a high powered compound bow, at a distance of about nine to ten metres. LEONARD acted alone in the murder of DEMPSEY. Following the murder, LEONARD sat in the water of Deep Creek and dismembered DEMPSEY'S body removing his head and limbs from his torso. He then took the body parts to his home where he stored them his refrigerator for the next three and half months. The disease or condition directly leading to the death of DEMPSEY is recorded as; Penetrating injury to chest. There does not appear to be any underlying motive that caused LEONARD to shoot DEMPSEY with his compound bow. Three and half months later, LEONARD'S girlfriend at the time, [126] helped DEMPSEY dispose of the remains. The level of violence displayed was extreme, unprovoked and unjustified. During trial the court was told how as a child LEONARD had spent his school holidays with his grandmother chopping off the ears and tails of little kittens and when he ran out of kittens to mutilate, his	

grandmother would just buy him more. LEONARD during interview explained he had previously worked at an abattoir, justifying Dr. LAWRENCE'S comments in regards to the dismemberment.

SUMMARY OF FINDINGS

Indicator: Not Bias Crime (NBC)

Comment: Stephen DEMPSEY was a landscape gardener. DEMPSEY was reported to be a homosexual male who at times utilised 'beats' to meet other men. DEMPSEY was murdered at Deep Creek Reserve, an area known as a 'beat' location. Richard LEONARD, whilst at the time of his arrest, was in a relationship with a female by the name of [REDACTED] who appeared to be bisexual. During the investigation, Detectives obtained a recording of a telephone conversation between LEONARD and a 'male on male' brothel during which LEONARD is heard to be attempting to get a job at the brothel. LEONARD claimed he shot DEMPSEY with his compound bow as a result of an unwanted homosexual advance from DEMPSEY. LEONARD stated that he shot DEMPSEY from a distance of about "10 feet" as he "...felt threatened." This statement was however proven to be false. It is unlikely that DEMPSEY actually did anything at the time of his murder to promote his sexuality in a way LEONARD would have deemed it threatening. There is no known historical animosity between DEMPSEY and LEONARD. It appears DEMPSEY may have been in the wrong place at the wrong time and there is no evidence to suggest DEMPSEY and LEONARD knew one another. LEONARD gave an account of what took place prior to him murdering DEMPSEY, including a conversation that he alleged occurred between the two. This conversation is alleged to have centred on DEMPSEY asking LEONARD if he had "...ever sucked a guys dick?" LEONARD claims that DEMPSEY proceeded to move towards him at which point he told DEMPSEY said, "...don't come over here or I'm gonna shoot you." LEONARD claims DEMPSEY ignored this and as such, LEONARD fired an arrow into the chest of DEMPSEY at a distance of about ten feet (3 metres). INSP Ian LYNCH stated, based on the distance between DEMPSEY and LEONARD as described by LEONARD, the power of the compound bow, "...fired in such a way would have virtually gone straight through a person. In the case of Mr. DEMPSEY that hadn't happened. The arrow had lodged very firmly in the heart, maybe halfway through the body and that didn't correspond with the range and the power of the bow that Mr LEONARD had and the way he described it occurred." It is unlikely any gestures were made by DEMPSEY with it appearing like LEONARD deliberately and callously killed DEMPSEY at a distance of about nine to ten metres completely unbeknown to DEMPSEY. The motive provided by LEONARD, during his record of interview, was determined to be self serving with key aspects relating to the alleged provocation and circumstances being discredited during the Police investigation. It was established that LEONARD murdered DEMPSEY by firing a "broadhead" arrow into his chest using a high powered compound bow, at a distance of about nine to ten metres. LEONARD acted alone in the murder of DEMPSEY. Following the murder, LEONARD sat in the water of Deep Creek and dismembered DEMPSEY'S body removing his head and limbs from his torso. He then took the body parts to his home where he stored them in his refrigerator for the next three and half months. The level of violence displayed was extreme, unprovoked and unjustified.