

From: [Derek Dalton](#)
To: [Willem de Lint](#)
Subject: RE: Report [DLM=Sensitive:NSW Government]
Date: Wednesday, 18 April 2018 2:19:00 PM

Hi W,

Reading ACON report. One observation is that if there is no strong understanding of the offending cohort (their motivations, etc) and the victims (their identity, etc), then there can be little sense in making observations about what is purported to be a category of homicide (gay, gay-related).

That's profound. Well spotted. 😊

I have news about Danielle. Will tell you in person.

She's out for first two articles. Will explain when I see you.

I am happy to help with Moral Panics article so we can share the burden.

Chat tomorrow

DD

From: Willem de Lint
Sent: Wednesday, 18 April 2018 2:14 PM
To: Derek Dalton <[REDACTED]>
Subject: Re: Report [DLM=Sensitive:NSW Government]

Hi Derek

Reading ACON report. One observation is that if there is no strong understanding of the offending cohort (their motivations, etc) and the victims (their identity, etc), then there can be little sense in making observations about what is purported to be a category of homicide (gay, gay-related).

Also am beginning the paper on moral panics.

The bias category bothers me a bit, but not sure we could change it if it as this stage.

W
Willem de Lint

Professor in Criminal Justice
College of Business, Government and Law
Flinders University
GPO Box 2100
Adelaide 5001
[REDACTED]

From: Derek Dalton
Sent: Wednesday, 18 April 2018 2:04:32 PM
To: Willem de Lint
Subject: RE: Report [DLM=Sensitive:NSW Government]

Hi W,
[REDACTED]

Wish I was still there. Sure. I can be in. 😊

I wonder if – to be honest – it is too late.

The police are reviewing it (as you know)

To be honest, it's not that Paedophile category I worry about. I think that that is defensible and the explanatory text teases out the logic well.

“conflict over sexual identity bias” works better – but that's a lot of text.

Indeed, we used our category to designate 100% old fashioned hatred of paedophiles (where NO real conflict was evident) so it might just muddy the waters.

Does that make sense?

But it's not just conflict – it is hatred of paedophile – so as controversial as our category was (is), **I still think we should keep it.**

I also worry that if we reengineer at this late stage it will require MAJOR fiddling with all that text.

If you REALLY feel strongly about it, I am happy to be convinced but with the Commissioner about to sign off, it strike me as too late.

Text me time you will be in (NOT email)

Cheers

DD

From: Willem de Lint
Sent: Wednesday, 18 April 2018 1:36 PM
To: Derek Dalton <[REDACTED]>
Subject: Re: Report [DLM=Sensitive:NSW Government]

H Derek

Are you in tomorrow? We should discuss a possible amendment to the report.

I am wondering if we can come up with another term to attribute to the complex animus that we are describing with paedophilia. If we substitute it for something more innocuous like: "conflict identity bias" then we may be better off. Let me know what you think. We would need to alter the term and a few lines of description.

W,

Willem de Lint
Professor in Criminal Justice
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GPO Box 2100
Adelaide 5001
[REDACTED]

From: Derek Dalton
Sent: Wednesday, 18 April 2018 1:31:31 PM
To: Willem de Lint
Subject: FW: Report [DLM=Sensitive:NSW Government]

Will send original email with ACON report

We had better read it and workshop some common criticisms.

DD

From: Derek Dalton
Sent: Wednesday, 18 April 2018 1:30 PM
To: Anthony Crandell <[REDACTED]>
Subject: RE: Report [DLM=Sensitive:NSW Government]

Dear Assistant Commissioner Crandell,

I will treat this copy as confidential but share it with Professor de Lint (which I am sure you will approve of as he is a team member and has been privy to every other piece of data we have shared throughout this process).

I have had a quick cursory glance and note this document is very similar to the draft you shared with us when we last visited Sydney.

Something that really worries me is that their report has the imprimatur of appearing very authoritative because it looks so slick and professional [the pictures make it appear very alluring].

The presentation is of a high standard (right down to the stylised quotation marks).

Willem and I will carefully dissect it (I use this word carefully) to try and identify sections that the media might use to seek to discredit or disavow our particular findings. It's awful that this process feels so adversarial (alas, it is with people like Professor Tomsen poised to dismantle our report)

"In pursuit of truth and Justice". It such a grandiose title. It might be nice for us in the media process to point out that the NSW police had "truth" and "justice" in mind in pursuing this review in the first instance.

Regards

Derek (on behalf of our team).

Dr Derek Dalton
Associate Professor
College of Business, Government & Law
Flinders University

Sturt Road, Bedford Park South Australia 5042
GPO Box 2100 Adelaide SA 5001


Office Consultation Hours: WED 12- 1 and WED 3-4 [3.32 in LAW Building]

From: Anthony Crandell [REDACTED]
Sent: Friday, 13 April 2018 4:08 PM
To: Derek Dalton <[REDACTED]>
Subject: Fw: Report [DLM=Sensitive:NSW Government]

Hi Derek,

Two emails in the same day.

Please find attached a report from ACON surrounding the alleged 88 gay-hate deaths. I presume they will release the report very soon after next Wednesday evening.

Can I ask that you treat this copy as confidential until its release. I provide it to you in anticipation that you may be asked questions regarding the validity or otherwise of ACON's findings versus those of Strike Force Parrabell and your team.

Regards



Assistant Commissioner Anthony Crandell APM | Commander
 Education & Training Command
 Level 5, 20 Charles Street, Parramatta NSW 2150



----- Forwarded by Anthony Crandell [REDACTED] Staff/NSWPolice on 13/04/2018 16:32 -----

From: Nicolas Parkhill <[REDACTED]>
To: 'Anthony Crandell' <[REDACTED]>
Cc: 'Jacqueline Braw' <[REDACTED]>
Date: 11/04/2018 13:50
Subject: RE: Report [DLM=Sensitive:Law Enforcement (SLE)]

Hi Tony and Jackie

I hope this finds you both well and enjoying this protracted Sydney summer.

I wanted to follow up on our previous discussions regarding the ACON 'Truth and Justice' report, and I have attach a revised version, where we have incorporated your feedback.

This version is going back to the ACON board for approval next Wednesday night.

I was also just wondering if there was any news regarding the release of the Operation Parrabell Report?

Many thanks – chat soon.

Nic

Nicolas Parkhill, Chief Executive Officer

Address: 414 Elizabeth St Surry Hills NSW 2010

Website: acon.org.au | **Twitter:** twitter.com/ACONhealth | **Facebook:** facebook.com/ACONhealth

Preferred pronouns: [he/him](#)

Executive Assistant: Sabine D'Haeseleer

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From: Anthony Crandell [REDACTED]
Sent: Tuesday, 6 March 2018 7:00 PM
To: Nicolas Parkhill <[REDACTED]>
Cc: 'Jacqueline Braw' <[REDACTED]>
Subject: RE: Report [DLM=Sensitive:Law Enforcement (SLE)]

Hi Nic,

Please see the below concerns regarding information contained in the Truth and Justice Report. Please believe me when I say that I sincerely do not want this review of case material to damage our partnership, trust or shared goal of bringing the community closer together. I am of course happy to discuss any concerns you may have regarding any of the comments indicated below.

The NSW Police Force review of the draft ACON Report entitled Truth and Justice has brought a number of concerns, especially regarding commentary surrounding the NSW Police Force; references to context, and 88 deaths, which are not all classifiable as gay-bias related.

The ACON Report contains some speculative statements that lead to inaccuracies, including determinations of cases, without expertise, assessed as investigated and prosecuted to an appropriate standard.

Strike Force Parrabell found that 70% of the 88 cases were classified as solved; 28% classified as unsolved; and 2% not reviewed. The word 'many' relating to cases unsolved in the context

indicated is misleading and not based upon the available evidence.

The ACON Report reflects speculative comments without supporting evidence including:

1. Use of the word 'often' to describe poor police investigations is contrary to the available evidence. ACON alleges that Police, like the average bloke of the time, did have homophobic attitudes, however it is not accurate to state broadly that police allowed these views to affect their professional behaviour as investigators. These references are not based upon facts drawn from a broad view of the 88 deaths reviewed. The source of this statement seems to be centred upon findings by Coroner Milledge in the context of Task Force Taradale, which examined three investigations, at least one of which was accepted by a previous Coroner, and were all obviously re-investigated by another NSW Police Officer. Lack of bias indicators does not equate to poor Police investigations.

2. The Homosexual Advance Defence was used successfully by some accused in some cases resulting in reduced sentences however in many cases Police charged perpetrators with murder and sought evidence to counter the statutory defence of homosexual advance. These facts should be indicated to balance the report.

3. In some sections of the report, ACON conflates past experience with the present environment. In today's context, the use of violence upon the gay community is well below levels within the period 1970-2000. Bringing past experience into future context does not promote feelings of community confidence or safety when evidence suggests otherwise.

4. Police do not 'attribute' deaths to accidents, misadventure or suicide. That classification rests with the State Coroner, not Police. Clarification of this point is necessary. It is unfair to state that Coronial inquests have ruled homicides and made pointed criticism of police responses to these murders as a general statement. Once again this sentiment seems to originate within the context of three matters re-investigated by Strike Force Taradale and is not a fair representation of all cases reviewed. Qualification of this statement is appropriate because an examination of matters on a macro level reveal cases where Police have re-opened investigations previously before the Coroner, that have identified perpetrators years later with fresh information. Generalised commentary does not take into account the entire context and is both unfair and misleading.

5. If there is evidence of deaths dispensed with because of cursory police work, they should be stated and confined to the cases in question. Such statements should not be applied generally.

6. The ACON Report speaks of cursory police work because families failed to champion a cause, which seems to place an unnecessary onus upon families that we believe should be protected.

7. The '90 second inquest' comment cannot be accurate because a Coronial finding must follow, which clearly would not be at the scene of death. Police do not make Coronial findings. Suggesting, even by inference, that Police have powers to make Coronial findings at the scene of a death is untrue. If the statement of another is to be maintained, clarification should be made indicating the factual inaccuracy of the claim.

7. The claim that homophobia was 'often rife' throughout the Police and other institutions is not

restricted to any particular timeframe and is not supported by evidence of police solving many homicide cases with thorough, far reaching and long-term investigations. There were many cases identified throughout Strike Force Parrabell that show exactly the opposite position. If the claim is to be maintained then evidence beyond speculation should be indicated.

8. It is not helpful to make a statement about supporting each other to the exclusion of Police, an organisation that now provides significant community support with involvement in many community programs. It is important to note that healing is occurring and that we have moved positively from the past. ACON is aware that the NSW Police Force has acknowledged difficulties in the past however we do not wish to dwell upon or remain shackled by history. We want to move forward and look forward to 'further', rather than 'future' unity.

9. Wotherspoon quotes are often general statements that require qualification. As a historian, Wotherspoon should reference his data source, because without qualification his assertions and allegations are against the available evidence uncovered by Strike Force Parrabell.

10. Commentary around the prevalence of transgender women is broad, inaccurate, and not reflected in the cases reviewed.

11. The statement that Police were influenced by the Homosexual Advance Defence leaves an incorrect inference. Evidence reveals that in many cases Police acted to positively counter this position by gathering sufficient evidence to charge suspects with murder, rather than manslaughter.

12. The statements including context around 'not the rule' are inaccurate. We found limited evidence of sloppy police work in the extreme majority of cases. Bias motivation was not well understood by Police (or anyone else) during this period of history. Nevertheless, there is evidence that Police uncovered bias, especially when seeking to counter the Homosexual Advance Defence.

13. Within the ACON Report:

- * Point 7 is incorrect. The statement of attacks 'most commonly by gangs' is not reflected in the evidence and is again likely to relate to Strike Force Taradale matters in isolation.

- * Point 8 is incorrect, speculative and not supported by the evidence

- * Point 9 is refuted by findings, statistically the number is much smaller than 88

- * Point 10 is incorrect. The 30 remaining cases do not sit with the Unsolved Homicide Team, given that a significant number of cases are not suspected homicides

Please note:

1. A minority of cases remain unsolved. Some cases will remain unsolved notwithstanding police

identifying offenders due to insufficient evidence

2. Police do not classify deaths. This is a function of the Coroner, who takes on an inquisitorial role to determine statutory details in addition to determining sufficiency of the police investigation. Briefs of evidence within the Coronial jurisdiction consist of inquiries undertaken by police on behalf of the Coroner, whose finding follows only upon satisfaction that the police investigation is thorough and complete.

It seems the ACON Report has been heavily influenced by the cases of Johnson and those within Strike Force Taradale, which of course are a small sample of the 88 deaths reviewed. To colour the entire or general performance of Police in such a fashion is inaccurate and likely to adversely affect our relationship with the LGBTIQ community.

Please keep this feedback confidential. Obviously I stand by all comments however I feel it would be extremely unhelpful to cast Police against ACON. It is not my wish or intention, regardless of the position taken in light of this feedback, to engage in criticism of ACON.

Regards



Assistant Commissioner Anthony Crandell APM | Commander

Education & Training Command
Level 5, 20 Charles Street, Parramatta NSW 2150



From: Nicolas Parkhill <[redacted]>
To: 'Anthony Crandell' <[redacted]>
Cc: 'Jacqueline Braw' <[redacted]>
Date: 06/03/2018 14:32
Subject: RE: Report [DLM=Sensitive:Law Enforcement (SLE)]

Hi Tony

Thanks so much for incredible support of the NSW Police Force over the last few weeks for Mardi Gras. It has been wonderful.

It was so nice to meet some of the local police from the region when I was in Hay on the weekend. What a great group of people!

Sorry to harp on this, particularly when it has been so busy, but I was wondering if you have had a chance to review the draft report? Any feedback would be greatly appreciated.

Thanks again and see you soon.

Nic

Nicolas Parkhill, Chief Executive Officer

Address: 414 Elizabeth St Surry Hills NSW 2010

Website: acon.org.au | **Twitter:** twitter.com/ACONhealth | **Facebook:** facebook.com/ACONhealth

Preferred pronouns: [he/him](#)

Executive Assistant: Sabine D'Haeseleer

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From: Anthony Crandell
Sent: Friday, 23 February 2018 11:07 AM
To: Nicolas Parkhill
Cc: 'Jacqueline Braw'
Subject: Re: Report [DLM=Sensitive:Law Enforcement (SLE)]

Thanks Nick,

The delay is my fault, I will look over the report and Jackie suggestions this weekend - I will be busy next weekend as you can imagine.

We are still a way off publicising our findings including those of the academic review, so please do not be concerned about our timing etc because I will make sure you have plenty of time for amendments before we look at circulating or engaging a media strategy.

Regards



Assistant Commissioner Anthony Crandell APM | Commander
 Education & Training Command
 Level 5, 20 Charles Street, Parramatta NSW 2150



From: Nicolas Parkhill <[REDACTED]>
To: Anthony Crandell <[REDACTED]>, 'Jacqueline Braw' <[REDACTED]>
Date: 23/02/2018 10:56
Subject: Report

Dear Tony and Jackie

I hope this finds you both well.

I was just wondering how you were going in terms of providing feedback on our draft report? It would be great to get your comments as soon as possible please so we can then look at making amendments.

Thanks so much – looking forward to seeing you tonight for RIOT.

Cheers

Nic

Nicolas Parkhill, Chief Executive Officer

[REDACTED]
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