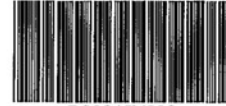


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Evidentiary Statement

COURT DETAILS

Court	Supreme Court of NSW
Division	Common Law
List	Common Law General
Registry	Supreme Court Sydney
Case number	2019/00022605

TITLE OF PROCEEDINGS

First Plaintiff	Pamela Young
First Defendant	State of New South Wales

FILING DETAILS

Filed for	Pamela Young, Plaintiff 1
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Legal representative	[REDACTED]
Legal representative reference	[REDACTED]
Telephone	[REDACTED]
Your reference	[REDACTED]

ATTACHMENT DETAILS

In accordance with Part 3 of the UCPR, this coversheet confirms that both the Lodge Document, along with any other documents listed below, were filed by the Court.

Evidentiary Statement (Pamela Young's Evidentiary Statement.pdf)

[attach.]

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PLAINTIFF'S EVIDENTIARY STATEMENT**COURT DETAILS**

Court	SUPREME COURT OF NEW SOUTH WALES
Division	COMMON LAW
Registry	SYDNEY
Case number	2019/22605

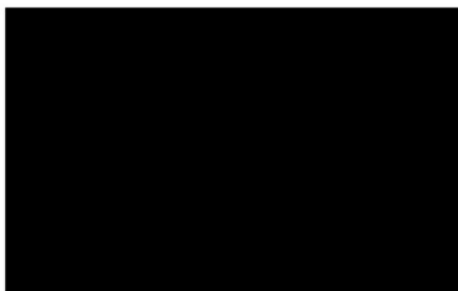
TITLE OF PROCEEDINGS

Plaintiff	PAMELA YOUNG
Defendant	STATE OF NEW SOUTH WALES

FILING DETAILS

Filed for	Pamela Young, Plaintiff
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Legal representative



Legal representative reference



Contact name and telephone



Contact email

**EVIDENTIARY STATEMENT**

1. I was sworn in as a police officer on 7 December 1984. I entered criminal investigation duty in 1986 and was designated *Detective* in 1990. I left general criminal investigation duty in 1991 and worked in various squads at the Major Crime Squad North West before being attached to the Homicide Squad in 1995. In 2004 I was seconded to the Child Protection Squad and in 2005 I

was selected for the position as Director, Detective Training Unit. In 2008 I returned to the Homicide Squad. I have investigated the violent death of human beings for 17 years, as a Senior Constable and Sergeant from 1995 to 2005 and as a Chief Inspector from 2008 to 2015.

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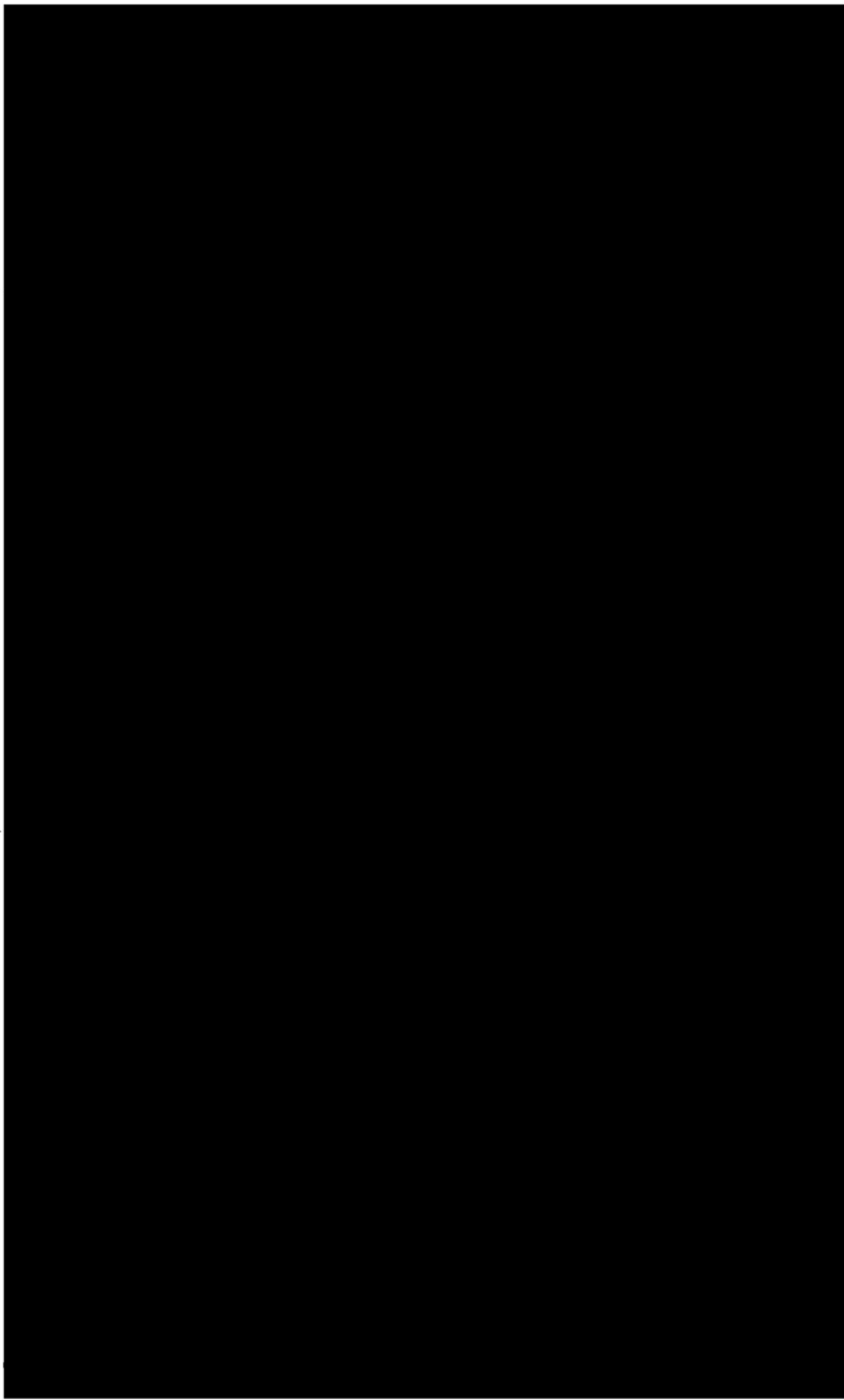
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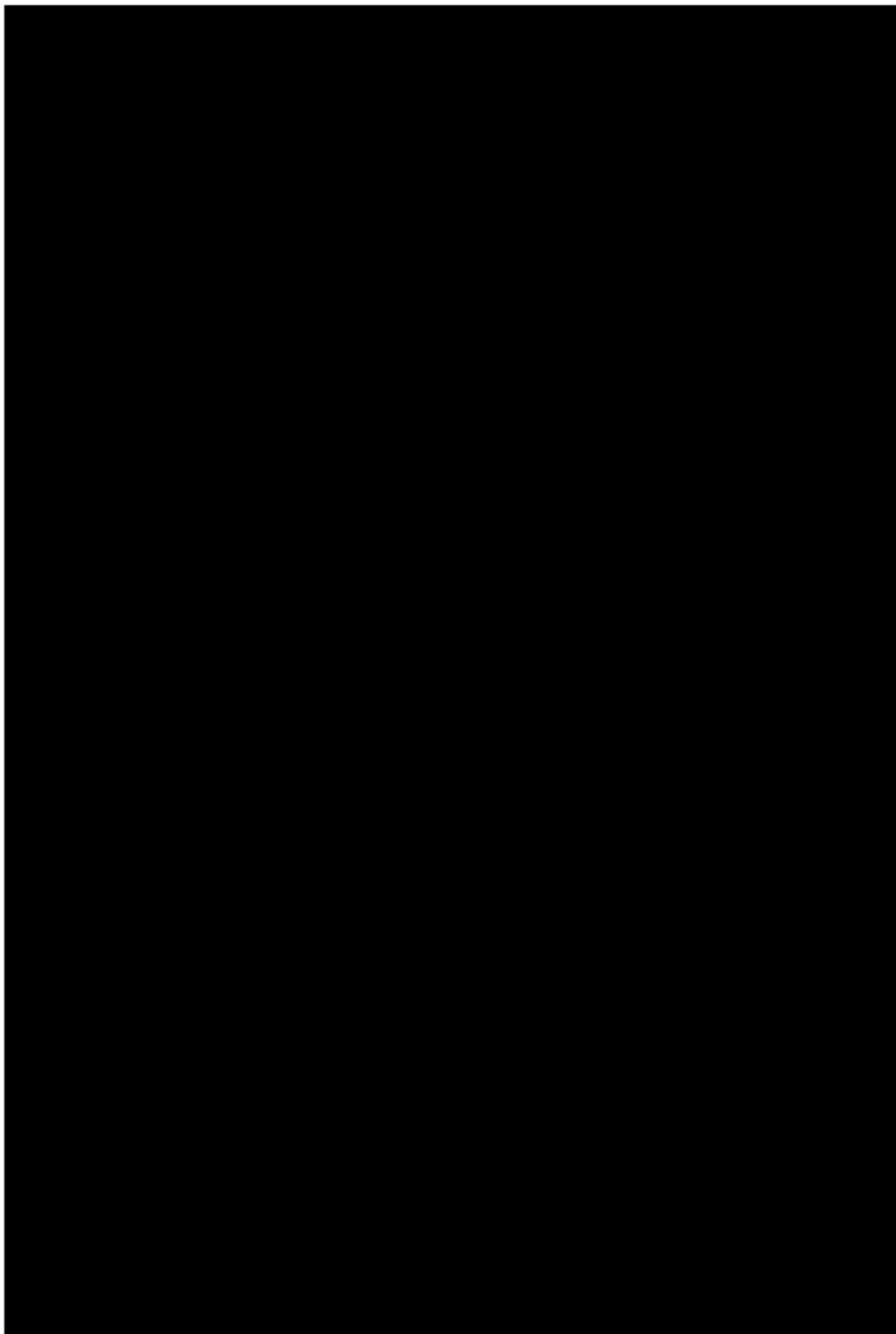
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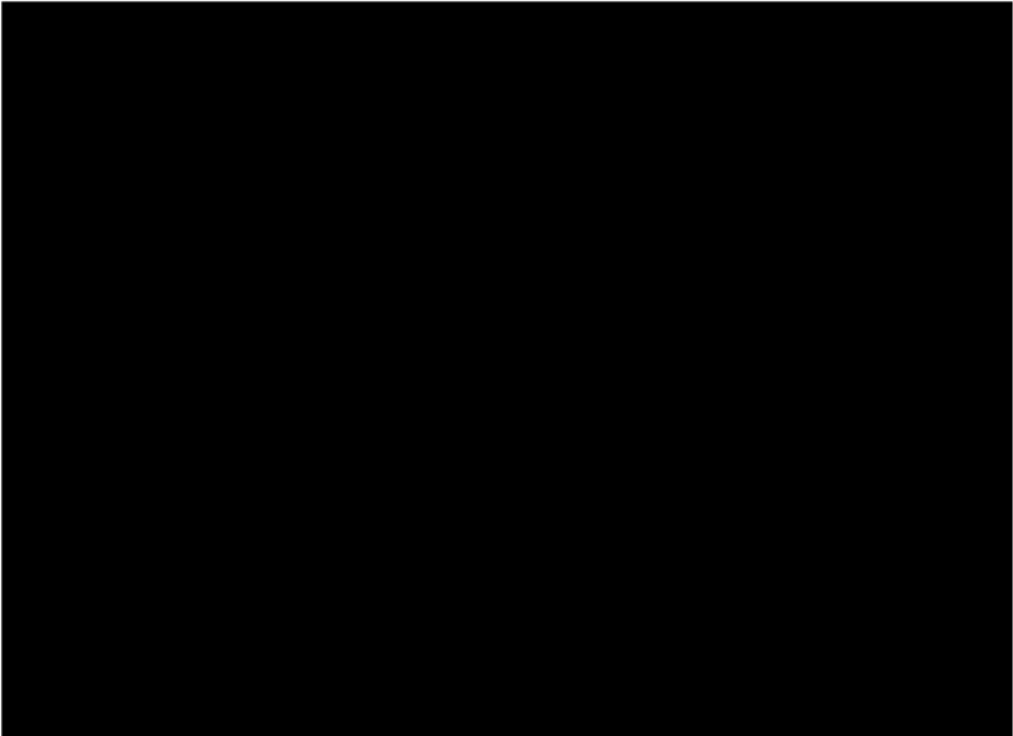
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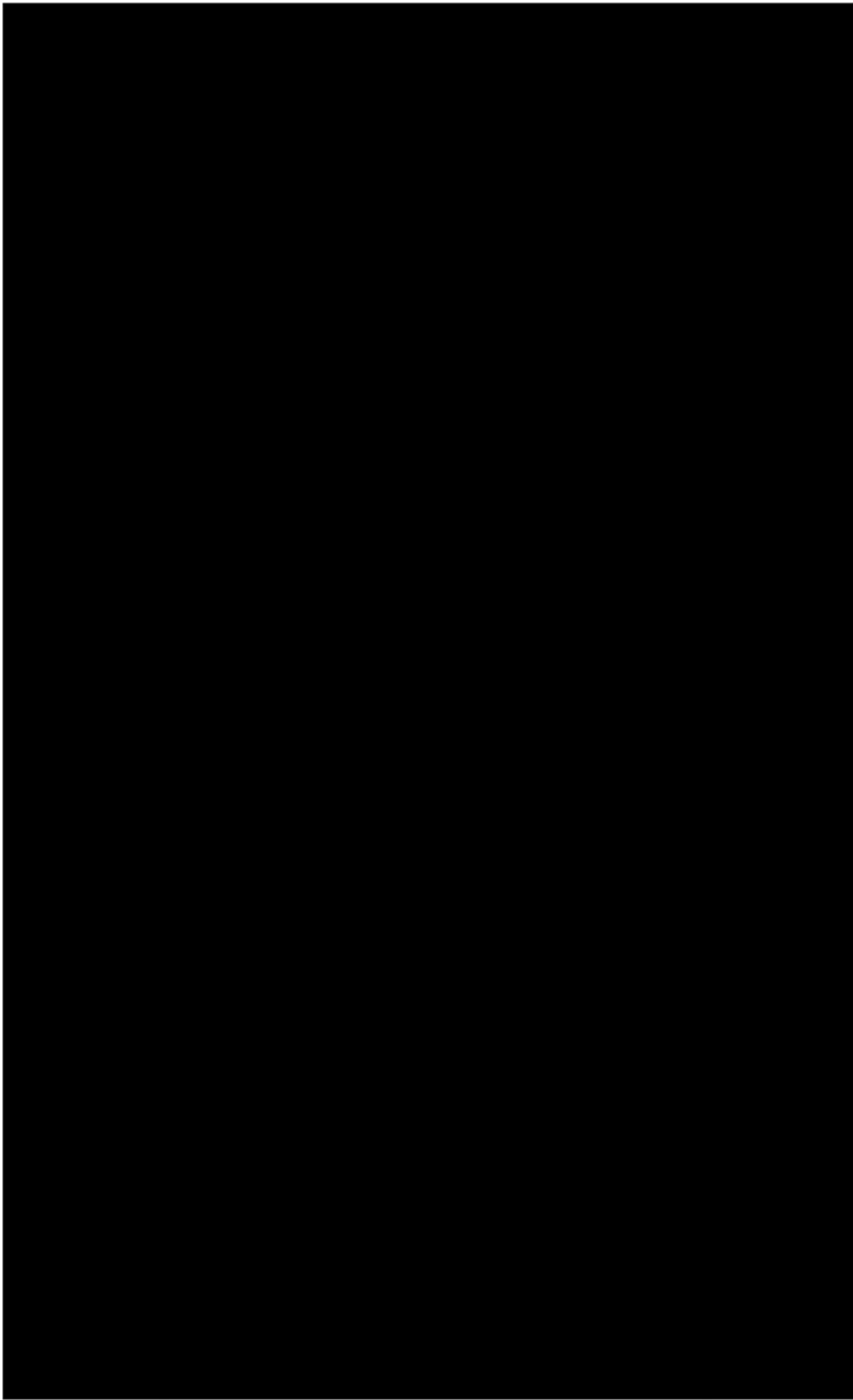
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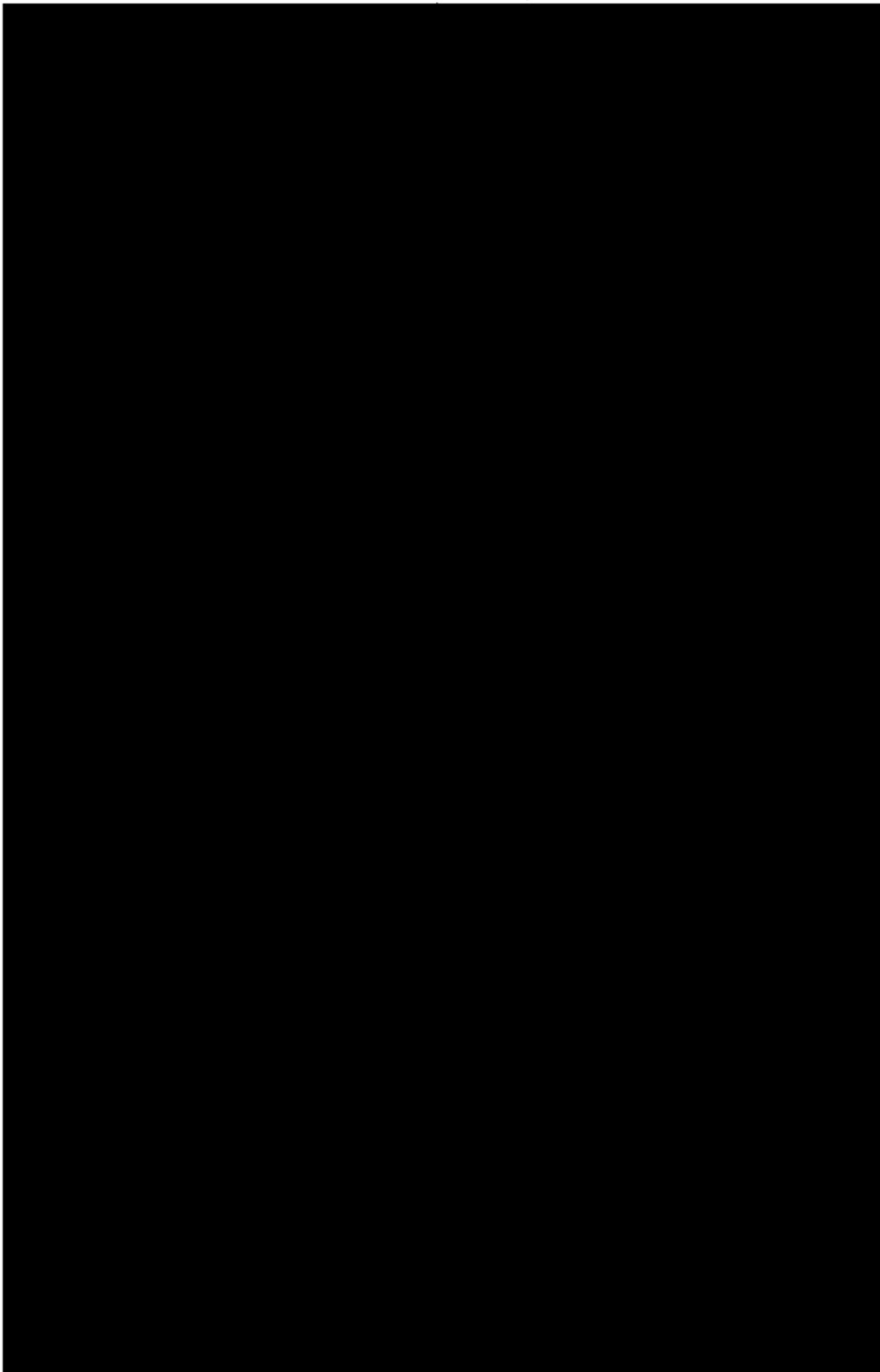
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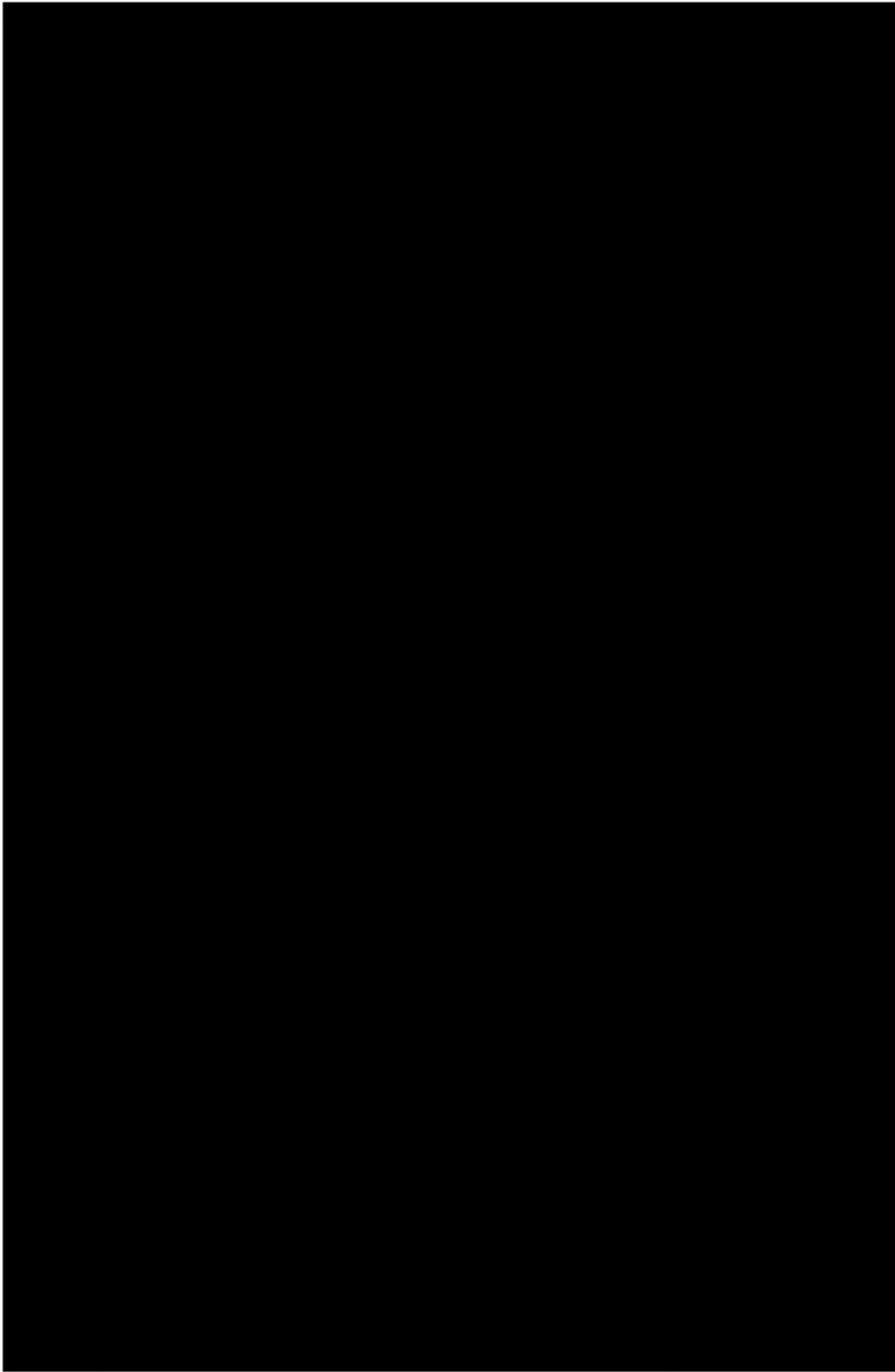
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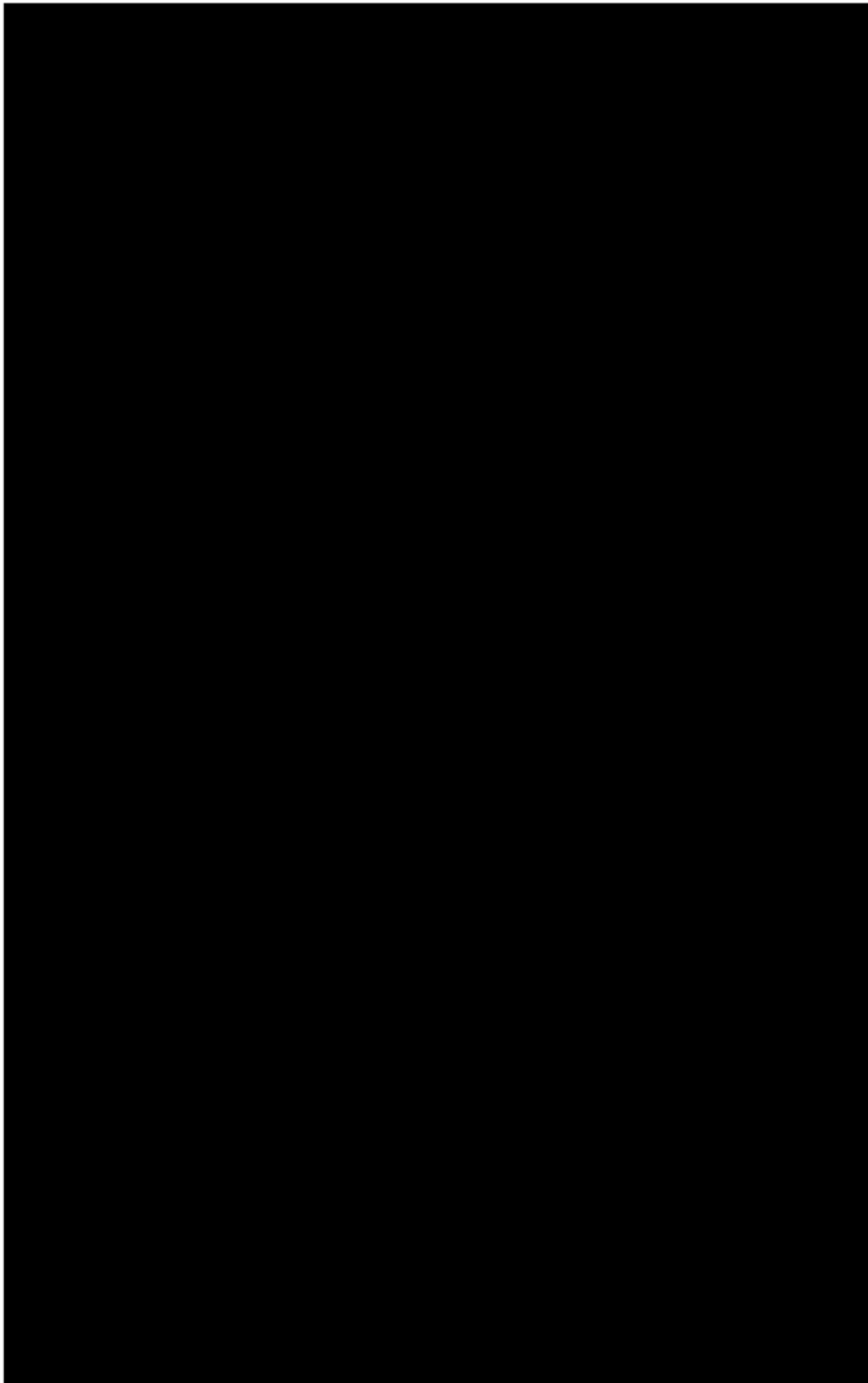
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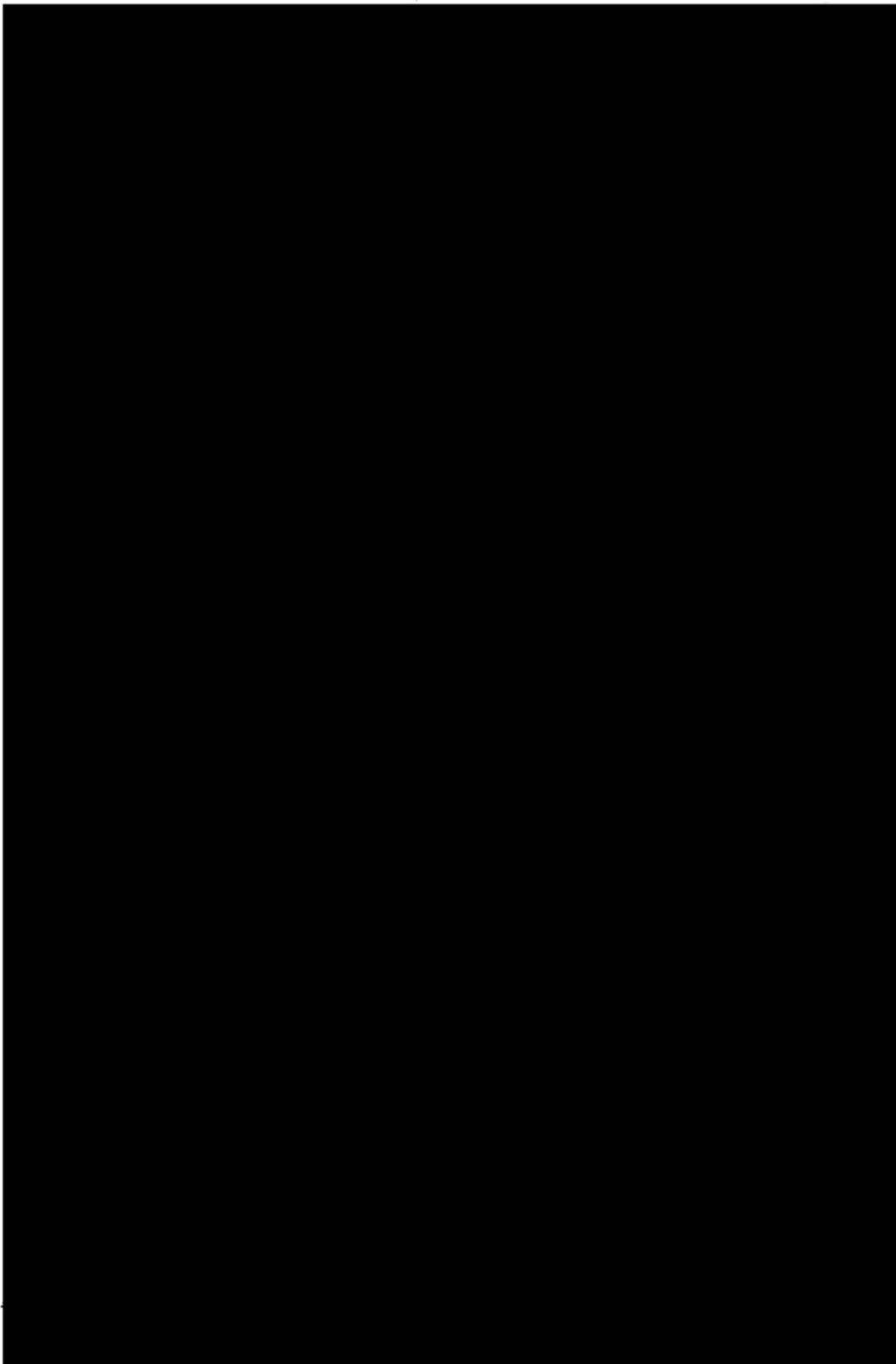


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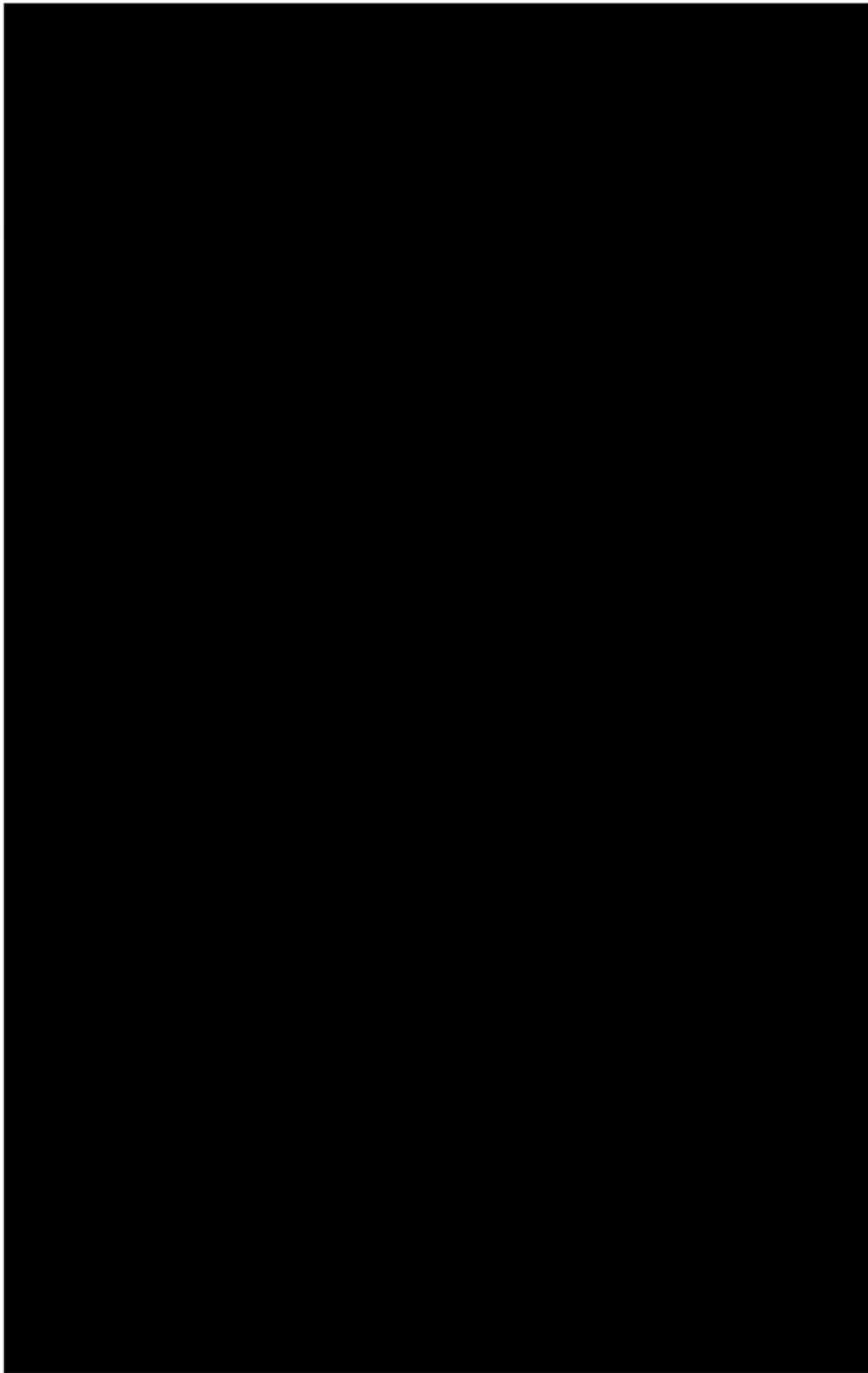
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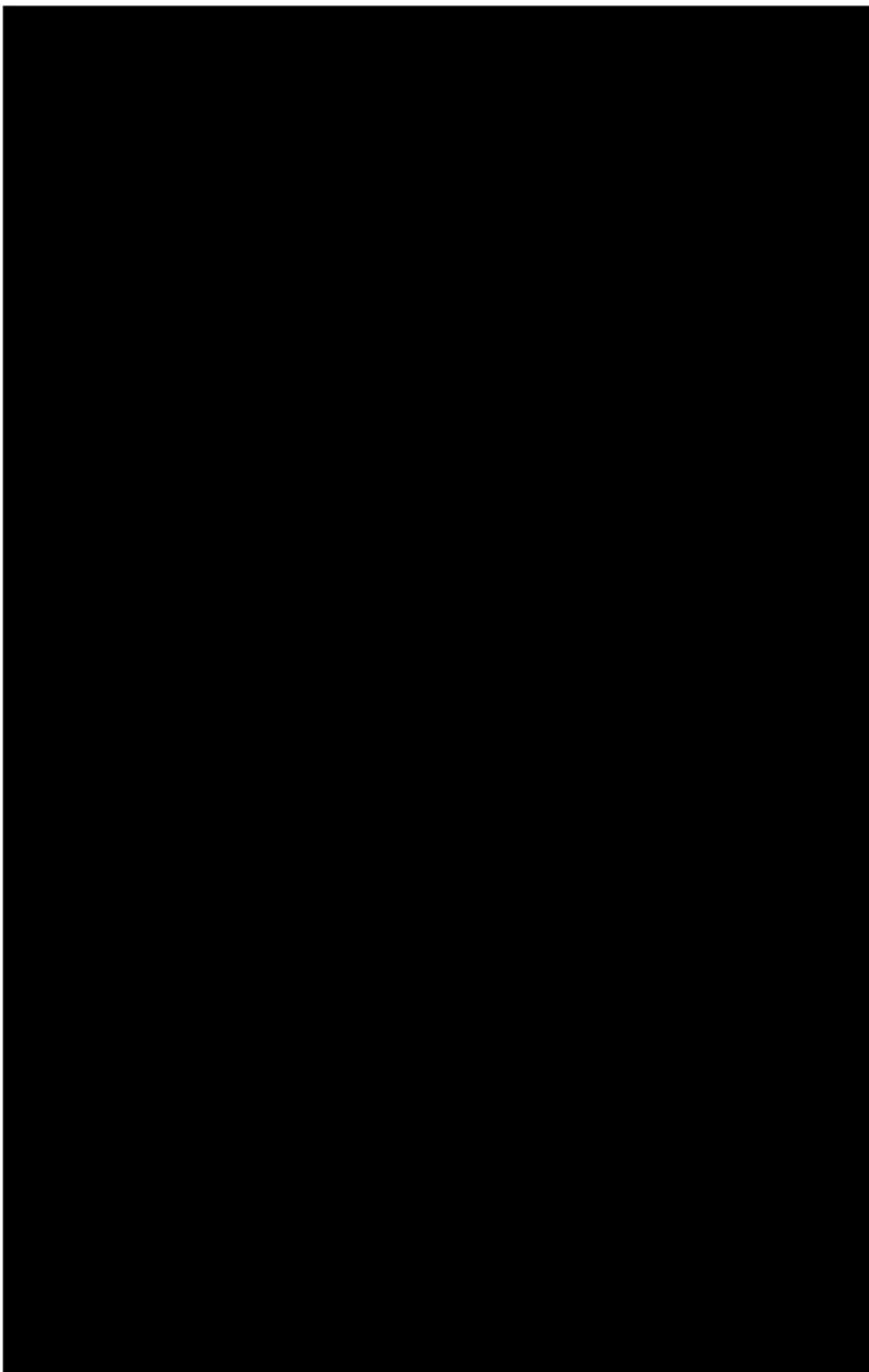


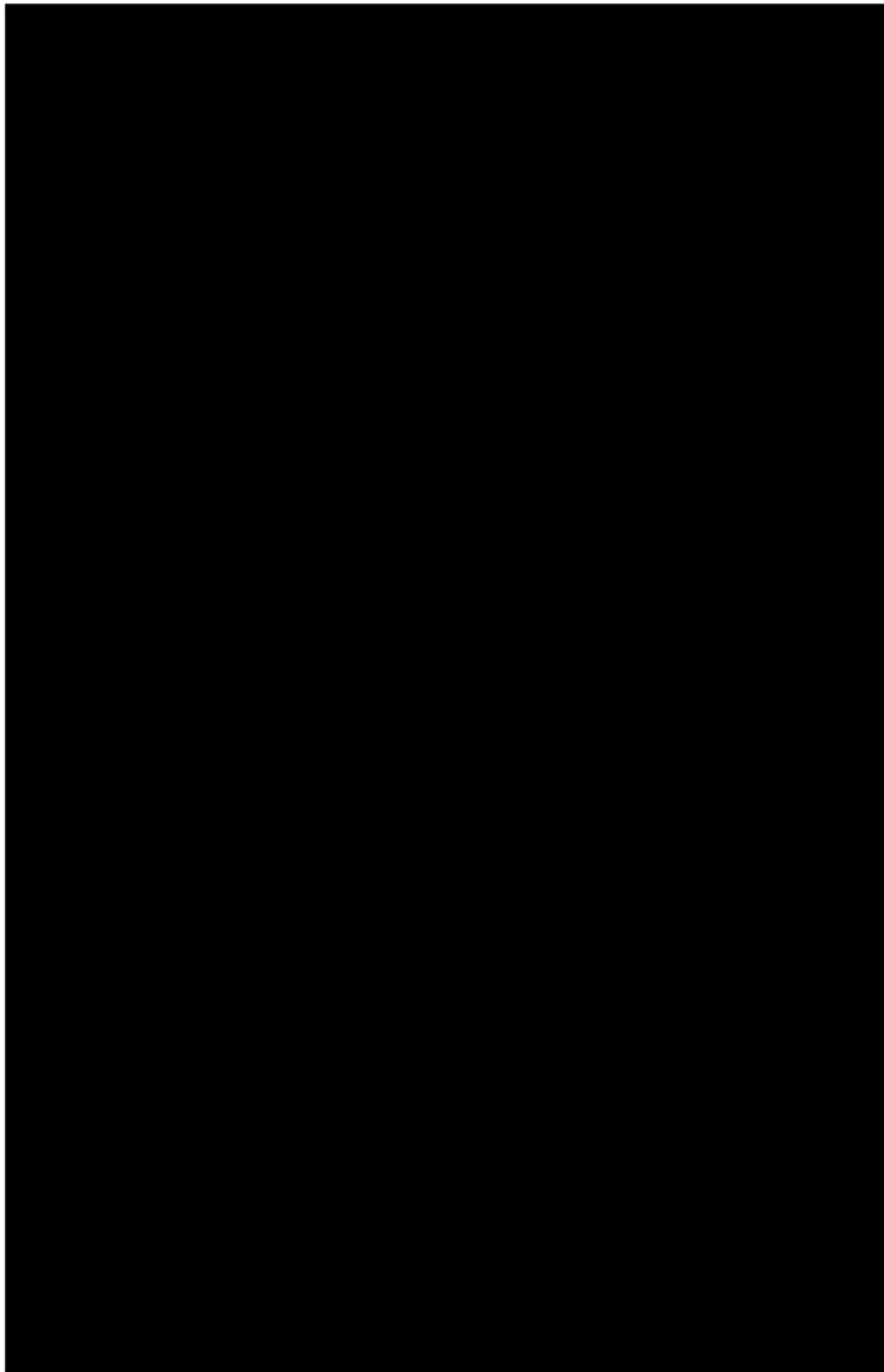
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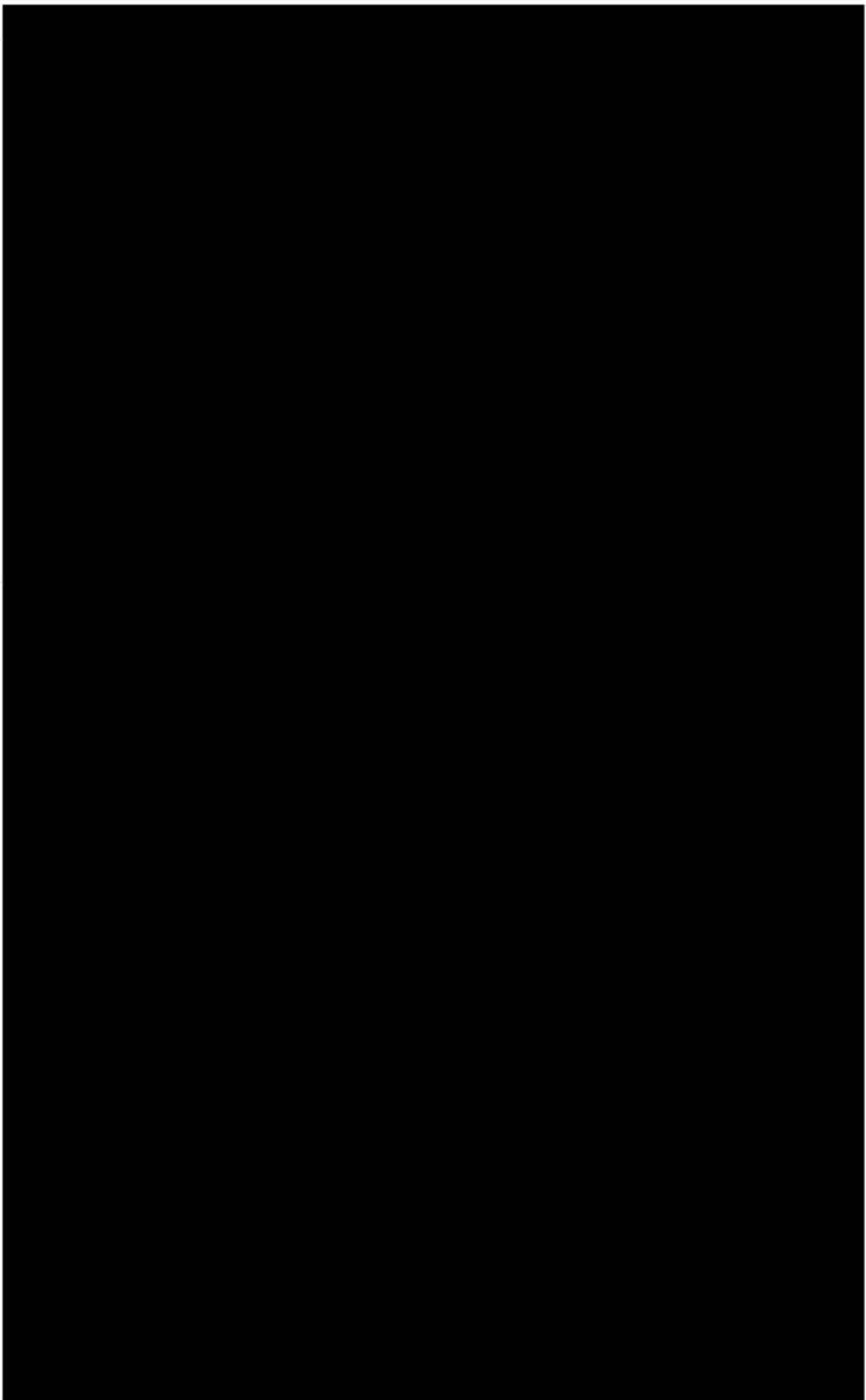
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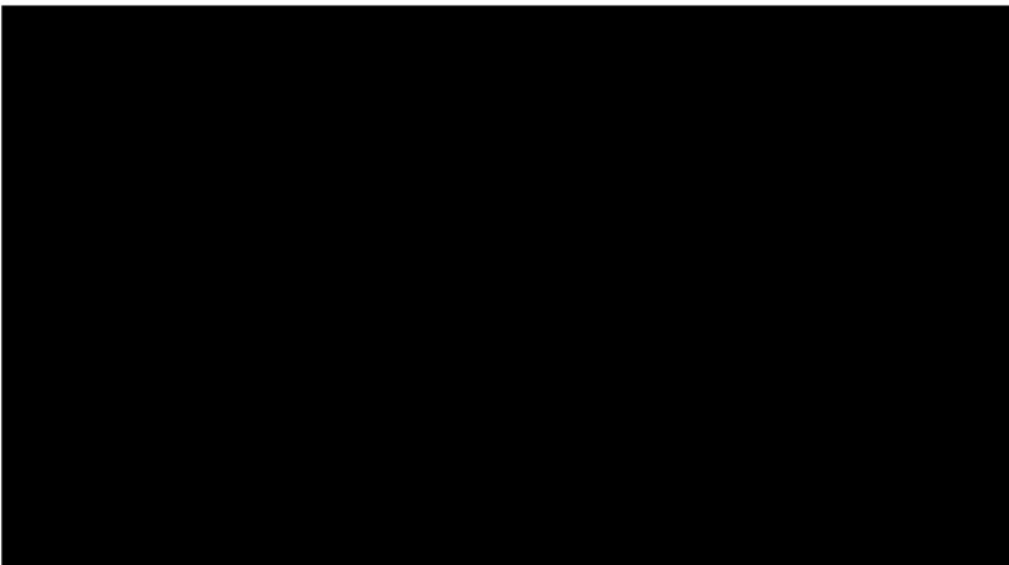
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Unsolved Homicide Team

46. I applied for and obtained a position at the Unsolved Homicide Team (UHT). Being successful at getting that position was a great relief to me as it minimised the amount of on-call responsibilities that I would have.
47. I transferred to the UHT from 18 November 2012 but due to finalising on-call work I did not commence at the UHT until January 2013. I worked at the UHT until August 2015 when I entered hurt on duty sick leave.
48. At the UHT I held the rank of Chief Inspector and reported directly to Superintendent Michael (Mick) Willing. Mick Willing expressed a desire to improve morale and productivity. He told me that he could use me as a change-agent as a new manager of the UHT. I was re-energised in my new position and with Mick Willing's direct support I researched and implemented a restructure, I increased quality output and revived team morale. I was made directly responsible for all active investigations and a number of charges relative to previously unsolved cases were brought about in the revived atmosphere. I was a veteran of homicide investigation and was able to use

and apply my knowledge in this important area without the responsibility of routine on call creating extra stress and distress for me.

The Johnson Case

49. On 7 February 2013, I was instructed to lead Strike Force Macnamir to undertake a cold case investigation into the death of Scott Johnson between 8 and 10 December 1988.
50. Scott Johnson was a 27-year-old American citizen studying for a PhD in Canberra. Scott was a homosexual. In December 1988 he was found dead at the base of North Head at Manly. Two coronial inquest had already been held into the death. Scott's older brother, Stephen Johnson, is a retired multi-millionaire living in the USA with connections to the Kennedy family. He rejected both the suicide finding and the subsequent open finding as to the cause of Scott's death.
51. Scott Johnson's death and its investigation had been the subject of media attention in Australia partly as a result of the efforts of Stephen Johnson and Daniel Glick, a journalist engaged by him. Examples were
 - a. The article "Close to the Edge" by Daniel Glick which appeared in The Australian newspaper on 17 September 2011.
 - b. An interview which was aired on Australian Story on Monday 11 February 2013
52. On 14 January 2013 the Johnson family appealed directly to the Minister's office expressing concern re the UHT rating the solvability of the matter as zero.

53. The death of Scott Johnson was to be subject of the ABC program Australian Story on 11 February 2013. The NSW Police Force expressed concern that the Johnson family would express negative views of the NSWPF. I attach a copy of an email dated 7 February 2013 from Detective Acting Superintendent Christopher Olen to State Crime Command Director Peter Cotter, which was copied to Mick Willing and myself.
54. I did not share that concern based on the routinely non-inquisitorial and personal-profile format of the Australian Story show. At that time, we had about 600 unsolved cases at the UHT and made case priority and selection assessments based upon available evidence and solvability criteria. I expressed a view verbally and in writing to my command that this case did not meet the UHT selection criteria and should not be prioritised over other unsolved cases. I attach copies of my emails to Acting Superintendent Christopher Olen and others of 7 February 2013 and 8 February 2013.
55. On 7 February 2013 at the direction of Mick Willing strike force *Macnamir* was created and UHT staff were allocated to investigate. Mick Willing said words to the effect that "the minister has an expectation of the NSWPF giving him "something favourable" to tell the Johnson family at a meeting he planned with them". Hence the immediate strike force and reassigned staff. I was to be the investigation supervisor as the only other Detective Inspector at the UHT was John Lehmann and the Johnson family had complained about him in dealings in 2012.
56. On 12 February 2013 I attended a meeting with the Johnson family and the police minister resulting from the family's appearance on the ABC program Australian Story the night before. The meeting with the minister commenced

in the evening and went for over an hour. The meeting was attended by The Police Minister Mike Gallagher, his chief of staff, Brad Scutella, a staffer, Clint McGilvray, Stephen and Rebecca Johnson, brother and sister of the late Scott Johnson, Daniel Glick an American journalist retained by the Johnson family, Acting Superintendent Chris Olen acting commander of the Homicide Squad and myself. Absent from the meeting was any substantive police officer between my rank and the minister.

57. I had not met the minister before. I had not been called to a ministerial meeting before. A minister had never expressed any interest in meeting with the next of kin from any other case of mine. I was aware that the next of kin of the three murdered Bowraville children had asked unsuccessfully to see the minister. It was also the first time that I met the Johnson family.
58. During the meeting the Minister praised the Johnson family for keeping the issue of Scott's death prominent in the media. One of the minister's staffers encouraged them to commence a similar campaign in the USA. Neither the minister or his staff expressed any reservation about the claims being advanced in the media about the circumstances of Scott Johnson's death or their complaints about the conduct of investigating police.
59. During the meeting Stephen, named and criticised specific police and Coroners. The only contribution the minister made at this time was to speak of the new strike force and the hope that should bring to the family. The minister spoke of how the investigation could interview multiple offenders concurrently and do strategic operations. He said if I needed more staff, all that I had to do was ask. I saw the minister sign off on a \$100,000 reward for information

about Scott's death. The usual reward approval process for cold cases takes several months to a year.

60. I spoke for the first and only time during the meeting and said words similar to, "Just like you, we have other families waiting for reinvestigations. They too mourn loved ones, and I will balance their investigations along with Scott's".
61. I determined to concentrate on an efficient and thorough investigation which would exclude any additional political interference and limit the impact on other active cases at the UHT. I knew that I would do this most reliably by being hands-on with the Johnson case. I knew that these circumstances signalled that I had to be ready again to work at my highest level.
62. The reinvestigation was continuous from 2013 into 2015 and was conducted concurrently with unsolved homicide investigations and within existing resources. My investigation commenced with scrutiny of the circumstances of Scott's death, the original case files and the evidence at the two coronial inquests that had already been conducted into his death. The investigation generated thousands of pages of information, interviews of family, witnesses and persons of interest and operations, both covert and overt.

2013

63. From the start the Johnson family wanted detailed discussion about the investigation and where they wanted it to go. They created a website entitled "Justice for Scott Johnson" to publish and receive public commentary. They had lobbied for and received the public support of several well-known figures including Sydney Lord Mayor Clover Moore, MP Alex Greenwich and Mike Baird (before he was Premier).

64. In February 2013 multiple articles appeared in the media about the launch of Strike Force Macnamir, the Government reward and the hopes of the Johnson family.
65. These aspects combined to create a hyper-sensitivity in the SCC and NSWPF management as well as the police ministry about what was in the public domain and the progress of the investigation. The reporting regime was intense and included reports for the police ministry. I had never before experienced such an intense reporting regime despite having been directly responsible for numerous high-profile investigations.
66. There was frequent communication between Mick Willing and myself afterhours and on weekends in the aftermath of numerous emails and planned media releases courtesy of the Johnson family team. The Johnson family had on-demand contact with me and Mick Willing. Assistant Commissioner Mark Jenkins, Commander SCC, also met with them. This level of reporting and access made it obvious to me that my organisation and the government were scrutinising the case.
67. These things combined to increase my work hours and to create and maintain a high level of stress and anxiety in me about the case.

68.



69.



70. On 28 February 2013, an article appeared in the media stating that Sydney Mayor Clover Moore and MP for Sydney Alex Greenwich will march with Steve Johnson in the 2013 Sydney Mardi Gras Parade.

71. On 6 March 2013, I attended a meeting with Steve Johnson and US journalist Daniel Glick who had been engaged by Steve Johnson to undertake an investigation into the death of Scott Johnson. The Johnson family presented a PowerPoint presentation in relation to the Scott Johnson case, the locale, persons of interest and witnesses.

72. On 15 March 2013 Sergeant Penny Brown of the UHT received an email from the Johnson family which suggested that all contact with the UHT was being copied directly to the Minister Mr Gallacher. That email was on sent to me. A copy of that email is **attached** and marked "A".

73. On 18 March 2019 I received an email from Steve Johnson at 3.50 pm. That email included inter alia a personal letter addressed to me complaining about my conduct during a meeting with the Johnson family on 4 March 2013 (this meeting actually occurred on 6 March 2013). During that meeting I had informed the Johnson family we could not accept hearsay statements by various people called by them Source A, Couple B etc, particularly where the Johnson family would not name the sources. A copy of that personal letter (page 1 only) is **attached** and marked "B". The Johnson family also indicated their concern about the investigation approach taken by the Strike Force and their history of distrust of "NSW authorities".

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77. On 25 March 2013 the Johnson family complained I had not given them sufficient detail about the ongoing investigation and that the NSWPF was not to be trusted.

78. On 28 March 2013 and again on 29 March 2013 I received emails from the Johnson family with information they wanted included in the investigation.

79.


80. When the Johnson family asked for detailed updates, I applied the usual next-of-kin disclosure and confidentiality principles. The Johnson family was frustrated by this approach and complained to Mick Willing with a copy being sent to the Police Minister.

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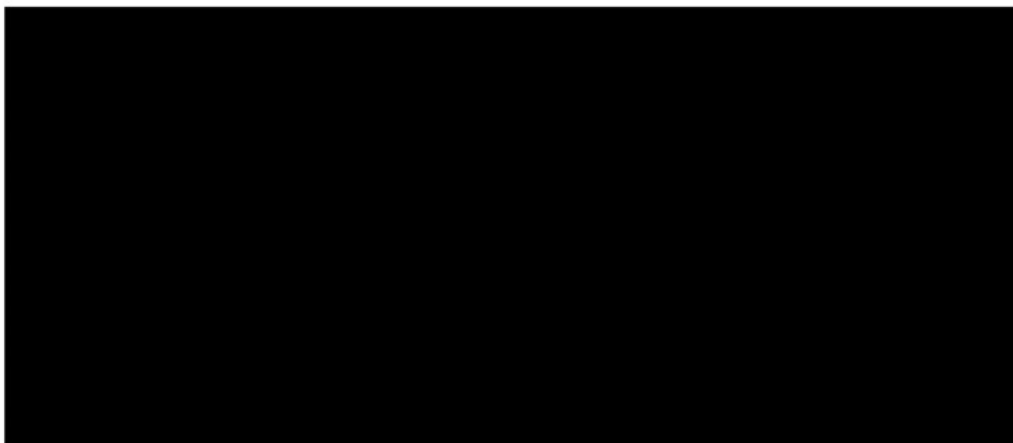
83. On 27 July 2013, an article was published in the Good Weekend titled "Up to 80 men murdered, 30 cases unsolved" linking the death of Scott Johnson with Bondi crimes and suggesting police neglect and/or involvement in gay-hate crimes.
84. In July 2013, I was appointed officer in charge of Strike Force Redden which was the reinvestigation of the bombings and murders between 1980 and 1985 against the Family Law Court of Australia. The fresh investigation led to the arrest of Leonard Warwick who was charged with 32 offences pertaining to over 20 victims including four counts of murder on 29 July 2015.
85. On 6 August 2013, I attended a meeting with Superintendent Michael Willing and Detective Chief Inspector Lehman. I was informed by Superintendent Willing that the Police Minister had directed the involvement of the NSW Crime Commission specifically in the wider gay-hate crime allegations made by the Johnson family. I believed Superintendent Willing and was grateful as it was extensive additional work.

86.

- 
87. I expressed surprise and hesitation when I received a subsequent request from the NSWCC for access to my entire reinvestigation. I attended the NSW Crime Commission with two staff, Detective Sergeant Brown and Detective Senior Constable Jones on 22 August 2013. I learned directly from the NSWCC Assistant Director Tim O'Conner, that it was Mick Willing himself who had approached the NSWCC and that he had actually asked for a review of my reinvestigation. Furthermore, Mick Willing's request did not include the wider gay-hate suspicions generated by the Johnson's campaign, so I was still responsible for it. I distinctly remember that Tim was as surprised as I was that my own commander had not explained this to me. Our mutual confusion caused Tim to call NSWCC Commissioner Singleton to clarify the matter.
88. When the NSWCC meeting was over I spoke by phone with my UHT colleague Detective Chief Inspector Lehmann and then Mick Willing. I said that I had been disrespected and humiliated by him on an inter-agency professional level. I was also embarrassed in front of my team who were with me at the NSWCC and witnessed my anger and distress. Mick Willing then told me that the involvement of the NSWCC was his idea and would assist us in the long term to manage the Johnson family.
89. After receiving requests about witnesses from Stephen Johnson on 23 August 2013, I sent an email to Stephen Johnson explaining why I was not prepared to break witness confidentiality and addressing the quality and integrity of the investigation and my staff. A copy of that email is **attached** and marked "C".

90. In a telephone call later that day Stephen Johnson complained to Superintendent Mick Willing and myself about my conduct. A summary of that phone conversation is **attached** and marked "D". Following the meeting I sent Stephen Johnson an email with the contact details of the Police Integrity Commission and the Ombudsman if he wanted to report his complaint.

91.




92. The Johnson case continued to dominate my life. I now had additional work related to all gay-hate violent crime in the 1980's and 1990's, inclusive of coronial inquests and criminal trials. The investigation was now even more broad-ranging, complex, and pressurised. I consistently worked extended hours, including double and triple shifts. I often lay awake in bed for hours with churning thoughts of the injustice of the case.

93. Prior to commencing four weeks leave on 4 October 2013, I emailed Stephen Johnson providing an update and indicating a determination had not been made as to Scott's manner of death. A copy of that email is **attached** and marked "E". Also **attached** and marked "F" is the email received in reply from Stephen Johnson where he described my email as "reprehensible" and described me as unprofessional and lacking credibility.

94. On 4 December 2013, Superintendent Michael Willing sent an email to the Johnson family stating the UHT had completed their investigations into Scott's death and that I was finalising an overarching report. The email invited the family to meet with the UHT to discuss the findings.

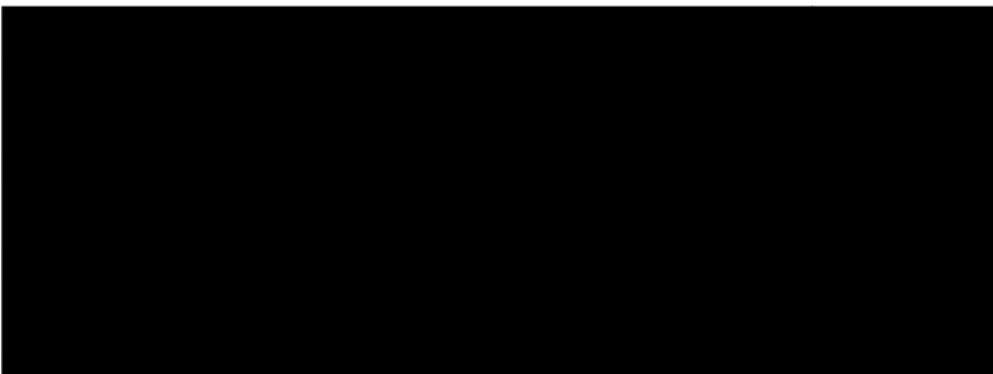
2014

95. Superintendent Michael Willing responded to a ministerial request from the Department of Premier and Cabinet re "Alleged Gay-Hate Killings in Sydney 1980's onwards". A copy of the response from Mick Willing dated 10 January 2014 is **attached** and marked "G".
96. On 18 February 2014, NSW Crime Commission reported to Superintendent Michael Willing on Strike Force Macnamir stating "the Commission considers the investigations have been comprehensive and thorough and has not identified any line of enquiry non already undertaken".
97. On 18 March 2014, Superintendent Michael Willing wrote to the State Coroner seeking a "further examination" of the circumstances of Scott's death.
98. Thousands of pages of material had been generated during the reinvestigation and gay-hate review. The Johnson family employed what they referred to as an "investigation team" which included the American journalist Daniel Glick, two retired NSW detective sergeants, and the first NSW Gay and Lesbian police liaison coordinator. The Johnson family team wrote, paid for, and generated hundreds of media stories and lobbying letters which contained uncorroborated details, untested aspersions about individuals and untested allegations of inaction and/or complicity by the NSWPF and individual officers, including me.

99. The State Coroner asked for my coronial statement by 14 July 2014 and I was also keen to progress the matter to that stage so that he became responsible for communication with the Johnson family and for the progress of the matter.
100. To fulfil that commitment, I worked additional hours amounting to over 410 hours (53 days) in the first half of 2014. I also pushed my team. I did a number of 24-hour shifts. When a peer realised the hours, I was doing he told Mick Willing. At my first opportunity after the service of the statement I took some of the time that I was owed in August and September 2014. I was mentally, physically and emotionally exhausted and cannot remember what I did on the time off.
101. 
102. On 14 July 2014 my 445-page coronial statement was served on the Office of the State Coroner. Before and at the time of serving the statement, I had made direct verbal and written requests of the State Coroner regarding safeguarding the confidentiality of the material as it pertained to confidential witness and source disclosures. The statement was unredacted and identified, inter alia, juveniles charged or suspected of gay-hate crimes, male victims who do not identify as gay, intimate details of sexual assault and details of police methodology. I had even decided to serve only one hard copy so that electronic dissemination was not possible.
103. On 21 October 2014, the coroner's office informed me that due to an administrative error an unredacted copy of my statement had been given to

an American litigation lawyer who was representing the Johnson family. The State Coroner and the Office of the General Counsel ("OGC") advised me that there was no formal recourse as a non-publication order was ineffective outside the NSW jurisdiction.

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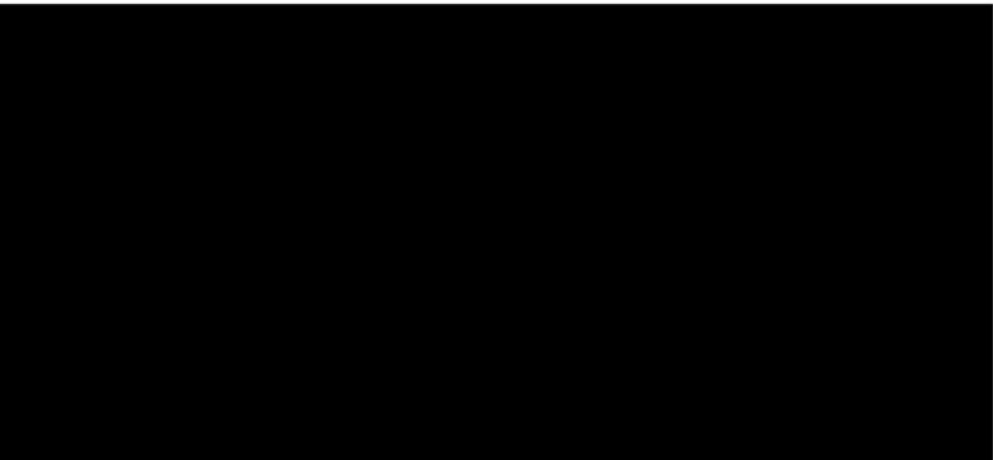


105. On 16 December 2014, the Lindt Café siege commenced. I was assigned family liaison for five, then eight of the 18 victims over the next six weeks.

2015

106. On 10 February 2015, I was recalled after hours to lead the investigation into a fatal critical incident where a young women Courtney Topic was shot by police at Carnes Hill.

107.



108.

109. On 13 April 2015 the State Coroner was scheduled to announce his decision on whether to hold a third inquest or not. In the days prior to the directions hearing, the Johnson family arrived from the US and provided unredacted copies of my statement to journalists who they had approached for interviews. The Johnson family also told journalists that they would do interviews after the coroner's hearing whether or not the coroner made a non-publication order over my statement.
110. I briefed Mick Willing with the suggestion that if my statement was made public by the Coroner that we should get on the front foot and be prepared to speak to the statement. The Coroner's decision not to prevent publication was a legitimate opportunity for us to inform the public of factual matters that may ease their concerns formed over years of the Johnson campaign. Mick Willing agreed.
111. On 7 April 2015 a long-term media strategy was devised by the NSWPF for a background briefing to be provided to both the ABC and The Australian prior to the Directions Hearing to be held before the State Coroner on 13 April 2015. The briefing was to provide background information only and was to be off the record pending the coroner's determination in relation to the application for a non-publication order. **Attached** and marked "H" is an email from Georgie Wells, the media supervisor, State Crime Command dated 7 April 2015 describing the long term media strategy.
112. The media strategy was approved by Superintendent Michael Willing, the Commander of the Homicide Squad, Two Directors of the State Crime Command, the Commander of the State Crime Command (via his Staff

Officer), a Deputy Commissioner and the Manager, New South Wales Public Affairs Branch.

113. In the event the coroner did not make a non-publication order over my 445-page statement the strategy included a sit-down interview with Lateline on the record, plus a response to any further media requests.
114. I was very specific in my briefing about the three areas I was prepared to cover; Scott's death, gay-hate crime in that era, and political priority given to the case. The media chosen were The Australian (Dan Box) and the ABC (Lateline's Emma Alberici) as both were seen by Mick Willing and myself as comparatively balanced in this matter. I had not met with or had any dealings with either of them before.
115. On 10 April 2015 I was interviewed off the record by Dan Box of The Australian and by Emma Alberici at the ABC studios Ultimo.
116. The Lateline interview was conducted with the approval of my supervising officer Superintendent Willing, and with the approval of the SCC Director, the Deputy Commissioner and the Police Media Unit.
117. The directions hearing concluded on 13 April 2015 with a decision by the State Coroner to hold a third inquest and to put my statement on the public record.
118. The Australian were happy to run with the interview provided on 10 April 2015. The Lateline programme wanted a filmed interview and that went ahead at their studio about 5 pm on 13 April 2015. The program went to air about 9pm that night.

119. I had openly used this term "kowtowing" to describe the police minister to Mick Willing and colleagues in the office on many occasions since the meeting on 12 February 2013.
120. On the way to the ABC studio I phoned Mick Willing and, inter alia, I told him that I was likely to use the word "kowtowing" if I was asked about the police minister. He responded with a laugh. That phone conversation was incidentally recorded.
121. Every matter that I spoke to on the Lateline program was a direct reflection of my public-record coronial statement. I thought the interview had gone well as I had articulated facts in answer to questions put to me, I had differentiated personal opinion, and provided all comments with deference to the final scrutiny and decision of the State Coroner at the third inquest.
122. In the unusual and pressurised circumstances of the case, I thought that I had represented the NSWPF with professionalism, intelligence and dignity. A lot of what I said predictably contradicted repeated prior public statements by the Johnson family, and I steeled myself to an inevitable backlash from them.
123. The next day, Tuesday 14 April 2015, Mick Willing contacted me at home to tell me that the Commissioner was "fairly relaxed" about the content of the Lateline interview.
124. By lunchtime Mick Willing had rung again to say that sentiment had changed. I learned for the first time during that conversation with Mick Willing that our organisation relies on what he labelled as a Police Media Unit "worm". Apparently, the worm had turned against my appearance on Lateline and the Police Media Unit was advising that a public statement be released similar to

"Perhaps the comments of Detective Chief Inspector Young were inopportune". I pleaded with him not to attach his name to that quote. Mick Willing told me that he had been given a direction that the quote be attributed to him.

125. I was deeply shocked and traumatised by the turn of events. [REDACTED]

126. [REDACTED] Wednesday 15 April 2015 [REDACTED] Mick Willing rang to tell me that he had been called into the Police Executive Office (PEO) for a meeting with the SCC Director, the SCC Commander, the Deputy Commissioner, Commissioner, Police Media Unit and an external lawyer specialising in media law. I was not to be included in the meeting. [REDACTED]

127. Mick Willing called that afternoon to say that "potential issues" arising from the Lateline interview were breach of media policy, contempt of court, and defamation of the police minister. I was extremely shocked and distressed by this news.

128. I asked Mick Willing for the detail of each allegation, but he said he did not know. As an external media lawyer was engaged at the PEO meeting solely to provide that information I was left to conclude that a decision had been made to exclude me from the information.

129. On 14 April 2015 I was informed by Superintendent Willing that as a matter of public confidence, the State Coroner asked that another investigator replace

me on any new inquiries in the Johnson matter. That was palatable to me as I had effectively concluded all possible lines of inquiry as they existed to date. I understood this directive did not affect my involvement in finalising matters relative to my existing statements.

130.

131.

132. On 15 May 2015, I sought approval to undertake travel and conduct enquires relating to my earlier statement. An email was sent to the coroner by Detective Inspector David Laidlaw seeking advice allowing me to conduct the overseas enquiry. The email included the following comment "This facet of the investigation does not conflict with the recent arrangements with your Honour that any new information and subsequent investigations be supervised by Detective Inspector Dickinson".
133. On 10 June 2015, the Coroner wrote to Superintendent Michael Willing and Detective Inspector Laidlaw and the Crown Solicitors Office advising that I should not proceed with the proposed enquiries in the United Kingdom.
134. I subsequently became aware that a letter from the Crown Solicitors Office to Ms Sophie Dawson of Ashurst Australia dated 22 May 2015 thanked the NSW Police Force for apologising to the State Coroner for steps taken by myself to conduct enquiries overseas. A copy of the letter from the Crown Solicitors Office to Ms Sophie Dawson dated 22 May 2015 is **attached** and marked "I".

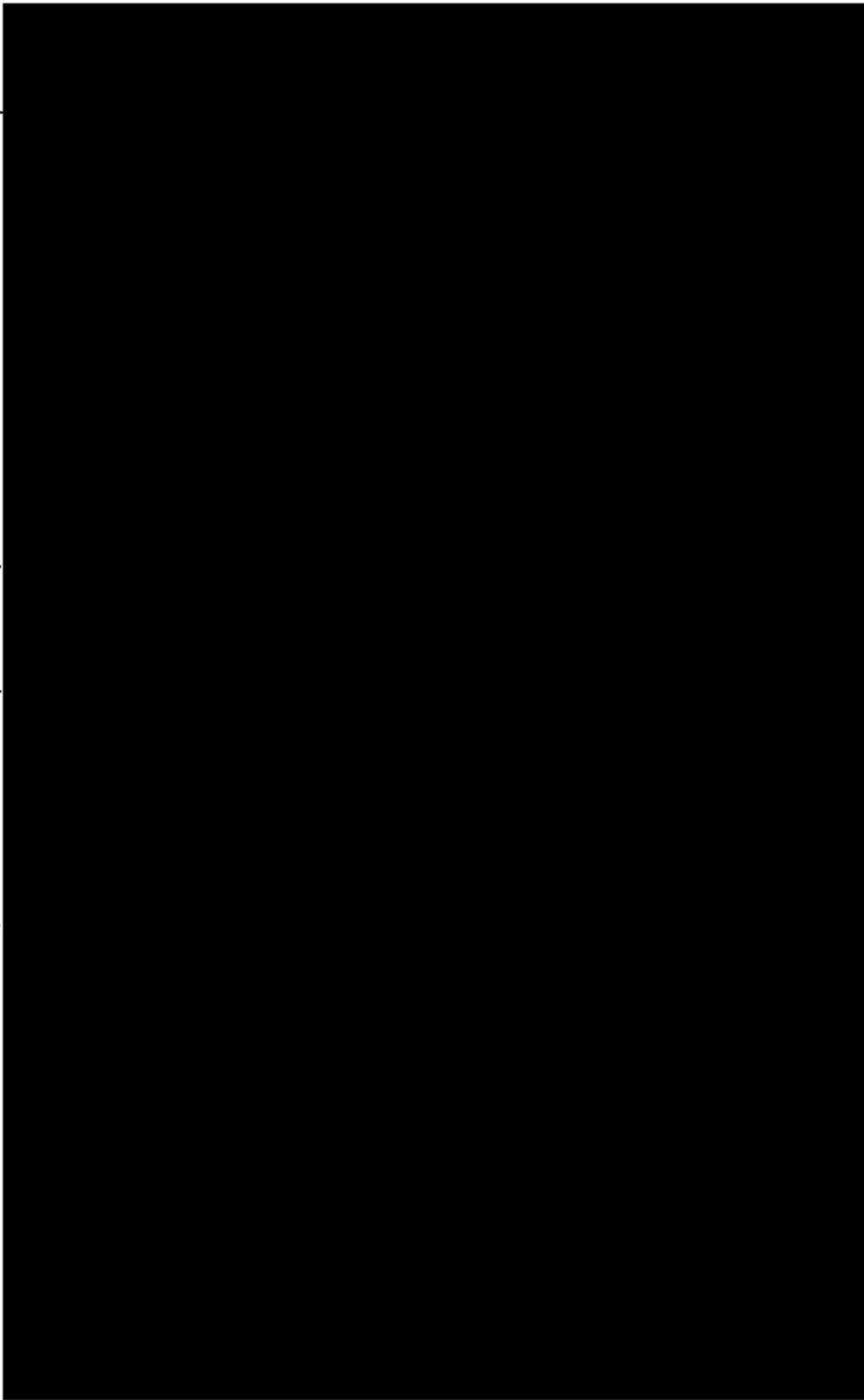
135. On 25 May 2015, I learnt, in the most distressing way possible, that I was to be totally removed from the case. I was informed by Inspector Dave Laidlaw in an open office in the presence of approximately 10 to 15 UHT staff that I had been removed from any involvement in the investigation of the death of Scott Johnson. The news shocked, angered and distressed me.
136. Mick Willing was away from the office that day, but I knew that he had frequent and direct contact with the office. Rather than tell me himself, Mick Willing had taken the weak option again, used Dave, at my expense. I told Dave to tell Mick Willing that he was to give me the direction himself in writing and with reasons. I yelled this at Dave. I was disgusted with both of them, but I blame Mick Willing. There are many witnesses to this scene and the distress that being told in this manner caused me.
137. Mick Willing gave Sergeant Penny Brown a written direction via email that she does not speak, formally or informally, to me about the Johnson inquest. Sergeant Penny Brown conveyed this directive to me on 17 June 2015. He did not inform me of this himself but left it to her to tell me about the direction. By this time Sergeant Brown and I had worked closely and intensively for over 2 years on this one case. I was shattered.
138. On 24 June 2015 I completed a 110-page evidence summary of the evidence in the Family Law Court Bombings case (Strike Force Reddan) which was submitted for consideration by the Prosecutions Operational Legal Advice Section. The Legal Panel concluded there was sufficient evidence to charge Leonard Warwick with multiple charges including 4 counts of murder.
139. On 29 July 2015 I led the arrest of Leonard Warwick.

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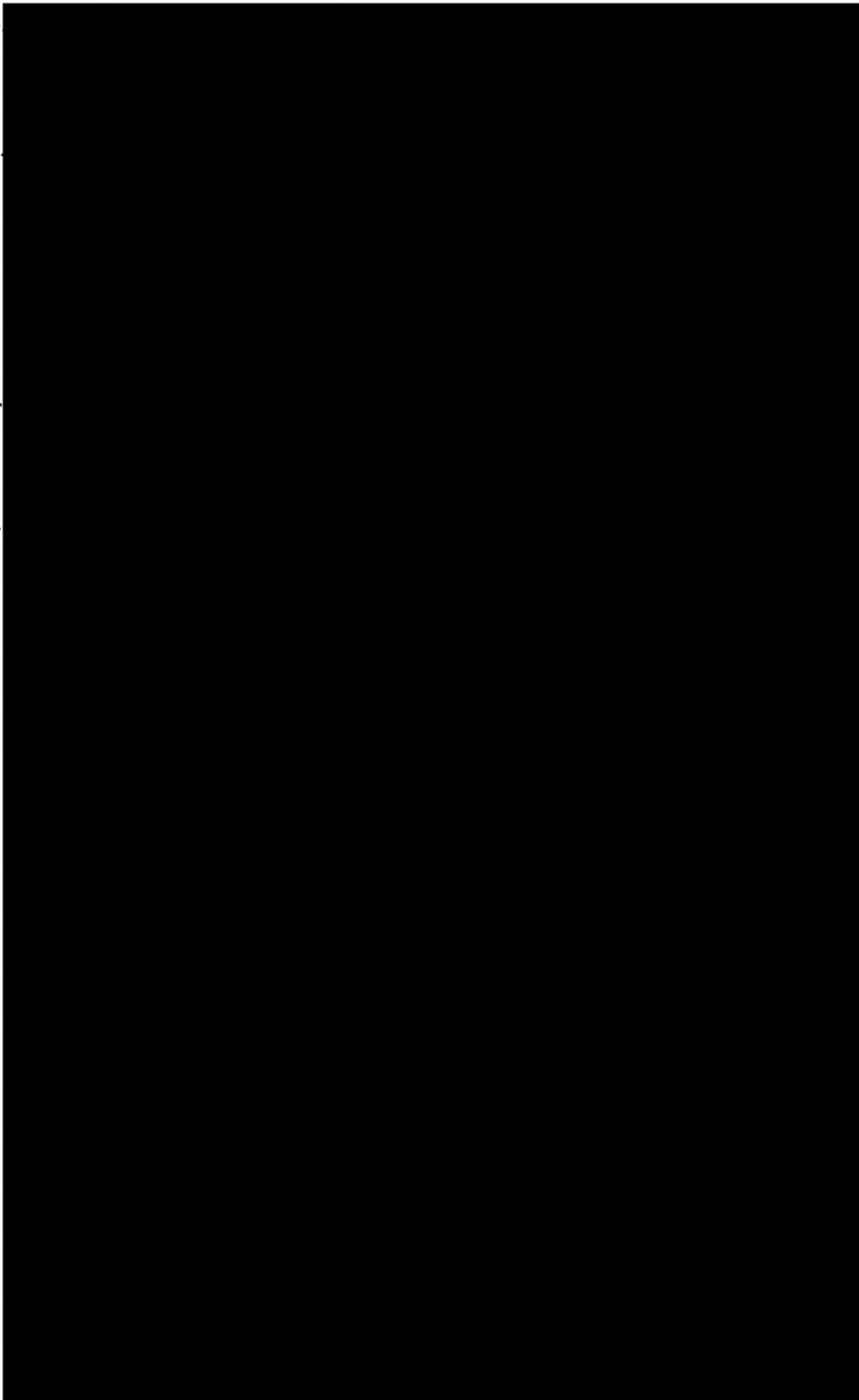
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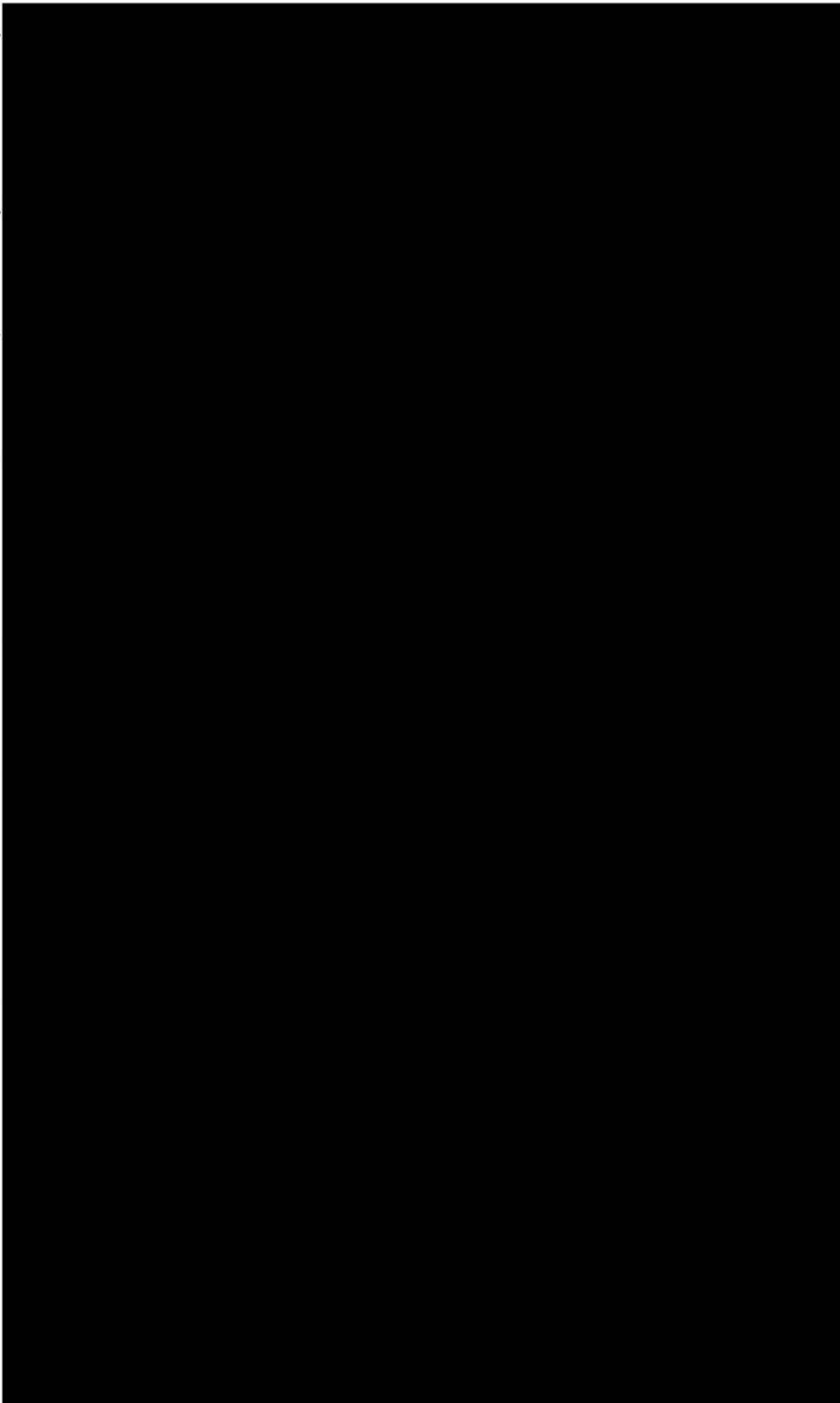
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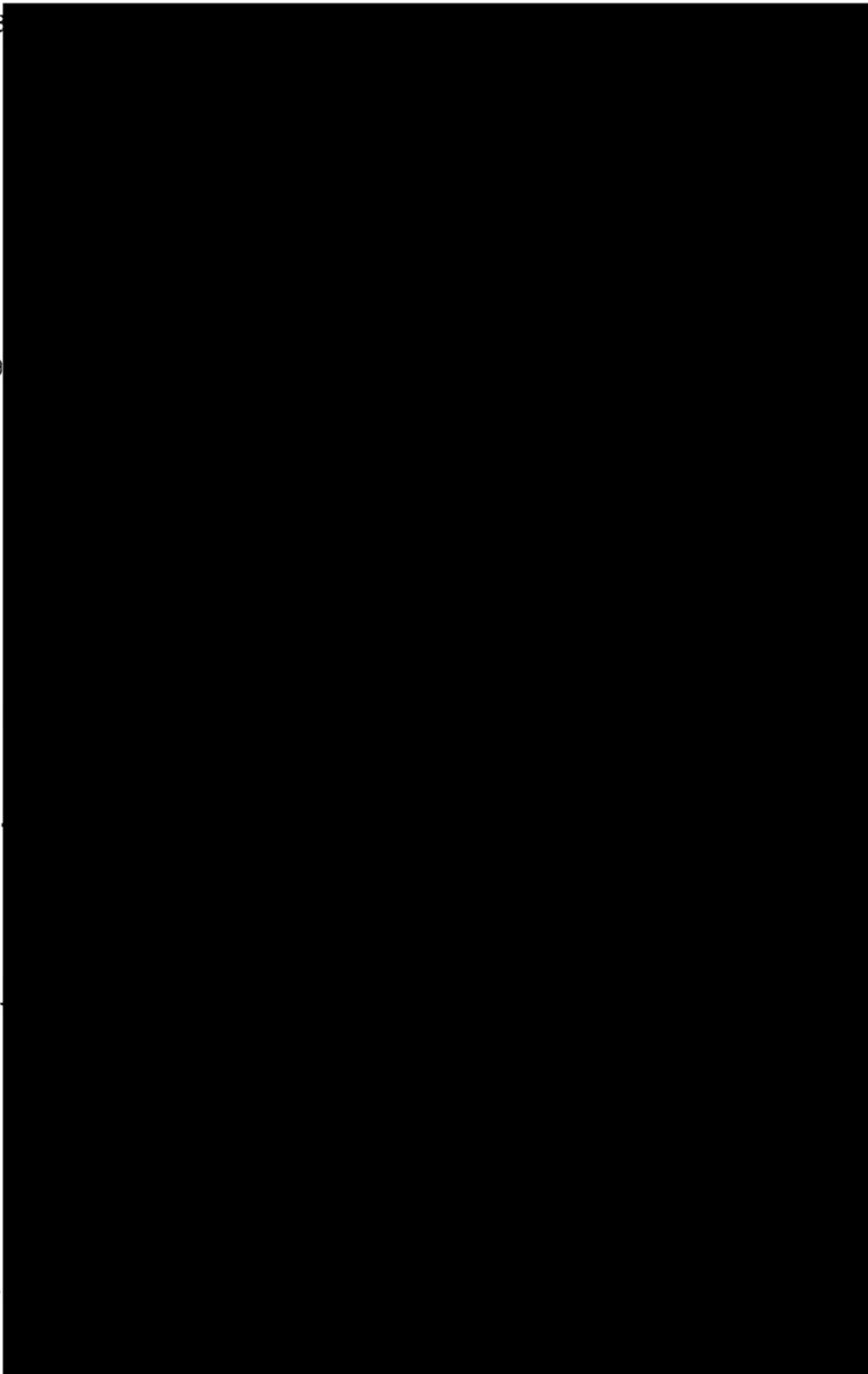
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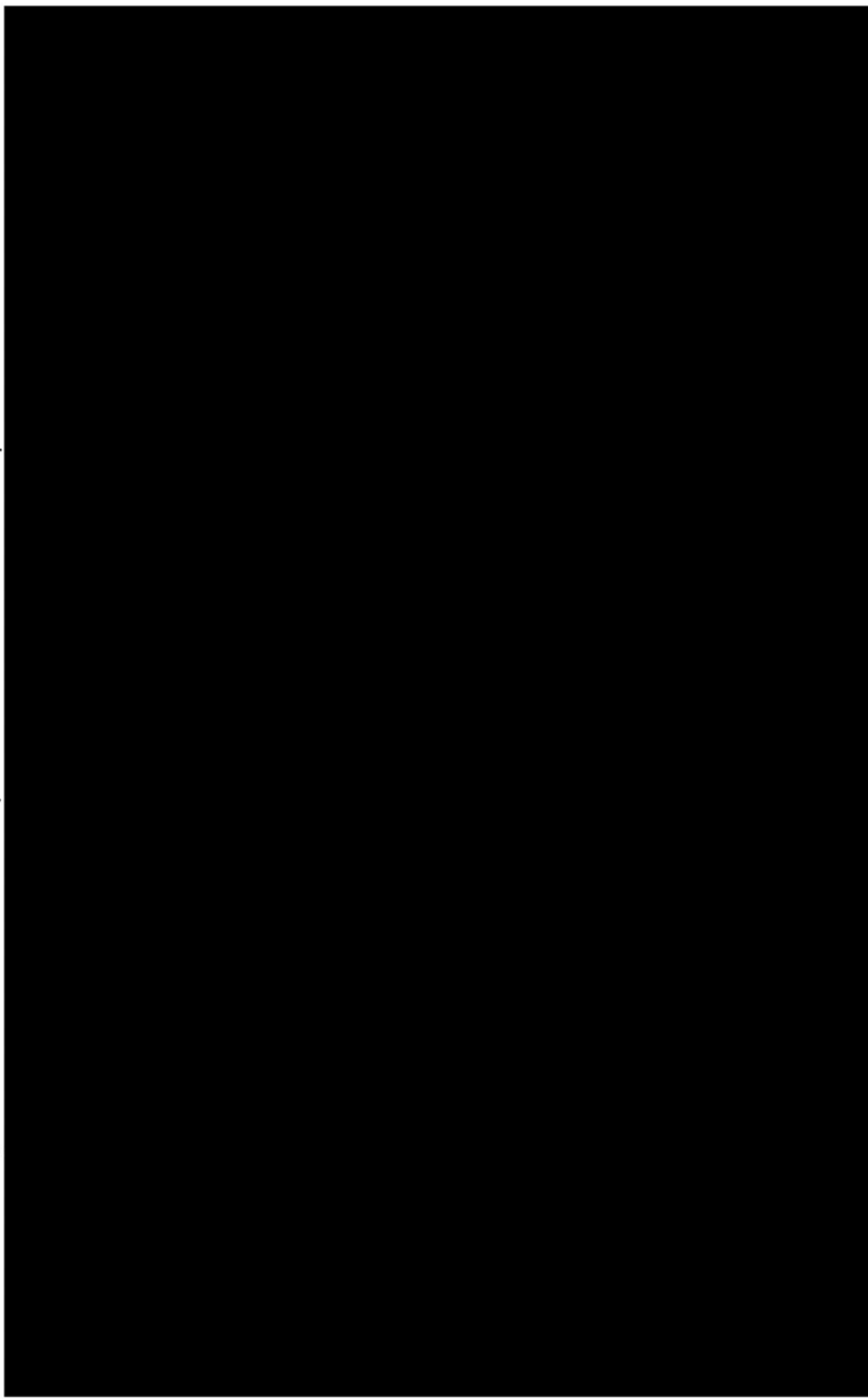
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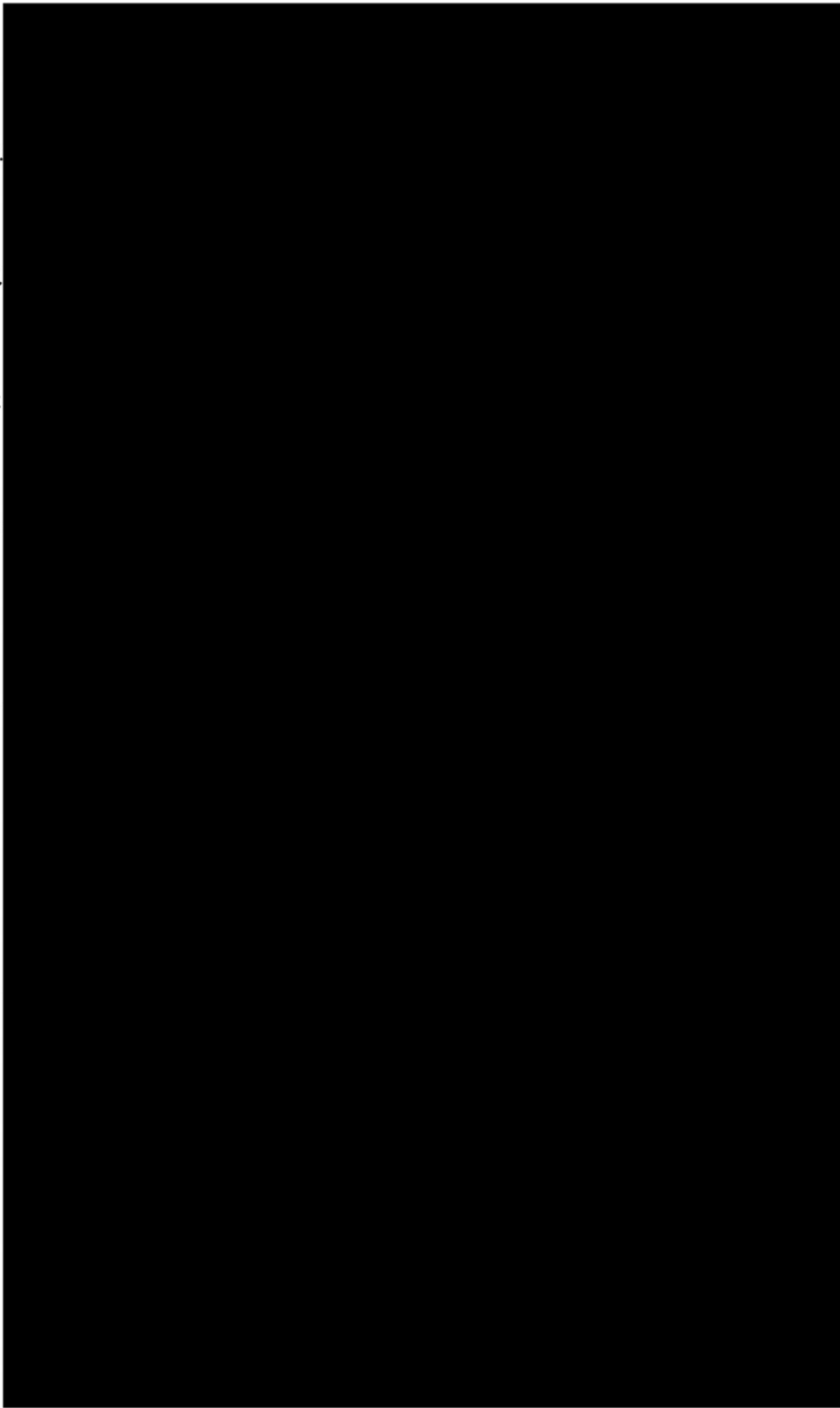
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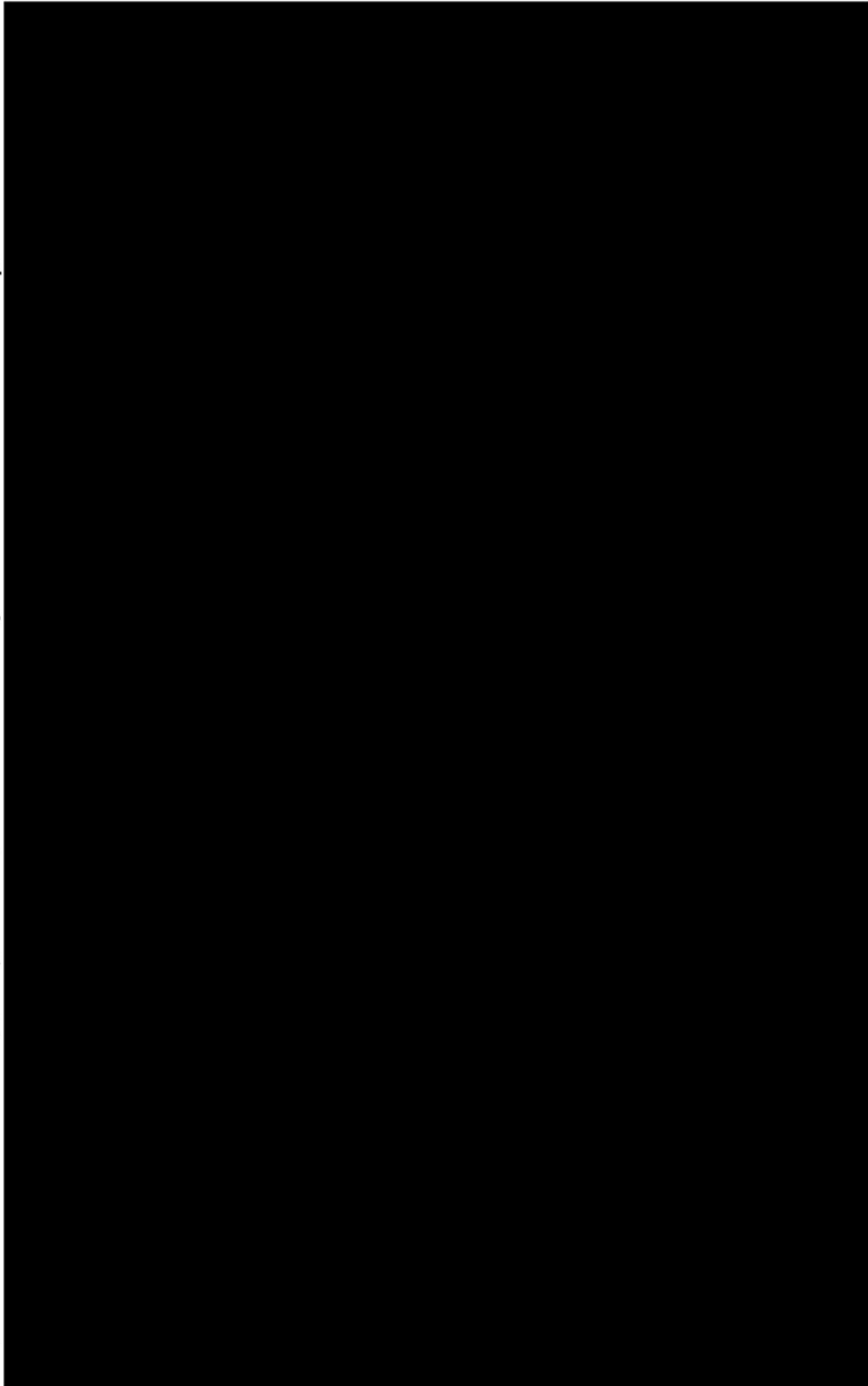


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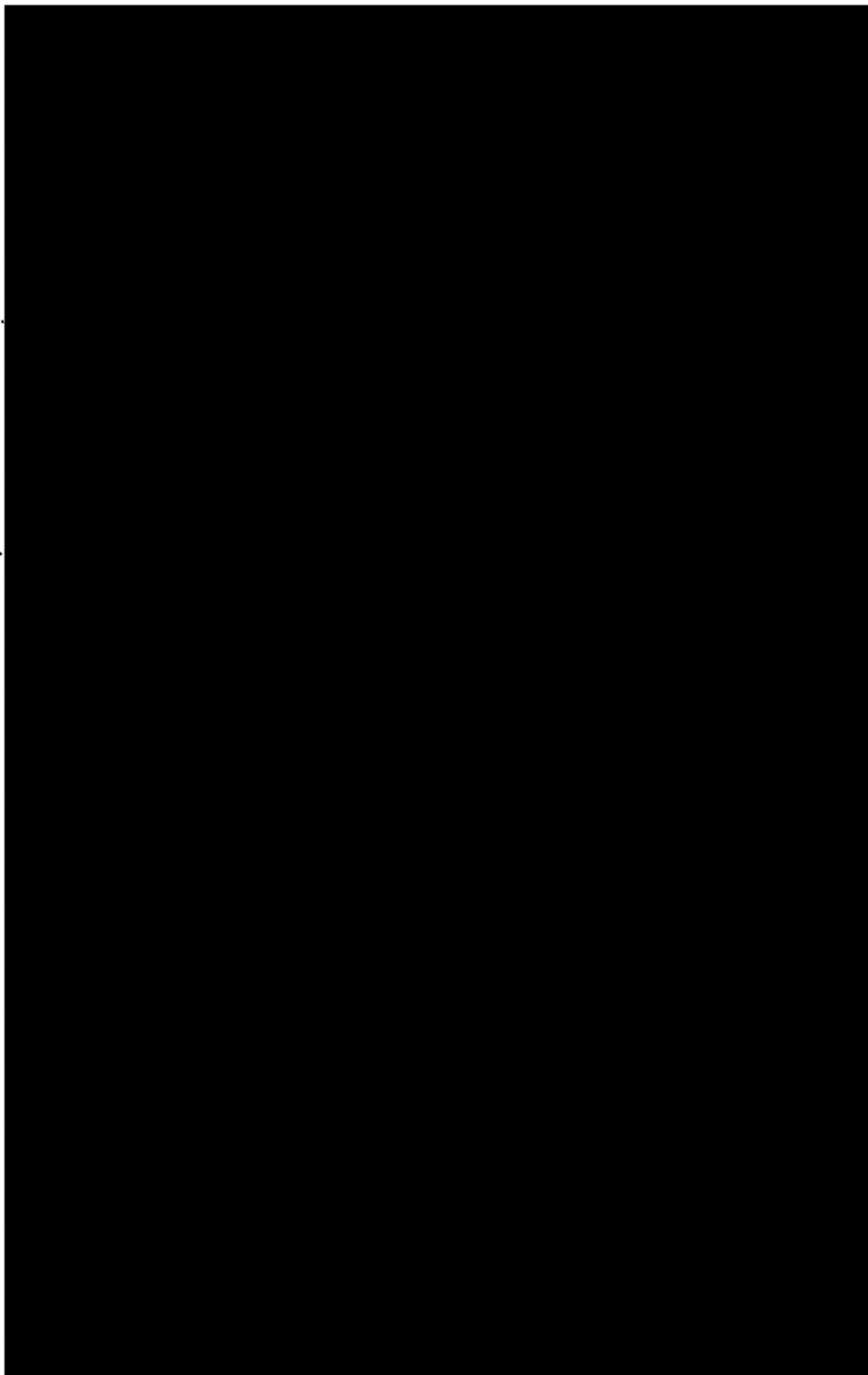


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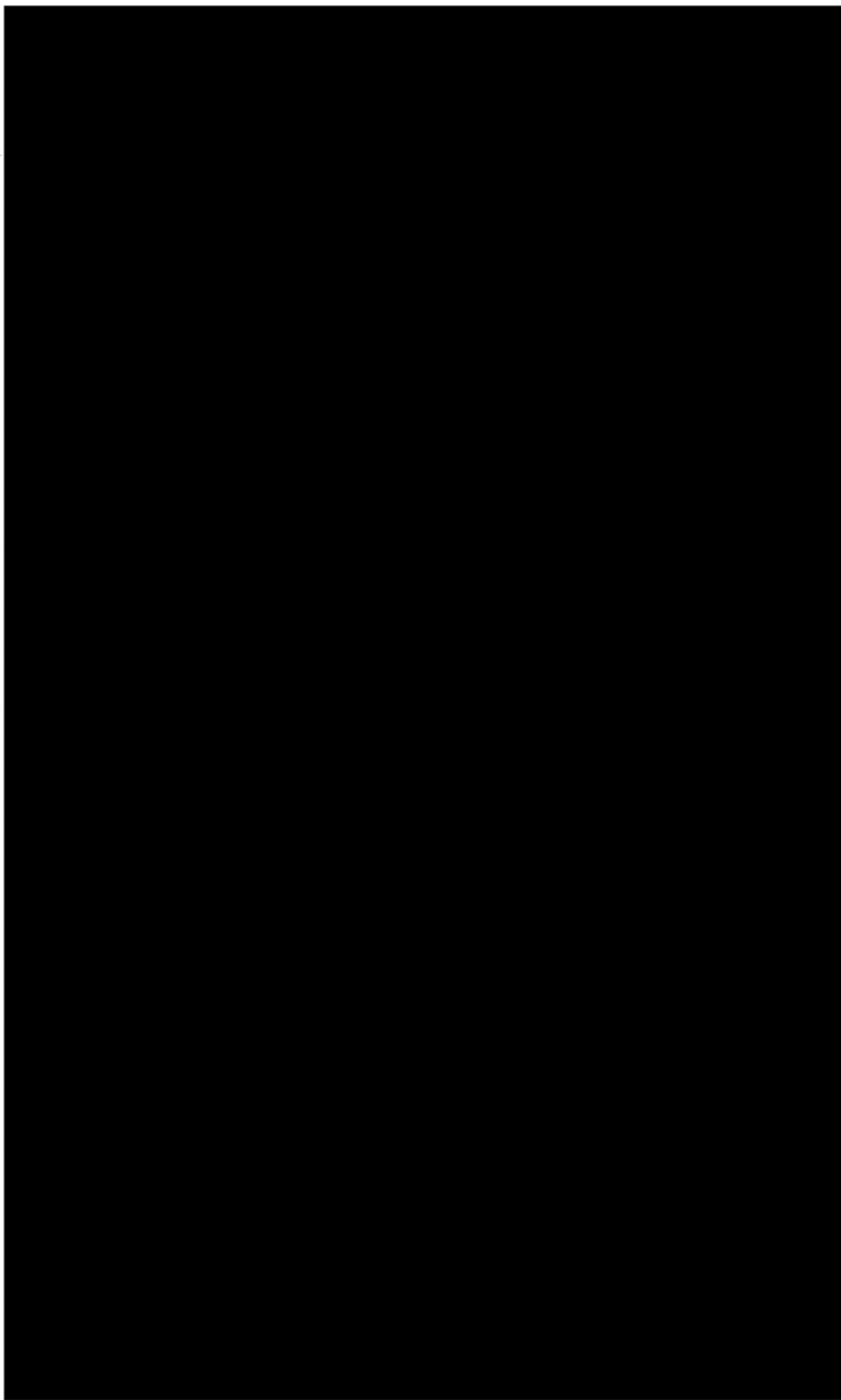
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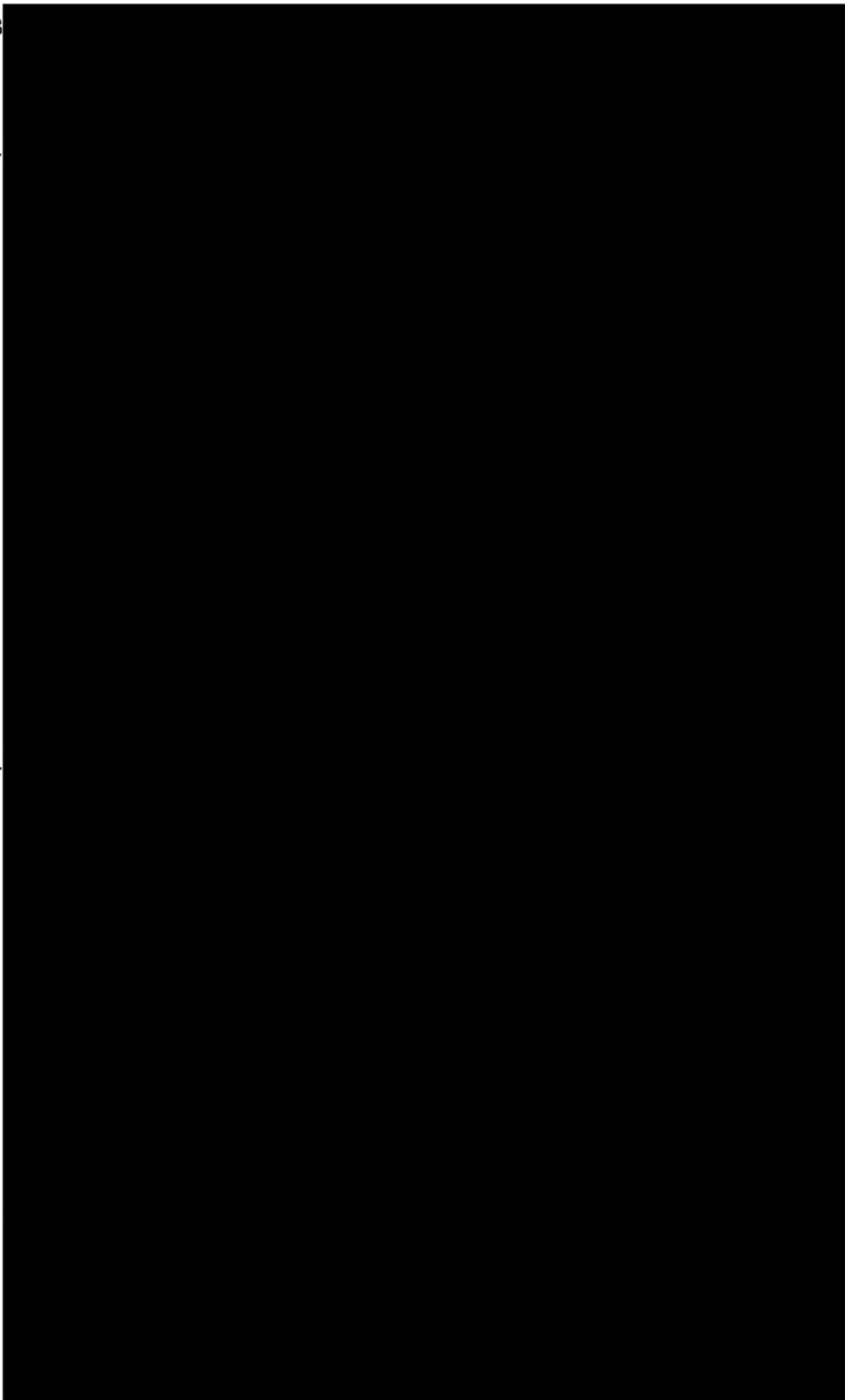


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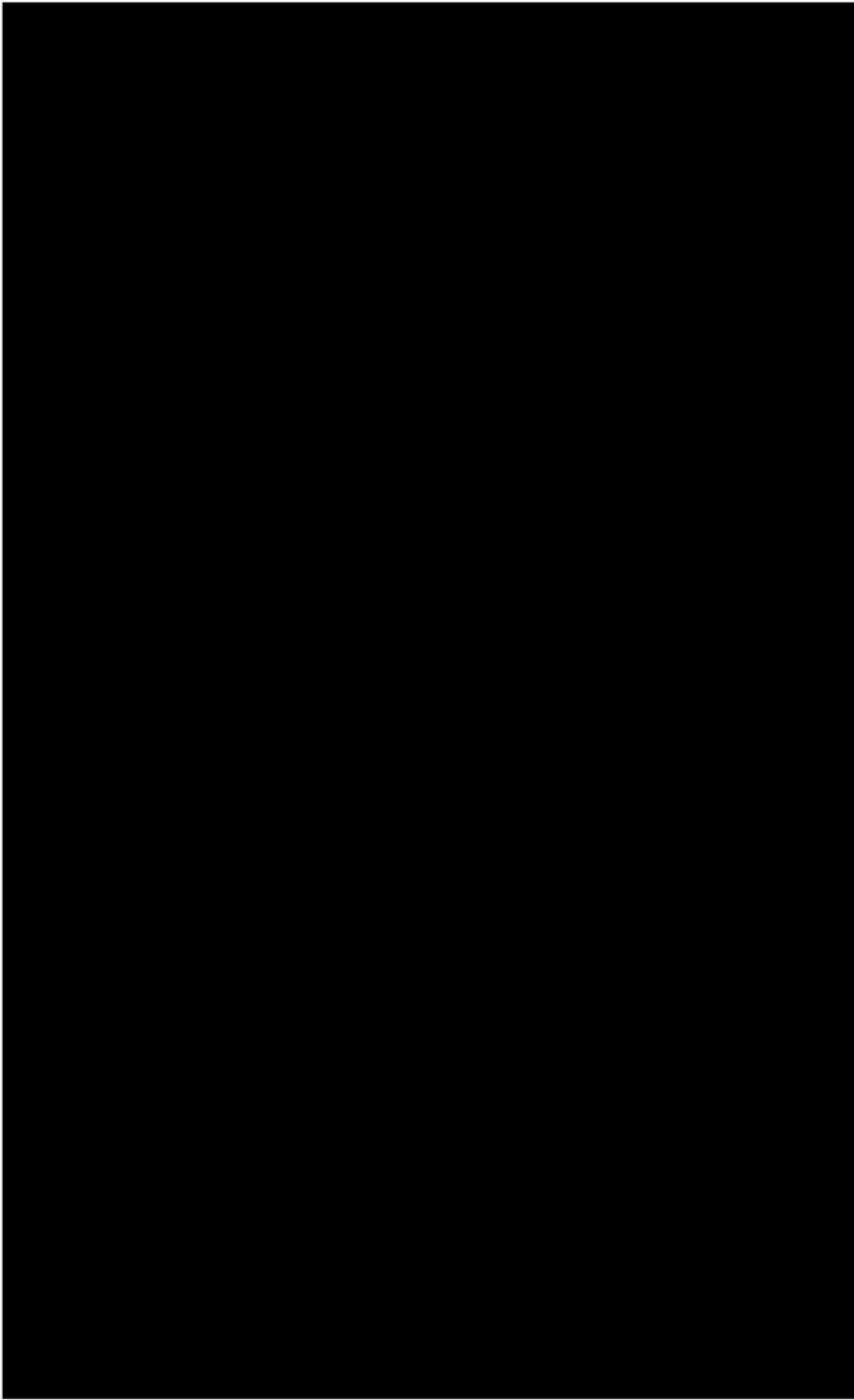
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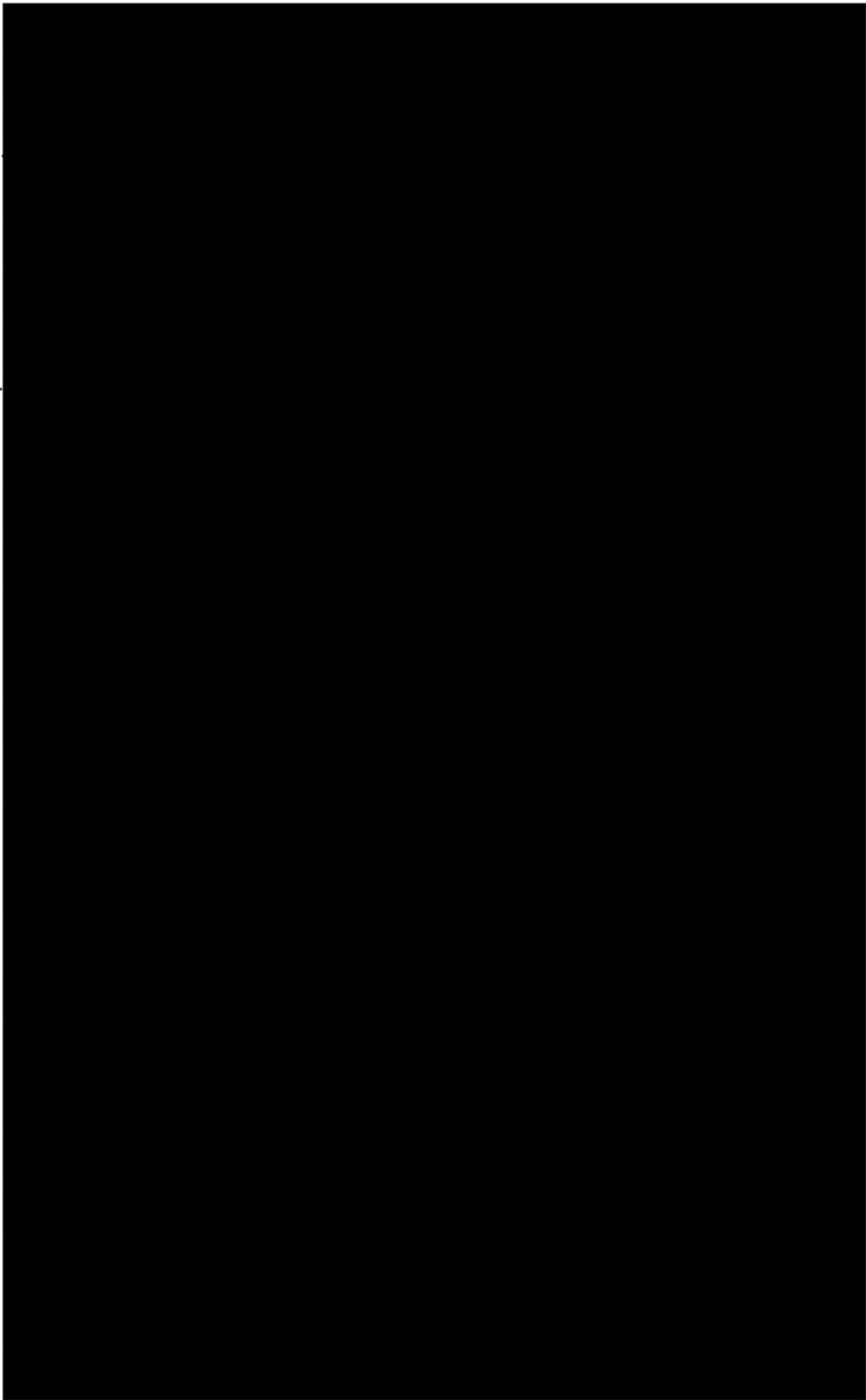
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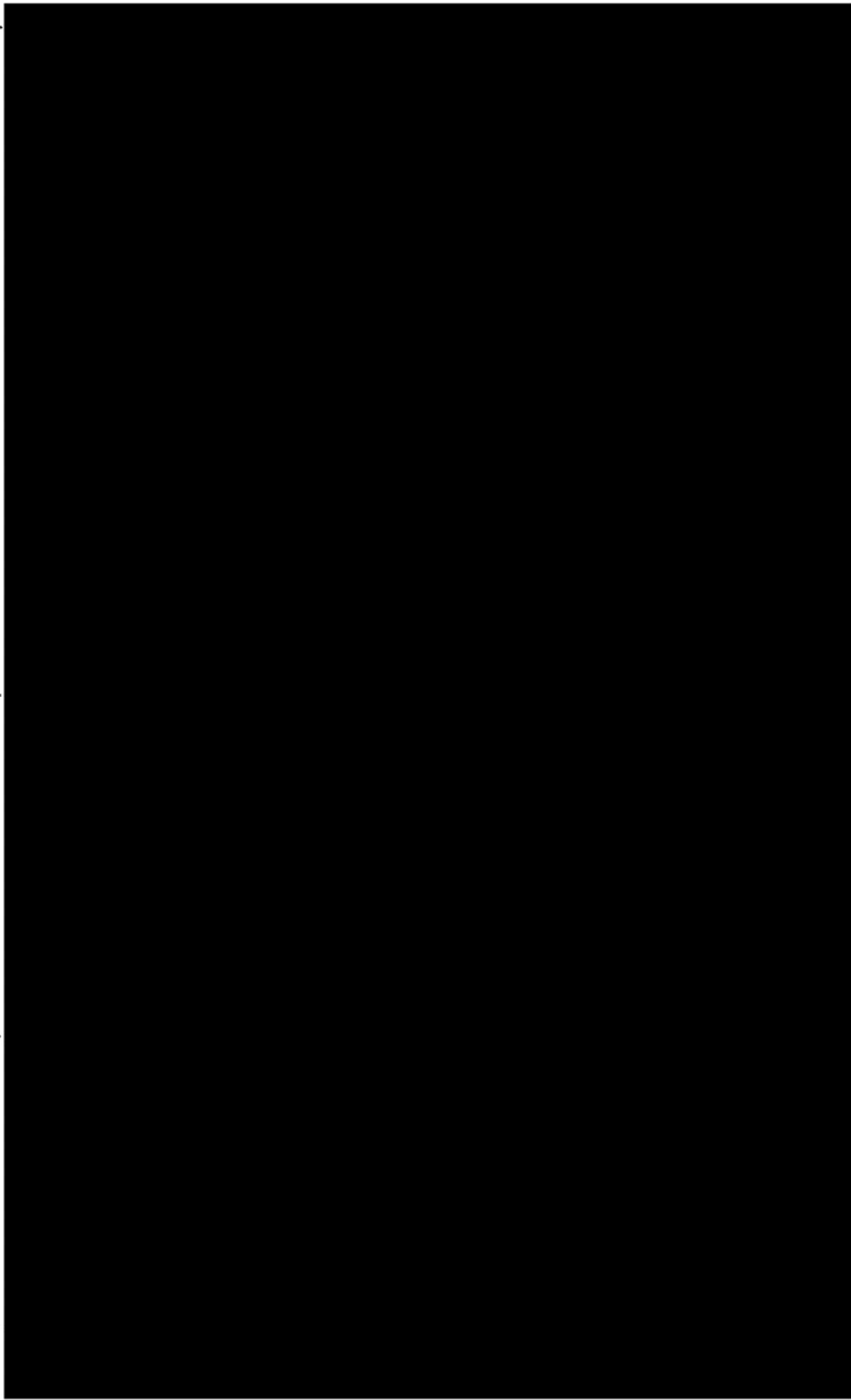


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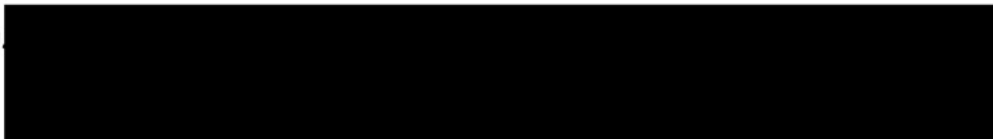
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Signature



PAMELA YOUNG

Date

2.8.19

"A"

-- Forwarded by Penelope Brown [REDACTED] Staff/NSWPolice on 02/04/2013 16:54 -----

From: Steve Johnson <[REDACTED]>
 To: Penny Brown <[REDACTED]>
 Date: 15/03/2013 10:59
 Subject: Re: per Scott Johnson case - comments on 2007 police report and SJ
 links/contacts

Hi, thanks again for the cleanup/tone down. I see some typos that I will fix in the PDF along w time later and page report which I'll send to penny later today - this will be the version we send to Pam (and Gallagher) as well. Lmk if you catch any other egregious errors

Text sent from my iPhone

Mar 14, 2013, at 3:11 PM, "Steve Johnson" [REDACTED] wrote:

Dear Penny,

As I mentioned in yesterday's email, I very much appreciate your and Alicia's efforts to jumpstart Strike Force Macnamir. I am just getting a chance to write after spending the week at my gravely ill father's bedside.

Man Glick and I are organizing the voluminous information that we've amassed into the form that you and Pam requested in our meeting last week. Given Pam's pleasure with our attempt to present our work product, we would like to submit further information in a form that enables you to distinguish between a simple list of names and contact information and our context and analysis. We would have that to you shortly.

In the meantime, we felt it was important to share with you our reactions to the 2007 internal police report on Scott's case (marked "not to be shared with Johnson family"). Although your predecessors wrote the report, the tone and content of the report illustrates our past experience with the NSW police.

The 2007, unsigned report, was produced after we'd submitted compelling evidence of the pattern of anti-gay violence in the Northern Beaches in the 90s and unequivocal verification that the spot where Scott died was a gay bar. From our perspective, the report seems solely aimed at reiterating the police's previous suicide theory and entirely dismissed our submissions, even though former NSW police Det. Sgt. John MacNamara assisted in our preparation. We had not actually seen the report until last year - our requests were repeatedly denied by Manly detectives; we finally received and read the report we prepared for June 2012 Inquest at Glebe.

We are confident we will build a different partnership with you, but thought

://dommp03.glb.police.nsw.gov.au/mail/36909.nsf/(%24Inbox)/754B62EF7BE74... 3/04/2013

55

" B "

Scott Johnson Case - Letter to Det. Sen. Insp. Young

March 17, 2013

Dear Detective Senior Inspector Young,

Thank you for investigating my younger brother Scott's death. I am grateful to Police Minister Michael Gallacher for approving the \$100,000 reward, and to the NSW Police Unsolved Homicide Unit for initiating Strike Force Macnamir. I would like very much to take Det. Sgt. Penelope Brown at her word: that police are beginning an investigation as if Scott's body "was found yesterday." I stand ready to help in any way possible. After all this time, I hope the truth can finally come out about what happened to Scott.

As I mentioned to Penny, I feel there is some significant trust building that needs to be done between NSW police and my family, and I'm concerned that we're off to a rough start with you and your team. I hope this outreach serves as a first step toward building a relationship that will help you do the work of Strike Force Macnamir and allows us to share the fruits of our private investigation in a way you find useful.

It is important for me to put on the record my concerns about our 4 March 2013 meeting. I left that meeting with the feeling that, instead of pursuing an open-minded investigation, police remain selectively interested in receiving information from me that relates to the possibility of suicide. I firmly believe that Strike Force Macnamir can benefit from our years of privately-funded investigation that probes a scenario police have never considered in my brother's case: that Scott was violently thrown or chased over the cliff to his death as many other gay men were in the Sydney area in that era. It is clear from our research that anti-gay attitudes and violence by youth gangs, other citizens, and possibly even the police themselves, was rampant in the Northern Beaches in the 1980s, including in Manly, and that the possibility Scott died violently demands careful examination.

Please understand that some of my current concerns are an outgrowth of multiple unsatisfactory interactions with NSW authorities over two decades. From the time Scott died, we have felt misinformed, ignored, and dismissed by various officials, causing me to lose confidence in the thoroughness of previous police investigations and reviews. Some highlights:

1. I was told by NSW police in 1988, after a cursory investigation, and on the basis of incomplete and misleading information, that my brother killed himself. When I came to Manly on December 12, 1988, two days after Scott's body was recovered, the police did not even take me to the correct place where Scott died - but to a much more public rock ledge at least 300 meters closer to the parking lot than where Scott's clothes were found. (I learned at the 1989 Inquest that the Constable who had continually assured me that

March 17, 2013

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"C"

[88]

**Re: Updates - thank you!**

Pamela S Young to: Rebecca Johnson, sjohnson
 Co: Michael Willing, Penelope Brown
 Bcc: Nicole Jones

23/08/2013 11:43

From: Pamela S Young [redacted] /Staff/NSWPolice
 To: Rebecca Johnson [redacted] **Steve Johnson email**
 Cc: Michael Willing [redacted] /Staff/NSWPolice@NSWPolice, Penelope Brown [redacted] /Staff/NSWPolice@NSWPolice
 Bcc: Nicole Jones [redacted] /Staff/NSWPolice@NSWPolice

Hello Rebecca and Steve

Yes, I am only sharing updates exclusively about people you already know exist. This is quite usual as anyone we speak to has a right to confidentiality. I know that you ask so that Dan etc can follow them up. We have evidence of this pattern after we speak with people so that some form of verification can be done at your end of our activity. That is your right of course but my team and I find that offensive. The fact the we are qualified, knowledgeable, trustworthy and experienced criminal investigators seems to get lost on Dan, Steve and you from time to time. This has been my experience from the start of this investigation and I have chosen to state it only now for myself and my team clearly and specifically for your records.

The Johnson family's needs and mission is very clear and I do admire the effectiveness of your strategic approach on our politicians and hierarchy. Whilst I am the subject of directions flowing from that influence the mission, approach and principles of my team and I remain the same. That is, to investigate whether or not Scott died in suspicious circumstances and if so, are we able to identify sufficient evidence to charge any person. For every family you say has 'reached out' to you and who claim to share your experience of grief and an inconclusive police investigation, we have that many cases twenty fold which are in the care of the Homicide Squad and are deserving of equitable treatment. This is the human experience. Sadly no amount of money, lobbying or influence can create evidence for these families either where it does not exist.

We have no knowledge of the Flakas information you mention. It may have got lost in transmission so please send to Penny & I.

I believe you are calling in today 2pm our time.

Regards,

**Pamela YOUNG**

Detective Chief Inspector | Investigations Co-ordinator | Homicide Squad

From: Rebecca Johnson [redacted]
 To: Pamela S Young [redacted], Michael Willing [redacted], Penelope Brown [redacted]
 Cc: Daniel Glick [redacted], Steve Johnson [redacted]
 Date: 20/08/2013 15:05
 Subject: Updates - thank you!

"D"

Summary of Phone Conversation between Commander Michael Willing (MW) with NOK, Steve Johnson (SJ), and Rebecca Johnson (RJ) between 2pm to 3.10pm on 23 August 2013

The call was placed by SJ as his request to the office of MW. DCI Pamela Young (PY) was present although SJ had made a pre-call request that MW take the call alone. SJ explained that they had specifically excluded Dan Glick from the conversation on this occasion. MW nominated that PY was present.

SJ spoke of his objection to the attitude of PY to his family which he had felt from the occasion of their first meeting at the office of the Police Minister when PY raised the existence of other families for whom the UHT was also working for. He most objected to PY's attitude at their Manly meeting (with Dan Glick on 06/03/2013 at Manly LAC) citing her disinterest in hearing all of what Dan Glick and he had wanted to say. Most recently they had received an email from PY and they objected to PY's reference to their 'mission' which implied to him that his efforts on behalf of Scott were devalued. SJ gave the impression of being distressed. PY did not engage in this conversation. SJ concluded his concerns.

MW and SJ then spoke of a recent media article in which a gay male of police conduct in an inner city area. SJ had read the article and it caused him a lack confidence in our police generally. The article had made him reflect on what had happened to him and his family over the last 25 years. He speculated that Doreen Cruickshank, the policeman who took him to North Head on his first visit and more recently, John Lehmann, could all be in a conspiracy to cover up the murder or Scott, and further that the murder may have been committed by another police officer or officers. SJ cited the refusal of Doreen Cruickshank to properly investigate the death and the refusal of John Lehmann to launch a re-investigation in 2012 as evidence of the conspiracy.

MW advised SJ that it was not his belief that such a conspiracy existed but that SJ could make a written complaint of these matters to the PIC if wished.

MW explained a number of jobs completed by the strike force and that only a small number of information reports had been received from the public, most of which included brief and non actionable information. MW reconfirmed that the investigation to date had not uncovered any evidence of Scott having been murdered.

MW explained that at his request the NSWCC have been engaged to review SF Macnamir. He explained that the NSWCC was similar to a Royal Commission. RJ expressed appreciation for this approach.

SJ complained of MW's use of the colloquial phrase "put up or shut up" which MW used to summarise his request of the public/interest groups relative to repeated media speculation of numerous (up to 80) unreported and/or un-investigated gay-hate murders. SJ claimed that MW effectively told victim families to 'shut up'. MW explained that it was plain language to convey an important request for people with information or evidence to come forward to police or to stop putting unjustified fear into the community.

MW concluded the call by explaining that the investigation was coming to a close and that he is anxious for the time when he may have to explain to SJ and his family an outcome that they do not want or need.

"E"

From: Pamela S Young <[REDACTED]>
 Date: Friday, October 4, 2013 11:08 AM
 To: Steve Johnson <[REDACTED]>, Becca Johnson <[REDACTED]>
 Cc: Michael Willing <[REDACTED]>, Penny Brown <[REDACTED]>
 Subject: SF Macnamir update

Hello Steve and Rebecca

DS Penny Brown and a male investigator were successful in getting [REDACTED] to interview (and at length) but no evidence or information linking him to Scott's death resulted. In confidence - in relation to the email you sent me last week from [REDACTED] 1472 and his contact with Crime Stoppers, [REDACTED] 1472 has been spoken to and nominates an old neighbour from the western suburbs of Sydney as having a mean nature and maybe responsible for Scott's death. [REDACTED] 1472 did not disclose that his parents have had an intense and long running neighbour dispute with the man. There is nothing to link the man with any similar offences or locations. [REDACTED] 1472 is also known to have mental health issues. For these reasons we will not be taking his information any further.

I am also letting you know that I am going on leave from now until 4 November. The investigation is in its closing stages and I expect to do a final report on the outcome upon my return. All of our more significant inquiries are at an end and in the absence of anything new or recommended by the NSW Crime Commission, my report will conclude that the cause of Scott being found deceased at the base of North Head is unable to be determined.

The last matter that I want to touch on before I enter leave is the work that has been done to verify the claim that there are dozens of gay-hate murders left unidentified and unsolved. Sue Thompson will have told you that she was good enough to share her list and notes which form the basis of this repeated claim. *Of the cases that I have reviewed* they fall into one of these three categories - solved (by charge and conviction); robbery/domestic motivation; suicide (due to hand written notes or major depression). All victims are male but there is nothing to identify them as gay. The majority died in homes or built up areas away from parks or coastal strips. If the information exists that supports the claim then it is not held by any resources available to the NSWPF being the State Coroner, the Homicide Squad, Ms Thompson's prior workplace, or the commands responsible for intelligence gathering and bias motivated crime. I understand that the review is still to conclude but, in my usual direct style, I am telling you this as you may wish to avoid being associated with what appears potentially to be unsupported claims.

Contact will be made with you about a meeting to discuss the outcome in November, if you would like to have that meeting in person.

Regards,
 Pamela.
 [IMAGE]

 The information contained in this email is intended for the named recipient(s) only. It may contain private, confidential, copyright or legally privileged information. If you are not the intended recipient or you have received this email by mistake, please reply to the author and delete this email immediately. You must not copy, print, forward or distribute this email, nor place reliance on its contents. This email and any attachment have been virus scanned. However, you are requested to conduct a virus scan as well. No liability is accepted for any loss or damage resulting from a computer virus, or resulting from a delay

F

From: Steve Johnson [REDACTED]
Sent: 04/10/2013 17:48 AST
To: Pamela Young; Rebecca Johnson email [REDACTED] <[REDACTED]>
Cc: Michael Willing; Penelope Brown; [REDACTED]; Michael Gallacher email [REDACTED]; [REDACTED]; Clint McGilvary email [REDACTED]
Subject: Re: SF Macnamir update

Pam,

I'm not sure why you believe you have any credibility left after your last reprehensible email to me. I can assure you I should have no reason to trust to do an honest and thorough investigation someone capable of making such outrageous assertions about me and my family, nor any reason to assume that someone who archly complains about being "the subject of directions flowing from [my family's mission's] influence" should be trusted to honestly and fairly conduct an investigation forced upon you, as you have implied, so illicitly.

You've lost any credibility with me, Pam, with your unprofessional attitude and statements, your combative (and wrong) assertions about – and vehemence against – this victim's family, and your unmistakable dismay about being "pawns in a political game," as Mr. Willing stated in our August phone call, and as you demonstrated in our first meeting in the Minister's office in February and have continued in every interaction since.

Steve

96.

" C "

ISSUE:

Correspondence received from the Department of Premier and Cabinet (DPC) relating to 'Alleged Gay Hate Killings in Sydney 1980's onwards.'

BACKGROUND:

Correspondence has been received by the Office of the Commissioner via the Ministry for Police and Emergency Services, from the Department of Premier and Cabinet (DPC) relating to 'Alleged Gay Hate Killings in Sydney 1980's onwards.'

The correspondence, following Mr Alex Greenwich MP writing to the Premier, seeks advice and "additional investigation into a number of deaths and disappearances of men in Sydney since the 1980's which are all alleged to be gay hate killings." A list from the DPC of matters alleged to have been 'gay-hate' killings between the years 1985 to 1999 (totalling 31 cases) is attached.

The following advice is requested;

- *What is the current status of investigations into each death/disappearance on the attached list?*
- *Is it the view of NSWPF that all of these matters can be characterised as gay hate crimes?*
- *Have rewards ever been offered for information on any of these matters? If so, which?*

COMMENT:

In relation to the information requested I can advise the following;

*What is the current status of investigations into each death/disappearance on the attached list?
Is it the view of NSWPF that all of these matters can be characterised as gay hate crimes?*

On 25 September 2013 the Homicide Squad forwarded a report to the Deputy Commissioner Field Operations outlining the results of a comprehensive assessment of 30 alleged unsolved 'gay hate' homicides to determine if any bias motivation existed in those cases.

That assessment followed the publishing of a number of articles in the Sydney Morning Herald newspaper in early August 2013 containing claims that there were approximately 30 unsolved 'gay hate' murders dating from the 1970's to the 1990's.

The basis of those claims was information supplied by former NSW Police Force Gay Liaison officer Sue Thompson, including a list of 30 matters, and claims by members of the family of Scott Johnson who have used a deliberate strategic campaign of lobbying various persons and media outlets to support their claims surrounding Scott Johnson's death and demands for further investigations.

Following liaison with Sue Thompson she provided members of the Homicide Squad Unsolved Homicide Team her list of 30 alleged 'gay hate' murders which were assessed by Detective Chief Inspector's John Lehmann and Pamela Young utilising case files from the State Coroners Court Registry, archives and material on hand within the Unsolved Homicide Team.

The assessment revealed that the suggestion of 30 unsolved 'gay hate' related murders was and is gross exaggeration. A total of only 8 cases of the 30 were assessed as 'probable' or 'possible' 'gay-hate' motivated homicides and those 8 cases were already on file at the Unsolved Homicide Team for consideration for further investigation. Sue Thompson and members of the Johnson family have been advised of the results of that assessment.

The assessment report (Attached for information) provides status of investigation details and likelihood of 'gay hate' motivation and includes a total of 13 cases from the list supplied by the DPC being;

- Death of Gilles Mattiani in 1985
- Death of Scott Johnson in 1988
- Death of Ross Warren in 1989
- Death of John Russell in 1989
- Death of William Allen in 1988
- Death of Raymond Keam in 1987
- Death of Michael Swaczak in 1990
- Death of Cyril Olsen in 1992
- Death of Crispin Dye in 1993
- Death of Kenneth Brennan in 1995
- Death of John Hughes in 1989 (note – DPC lists date of death as 1996).
- Death of Scott Miller in 1997
- Deaths of Jamie Creighton and Ali Mokdad in 1999

The remaining 18 cases on the list supplied by the DPC list are in fact solved cases by virtue of a person or persons being charged with murder or manslaughter. They are;

- Death of Richard Johnson in 1990
- Death of Kritchikorn Rattanajuathaporn in 1990
- Death of Wayne Tonks in 1990
- Death of Maurice McCarty in 1991
- Death of John Cranfield in 1991
- Death of Felipe Flores in 1991
- Death of Brian Travers in 1992
- Death of Don Gillies in 1993
- Death of Gordon Tuckey in 1993
- Death of John Milicevic in 1993
- Death of Gordon Mills in 1994
- Death of Stephen Dempsey in 1994
- Death of James Meek in 1995 (note: person charged acquitted – case remains unsolved to be reviewed by Unsolved Homicide Team)
- Death of Wendy Bell in 1995
- Death of Christopher Smith in 1996
- Death of Paul Harris in 1998
- Death of David O'Hearn in 1998
- Death of Harry Janson in 1999

Have rewards ever been offered for information on any of these matters? If so, which?

Of the matters on the list supplied by the DPC that have not been solved the following rewards have been offered;

- A reward of \$50,000 was offered for information relating to the death of Raymond Keam in 1987.
- A reward of \$100,000 was offered for information relating to the death of Michael Swaczak in 1996.

- A reward of \$100,000 was offered for information relating to the 1988 death of Scott Johnson in 2013.

Applications for government rewards relating to the following matters are currently before the Reward Evaluation Advisory Committee (REAC);

- The 1985 death of Gilles Mattiani.
- The 1989 death of Ross Warren.
- The 1989 death of John Russell.
- The 1993 death of Crispin Dye.

FURTHER COMMENT:

Information following the Sydney Morning Herald articles

In an article appearing in the Sydney Morning Herald on 9 August 2013 about the claims that there were approximately 30 unsolved 'gay hate' murders dating from the 1970's to the 1990's I strongly urged people with evidence relating to any of the matters to come forward to the police. To this date no person has come forward with new evidence or information relating to any of the matters in question.

Death of Scott Johnson

The Homicide Squad Unsolved Homicide Team established Strike Force *Macnamir* in February 2013 to investigate the circumstances surrounding the death of Scott Johnson in 1988 at Manly following intense lobbying by members of the Johnson family of various persons and media outlets to support their claims surrounding his death and demands for further investigations.

Following extensive investigation for almost a year where Strike Force *Macnamir* investigators, who had been diverted from other unsolved matters, have finalised inquiries (pending the completion of a final report and a review by the New South Wales Crime Commission) and have not discovered any evidence at all to confirm that Scott Johnson was the victim of a homicide let alone a 'gay-hate' murder. Member of the Johnson family have been advised and invited to review the work conducted by Strike Force *Macnamir* but to this point have not replied to email correspondence forwarded in early December 2013.

RECOMMENDATION:

Forwarded for the information of the DPC as requested.

Michael Willing
Detective Superintendent
Commander
Homicide Squad
NSW Police Force
10 January 2014

1. Director – Serious Crime Directorate, State Crime Command.

2. Commander, State Crime Command.

3. Deputy Commissioner, Field Operations.

4. Commissioner.

5. Ministry for Police and Emergency Services.

**Scott Johnson**

Georgina Wells to: John Kerlatec, Kenneth Finch,

07/04/2015 14:04

Cc: Bradley Monk, Michael Willing, Pamela S Young

From: Georgina Wells [redacted] Staff/NSWPolice
 To: John Kerlatec [redacted] Staff/NSWPolice, Kenneth Finch [redacted] Staff/NSWPolice
 Cc: Bradley Monk [redacted] Staff/NSWPolice@NSWPolice, Michael Willing [redacted] Staff/NSWPolice, Pamela S Young [redacted] Staff/NSWPolice@NSWPolice

Ken, John,

The Directions Hearing in relation to a possible third Inquest re: the death of Scott Johnson is to be held on Monday 13 April 2015 at Glebe Coroner's Court. As you are aware, this has been a case of intense media interest, partly as a result of campaigning by and on behalf of the Johnson family and a reporter hired to assist them, Daniel Glick. The ABC, The Australian and the SMH have been the main outlets following the matter.

A statement has been prepared for the Coroner by Det Ch Insp Pamela Young. It totals some 445 pages and, while a non-publication order has been sought by Det Ch Insp Young, it is possible it could be made available to the media for reporting as soon as Monday. The concern is that media, in lieu of not being able to adequately review such a large document in a short time frame in order to compile a full report, may instead rely on commentary from the Johnson family for any media reporting.

As such, we would like to provide a background briefing to the ABC and The Australian prior to Monday so they can take a look at the report and have a chat to police about what's in it. The briefing would be for background information only and off the record. They would also be informed that there is a possibility there may be a non-publication order on the report. We do not intend to approach the SMH as their reporter, Rick Feneley, is biased in his reporting and not willing to consider any information provided to him by police. If and when the statement is made public, we would be happy to go on the record then, plus address any media requests from all media (including Rick Feneley).

Additionally, Det Supt Mick Willing intends to advise the Coroner that we will be backgrounding a number of reporters on the statement as a courtesy.

I have discussed this strategy with Strath and he supports and approves it from a PAB perspective.

Kind regards,

Georgie Wells
 Media Supervisor, State Crime Command
 NSW Police Force
 Phone: [redacted]
 Mobile: [redacted]



Crown Solicitor's Office

Your Ref: SWD/NCP/02 3003 2143

My Ref: 201402892

T12 Naomi Maihotra

Tel: [REDACTED]

Fax: [REDACTED]

Email: crownsol@csso.nsw.gov.au

22 May 2015

Ms Sophie Dawson
Partner
Ashurst Australia
Level 36, Grosvenor Place
Sydney NSW 2000

By email

Dear Ms Dawson

Inquest into the death of Scott Johnson

I refer to previous correspondence in relation to this matter, including my letter to Ms Clair Hodge dated 20 April 2015, and your letter in response dated 22 April 2015, together with your letter dated 21 May 2015.

Thank you for conveying your client's apology to the State Coroner in relation to the steps taken by Detective Chief Inspector Pamela Young ("DCI Young") to seek approval to travel to the United Kingdom to perform duties relevant to the investigation into the death of Scott Johnson.

As for the guidance sought by your client concerning the appropriate approach to take in relation to the police brief for the Inquest, I confirm it would be appropriate for Detective Sergeant Penelope Brown to compile and submit to my Office a brief in relation to 'Strike Force Macnamir-2', concerning investigations conducted since she was appointed as the officer in charge of the investigation. It is also expected that Detective Sergeant Brown, under the supervision of Detective Superintendent Mick Willing and with the support of Detective Inspector Jason Dickinson, take a lead role in the compilation of the brief of evidence arising from 'Strike Force Macnamir'.

As previously indicated, the State Coroner acknowledges that DCI Young has undertaken a substantial amount of work in what has been a very complex investigation. I also confirm that DCI Young's statement will be tendered in the inquest, and she is likely to be called upon to give evidence about the investigations outlined in her statement. In these circumstances, it is accepted that DCI Young may need to be consulted in relation to the compilation of the exhibits to her statement, for the purpose of the service of the brief of evidence by the due date of 17 August 2015. However, DCI Young should not take a further investigative or decision-making role in relation to the matter.

In relation to the latter, I note that I received an email from DCI Young on 18 May 2015 in response to an email sent to Detective Superintendent Willing, copied to Detective Sergeant Brown and Detective Inspector Dickinson, concerning a request made by the family's representatives. I attach a copy of that email for your reference. It appears from the contents of DCI Young's email that DCI Young continued (at that point in time) to be involved in this matter in a decision-making capacity.

The State Coroner requests that the arrangements set out in paragraphs 2 to 3 above be adhered to in future.

I also confirm that I was recently provided with copies of the complete recordings of the interviews of DCI Young by the ABC on 10 and 13 April 2015. I am in the process of having those interviews transcribed, and I will provide you with a copy of the transcripts when available.

Should any clarification be required in relation to the matters raised in this letter, please do not hesitate to contact Naomi Malhotra of my Office on [REDACTED]

Thank you once again for promptly addressing these issues after they were brought to your client's attention.

Yours faithfully

[REDACTED]
Naomi Malhotra
Senior Solicitor
for Crown Solicitor