

EXHIBIT "6"

Inquest touching the death
of William Duffield

Coroner's Court, 44-46
Parramatta Road, Glebe

(Date) 12.12.94

----- (Dep. Clerk)

New South Wales Police

STATEMENT in matter of: Place: Major Crime Squad, North
Death of William DUTFIELD Chatswood.
Date: 27th January, 1994

Name: O'TOOLE, Dennis Peter Tel No.: 411-0922
Address: Major Crime Squad, North. (Chatswood)
Occupation: Detective Senior Sergeant
States:-

1. This statement made by me accurately sets out the evidence which I would be prepared, if necessary, to give in court as a witness. The statement is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

2. My age is 43 years.

3. At 11.03am on Wednesday, 20th November, 1991 the body of William James DUTFIELD born 21.5.1950 (1 entry P.C.A) was found lying face down on a lounge chair of his home unit at [redacted] Spit Road, Mosman. DUTFIELD was apparently dead suffering from massive wounds to the back of the head. His head was face down on a lounge chair with his legs dangling on the floor. He was dressed in a blue short sleeve shirt, blue shorts, white socks and shoes. (See statement BROOKS)

4. The body of DUTFIELD was discovered by long time friend and the owner of the unit Arthur William ASHWORTH, 76 old, of the Garrison Retirement Village, Spit Road, Mosman. He immediately contacted Police via 000, who arrived shortly after. (See statement of ASHWORTH)

5. William DUTFIELD was a single man, invalid pensioner, who lived alone in the one bedroom unit. This unit is situated on

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the second floor of a block of eight storey units on the corner of Spit Road, and Awaba Street, Mosman. DUTFIELD had confided to his friend Arthur ASHWORTH he was a homosexual.

6. A thorough examination of the home unit was carried out by members of the Physical Evidence Unit, Chatswood, Photogrammetry, Video and Fingerprint Units, Mosman Detectives and the Major Crime Squad, North. This examination revealed that the murder weapon was a heavy metal sticky tape dispenser which was normally kept on the top of the refrigerator in the kitchen but was found in the kitchen sink in a bloodied state. A cloth rag was located next to the dispenser and it is obvious that the killer washed and wiped down the weapon in an effort to remove any fingerprints. Blood from the deceased was splattered around the living room walls, lounge room floor and kitchen floor. A thorough examination of the scene by fingerprints failed to locate and complete foreign fingerprints other than those of the deceased.

7. On a small coffee table next to the deceased were two drinking glasses containing either wine or scotch. They were full at this time. ASHWORTH has told Police that before he left the deceased in his unit between 8.00 and 9.00pm on the 19th November, 1991 to go home he washed up the glass he had used. He also stated that when he left the premises there would have been approximately one third left in a scotch bottle which was almost empty when Police found it. This indicated that the deceased and his killer most probably drank together before the fatal attack. (See statement of KOLDER Physical Evidence and ASHWORTH)

8. The time of death estimated by the Government Medical Officer Dr. Joseph De FLOU is around 10.00 to 11.00pm, however he stipulated that this time could be out by a few hours. The

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Post Mortem examination was conducted on the night of the 20th November, 1991 at the Glebe Morgue. Dr De FLOU indicated that the deceased died from massive wounds to the back of the head caused by a heavy blunt instrument. He counted that he received at least twelve blows to the head and that death was instantaneous. The examination also indicated that the deceased had not been sexually interfered with. (See Post Mortem Report of Dr J. De FLOU)

9. To support Dr De FLOU's theory on time of death (10.00 to 11.00pm) as a result of the canvas on the block of units information has been received from Mrs [171] of Unit () and directly underneath the deceased. She stated that whilst watching T.V series L.A. Law (9.30 to 10.30pm) she heard an argument take place between two male persons with raised voices and then heard a loud thud as though something heavy had fallen onto the floor above her unit. At that time she was standing in the kitchen and her unit layout is identical to the deceased's unit. She estimated that this took place between 9.30pm and 10.00pm. This information is supported by a visitor to Unit Mr. [158] (his fiancée's unit) who told Police that he was watching L.A. Law and that during the early part of the series he heard a sound from above which reminded him of the sound of a sledgehammer hitting concrete and then he heard four or five sounds similar to a thud in diminishing volume. (See statements of [159] and [158])

10. It appears that the deceased was last seen alive between 8.00 and 9.00pm on Tuesday night the 19th November, 1991 after having gone out to dinner at the Mosquito Bar Restaurant, Mosman with his old friend Arthur ASHWORTH. After they completed dinner they both walked back to the deceased's unit to have a further drink. ASHWORTH stated that the deceased drank two glasses of wine whilst he had a scotch and water before he left

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to go home. ASHWORTH is unclear what time it was when he left the premises but states it was about around 8.15pm. ASHWORTH stated that the deceased was quite intoxicated when he left and was feeling depressed and lonely. DUTFIELD told ASHWORTH that he might later go out somewhere. It is still not known whether the deceased did later go out or whether his killer came to the unit. (See statement of ASHWORTH, 160, 161 re movements on the night of 19.11.91)

11. An extensive canvass of the area surrounding the units in Spit and Awaba Road, Mosman was conducted. All taxi companies were canvassed and the only other worthwhile information gleaned came from a Mrs 157 the deceased next door neighbour. (Unit) She had told Police that DUTFIELD had been receiving a visit from a male person by the name of 'Paul'. She had not seen this male person as she had only heard the voice calling out to DUTFIELD at the front door. She believes it to be a young voice. The last time that she recalls hearing the voice calling out was approximately three weeks ago. Inquiries have been conducted in relation to the person 'Paul' but at this time Police have been unable to identify him.

12. The deceased's close friend of many years Arthur ASHWORTH previously mentioned and 154 born of a retired graphic artist have both been extensively interviewed. Attempts were made to obtain information relating to the deceased's 'after dark' homosexual activities. Both ASHWORTH and 154 stated that the deceased would not talk about any other sexual encounters he may have been involved in, however they both believe that he was engaged in this type of activity.

13. To support this, on the night of the 16th October, 1991 the deceased went to the Bottom's Up Bar of the Kings Cross Rex

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Hotel, (frequented by homosexuals) where he met a young male person and started drinking with him. Later that night DUTFIELD invited this person back to his unit in Mosman for something to 'eat and drink'. DUTFIELD's version then states that after some alcoholic drinks the offender suddenly stood up, started abusing him and then attacked him, beating him about the face until DUTFIELD fell to the floor where the offender continued his attack by kicking him about the head and body. The offender then robbed DUTFIELD of the sum of \$900.00 which was in his shirt pocket and then removed his wallet from his pocket, searched it, and then threw it to the floor. The offender also took the deceased's keys and locked DUTFIELD inside the unit before leaving. DUTFIELD was later taken to the Royal North Shore Hospital suffering a broken nose, rib and facial injuries. The attack was reported to Detective Senior Constable J. BELL of the Mosman Police. A statement was obtained from DUTFIELD with a description of the attacker. Fingerprints were found at this scene and have been searched with a negative result. (See statement of Detective BELL and DUTFIELD) Continued fingerprint searches have been made in an attempt to locate the person responsible for the assault. A large number of suspects who have committed similar offences have also been checked against the fingerprints found at the scene of the assault. Investigators believe that the person who committed the assault upon DUTFIELD in October may be responsible for his murder.

12. It appears that the deceased was robbed after his death. His wallet was found on the floor next to his body and it was devoid of money. Inquiries with his bank and ASHWORTH show that DUTFIELD should have had between \$150.00 and \$180.00 in his wallet.

13. Inquiries with an informant indicate that DUTFIELD was known to frequent the Bottoms Up Bar, Kings Cross Rex Hotel,

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meet young male homosexuals and later leave with them on a irregular basis. DUTFIELD has worked at the Hotel some ten years ago. An extensive continuing canvass has been made of the Rex Hotel and other hotels throughout the Kings Cross, Darlinghurst area but not person could identify DUTFIELD. Extensive inquiries have been made in an attempt to locate the person 'Paul' but at this time Police have been unable to be identify him. Mr DONACHIE a barman at the Rex Hotel was spoken to and stated that the deceased was not in the bar on the night of the 19th November, 1991 and he did not know him when shown a photograph of the deceased.

14. A number of inquiries were made with local residents as being nominated as possible suspects, however they have been eliminated from this inquiry at this time.

15. A number of inquiries were made with Male prostitutes in the Kings Cross and Mosman areas. One of those persons, NP65 born NP65 who had frequented male clients in the Mosman area, was nominated as a suspect. He was interviewed by Detective Senior Sergeant O'TOOLE and Detective FABRIS. He was at that time staying with a female stripper/prostitute NP66 born [redacted] at [redacted]. NP65 has stated that on the night of the murder he was home with his girlfriend NP66 and the owner of the unit in which he stays Mr 171. This was confirmed by 171 and at this time NP65 is not considered as a suspect.

16. All inquiries in the Mosman area to establish whether DUTFIELD was seen on the night of his murder after 9.00pm have proved negative.

17. During the investigation Police looked into a number of

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offences of similar nature. These included the murder of Wayne TONKS and a very similar assault in the Five Dock area. This assault was committed by a young male offender after the victim had met him at the Rex Hotel, Kings Cross taken to his house and assaulted. (Victims name known to Detective Senior Sergeant O'TOOLE) The victim has assisted Police in an attempt to identify the offender with little success. It would appear that during Police inquiries it has been ascertained the Homosexual community have been the victims of a number of assaults initiating from the Kings Cross area. A large canvass of the Kings Cross area has been completed and a number of people spoken to in relation to their knowledge of DUTFIELD or possible offender/s.

18. Information from Mr Robert DUTFIELD in relating to his brother is that he was born on the 21st May, 1994 at Crows Nest Hospital. His mother Rose DUTFIELD at that time lived at Burne Ave, Dee Why. The deceased have five brothers one of which had died as a result of cancer in 1989. The deceased grew up in the Dee Why area, and became an apprentice jockey at the age of 15 years until 24. After this time he met his close friends Arthur ASHWORTH and 154. The deceased was a very private person and was seen by his twin brother John at Warringah Mall on the 18th November, 1991 at that time appearing to be happy and in good spirits.

19. During the inquiry there was very little information forwarded to investigators from the public. The murder received very little continuing media attention and hence little information was forthcoming.

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