

New South Wales Police

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STATEMENT in the matter of:
Death of Carl STOCKTON.

Place: Surry Hills
Police Station
Date : 26 March 1997

Name: ANTHONY MOSS

Address: Surry Hills Detectives

Tel. No.: [REDACTED]

Occupation: Plain Clothes Senior Constable of Police

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 anything which I know to be false or do not believe to be true.

2. I am 28 years of age.

3. About 9pm Wednesday 6th November, 1996 with Plain Clothes Senior Constable SPARKES and I had a conversation with Constable's FENTON and TOOHEY from Kings Cross Police Station. Constable FENTON informed us that he had earlier attended St. Vincents Hospital, Darlinghurst in response to a male person who had been admitted to Hospital with serious head injuries. The identity of the male had been established as Carl Gregory STOCKTON.

4. Detective SPARKES and I then went to [REDACTED] Mort Street, Surry Hills the address of Mr. STOCKTON. This residence is a two storey terrace house. Detective SPARKES and I conducted a check of the premises. The premises appeared secured and there was no person home at the address. Detective SPARKES and I then had a conversation with a Mr. John POLLARD of [REDACTED] Mort Street, Surry Hills. Mr. POLLARD informed us that he had known the deceased

Witness: *J. O'Keefe*

Signature: *[Signature]*

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for the past 20 years. He also stated that the deceased lived alone at number [REDACTED] Mort Street, and had no knowledge as to the deceased injuries or condition.


5. Detective SPARKES and I then went to Campbell House situated at 11 Denham Street, Surry Hills. There we spoke to a welfare worker named 'Manny'. He informed us that the deceased had been conveyed by Mission Beat van from the corner of Bourke and Cleveland Streets, Redfern, to Campbell House about 2.00am on the 6th November, 1996.

6. The deceased was admitted into the proclaimed place of Campbell House. When first admitted he was observed to have a blackened eye and his arm was in a sling and that he appeared well effected by alcohol. The deceased appeared unsteady on his feet, disorientated and smelt of intoxicating liquor. The deceased was placed in bed 21 of the proclaimed place.

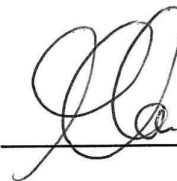
7. The deceased woke about 7.30am that morning and vomited before going back to sleep. The deceased woke again at 11.30am and vomited again. We were then informed that the deceased was then assessed by nursing staff and as a result was conveyed to the Sydney Hospital by Ambulance. (This information was later found to be untrue, and it was established that the deceased had been conveyed by Mission Beat to Sydney Hospital). Records at Campbell House, indicated that the deceased had stayed at those premises on one prior occasion on the 6th October, 1996.

8. Detective SPARKES and I then went to Neurological Ward CH20 at St. Vincents Hospital where we spoke with nursing staff and Dr. BEDAR. Detective SPARKES and I then spoke to the deceased. I then said,

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" I am Tony MOSS from the Surry Hills Detectives, can you tell us how you suffered your injuries? "

The deceased said,

" No. "

I said,

" Can you tell me how you got your black eye? "

The deceased said,

" No. "

I said,

" Were you assaulted? "


The deceased said,

" No. "

I then recorded this conversation on pages 32 and 33 of my official Police notebook F142260.

9. At the time Detective SPARKES and I spoke to the deceased he appeared very vague. He did not appear to understand the questions that were being asked at all. At the time of the conversation the deceased had a blackened right eye and other bruising to his left eye. Dr. BEDAR informed us that the condition of the deceased was serious but stable. We were also informed that the deceased brother in law Dr. DOUST had been informed of the condition of the deceased.

10. Detective SPARKES and I then went to Bar Cleveland situated on the western corner of Cleveland and Bourke Streets, Redfern. At this location Cleveland Street is two lanes westbound and two lanes eastbound. Bourke Street is one way north/south with four lanes.

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11. Detective SPARKES and I spoke to the bar manager, Mr. Brent TOZER. Mr. TOZER showed us outside the hotel to a portion of the roadway of lane one of the westbound lanes of Cleveland Street. Detective SPARKES and I then conducted a search of the area however were unable to locate any physical evidence.

12. About 5pm 8th November, 1996 Detective SPARKES and I went to CH20 Neurological Ward, St. Vincents Hospital where we spoke with Dr. WOOLFE. He informed us that the condition of the deceased was unlikely to improve. Later that evening Detective SPARKES and I took possession of the deceased personal property and returned it to the Surry Hills Police Station where it was secured in the property room.

13. Detective SPARKES and I then went to Campbell House and spoke to the welfare officer 'Manny'. He supplied us with a list of Campbell House staff who were working when the deceased was present at Campbell House.

14. Detective SPARKES and I then went to the Bar Cleveland where we spoke with Brent TOZER and Magda KOS. Detective SPARKES and I then made a patrol via the deceased premises and it appeared locked and secure.

15. Later that evening I had a conversation with the Mission Beat Driver Emmanuel HOOSA. I then obtained a statement from HOOSA in relation to the transportation of the deceased to Campbell House on the evening of the 6th of November and the observations of the deceased injuries and state of intoxication at that time.

Witness: *D. Atkinson* Signature: *[Signature]*

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16. On the 12th November at the Surry Hills Police Station I obtained a statement from Meffan KAIWAI a welfare worker from Campbell House. Later that afternoon with Detective SPARKES I attended the Police Media Unit. A media release was then prepared which requested possible witnesses to contact investigating Police.

17. Over following days with various Police I conducted a number of canvasses of the vicinity of the Bar Cleveland and surrounding streets in an attempt to locate witnesses.

Witness: Signature: 