

New South Wales Police

P.190
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STATEMENT in the matter of:
Death of David ROSE.

Place: Eastern Beaches
Police Station
Date : 4 January 1998

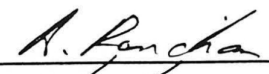
Name: Andrew Bruce PINCHAM
Address: Eastern Beaches Detectives Tel. No.: [REDACTED]
Occupation: Plain Clothes Senior Constable of Police STATES:-

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 27 years of age.
3. About 11.55am Monday 22nd December, 1997 Plain Clothes Constable KITCHING and I went to Unit [REDACTED] Addison Street, Kensington in relation to a deceased.
4. I spoke to Constable NOFFKE at the entrance of the unit who was taking a log of persons entering the unit. At this time I saw a plastic bag containing an item with christmas wrapping and a white envelope addressed to Dave ROSE at the entrance of the unit. I also saw a answering machine turned upside down on the floor, a silicone breast insert, a blue earring, handkerchief and pair of glasses also on the floor in the hallway.
5. I entered the unit and walked into the loungeroom were I saw further items on the floor including another silicone breast insert, four silver bangles, a large photo frame, a smaller picture, another blue earring, a large television that was turned

Witness: _____


4.1.98

Signature: _____


S/CS
7.1.98

Page No: 2

P.190A.

STATEMENT (continued) in the matter of: Death of David ROSE.
Name: Andrew Bruce PINCHAM


upside down, a knocked over ironing board and iron.


6. I spoke with Constable SIMS and Senior Constable BYERS in the lounge room of the unit. I was informed that the Police Rescue Unit entered the unit through an open window in the kitchen area. At the time the balcony door was open with the balcony flyscreen door unlocked. The deceased was located in the current position in the kitchen area and the Rescue Officer opened the deadlocked front door and normal lock with keys he found in the main bedroom.

7. I went into the kitchen/dining room and saw a person who I know now to be the deceased David ROSE, born 26th April, 1956. I would describe ROSE as male, caucasian appearance, 170-175 cm tall, balding at front of the head with long black hair at the back, medium build, with red coloured fingernails and wearing a white roundneck shirt, pink skirt with no shoes. The deceased was also wearing bangle on both arms. He was lying with his head near a knocked over chair near the kitchen table and his legs in the direction of the kitchen itself.

8. I saw that both ROSE'S eyes were blackened and a small laceration on the right side of cheek. I inspected his face and arms and saw a number of what appeared to be bruises or similar on the upper part of both arms. I was unsure if this was as a result of the blood settling in this area.

9. I saw that there were maggots around his nose and mouth and blood had congealed around his nose sides of his face. His face was tilted backwards near the knocked over chair. The blood appeared to have run down the side of his face. There were a number of what appeared to be blood spots on his shirt. I also

Witness: 
4.1.98

Signature: 

Page No: 3

P.190A.

STATEMENT (continued) in the matter of: Death of David ROSE.
Name: Andrew Bruce PINCHAM

saw a un-opened large tin of "No frills" brand plums between the legs of the deceased. This tin was dented on one side. I saw a broken plate on the kitchen floor. The telephone receiver was off the hook on the ground near the kitchen bench with the phone still on the bench which is to the left of the deceased.

10. I inspected the front door of the unit and I saw that it had two key operated deadlocks that can only be opened or locked by using a key. There was also a front screen door. I contacted Detective Sergeant MATTHES and informed him of my observations who stated that he was attending the scene.


11. At 12.15pm, Detectives Lyle Van Leeuwen and Prothero from Crime Scene Unit arrived at the scene. I had a conversation with him and he inspected the scene and the deceased. He stated that in his opinion the death appeared suspicious.

12. At 12.30pm, Detective Sergeant MATTHES and Detectives GODDARD and LINDLEY arrived at the scene and I spoke with them. A short time later we left the unit and went to the front of the unit block.

13. At 12.46pm, Detectives KITCHING and LINDLEY started a canvass of the surrounding units and houses.

14. I walked to the rear of the unit block and saw eight garbage and recycling wheelie bins with three up against storage rooms directly below the balconies. The deceased balcony was on the third floor. I saw a motorcycle Registration Number: [REDACTED] parked outside the garage of unit 6 on the eastern side of the block.

Witness: _____


4.1.98

Signature: _____



Page No: 4

P.190A.

STATEMENT (continued) in the matter of: Death of David ROSE.
Name: Andrew Bruce PINCHAM

15. At 12.55pm, I spoke with Takao ASANO and Hitoshi ASANO who resided at Unit ■ in relation to the deceased. Takao stated that he heard a loud noise of a dish breaking between 11.00am and 1.00pm on the 21st December, 1997. He didn't hear any further noises or see anybody. Takao was the owner of the motorcycle parked outside unit ■. Takao then went to Maroubra Police Station to supply a statement.

16. At 1.10pm, Government Medical Officers Doctors Chris LAWRENCE and Judy McCREATH arrived at the scene. Detective Sergeant MATTHES had a conversation with them.

17. I was then handed two Polaroid Photographs of the deceased by Detective KITCHING. At this time Detective Inspector GIORDANO and Inspector IRVIN arrived at the front of the unit block and Detective MATTHES, GODDARD and I had a conversation with them.

18. Detectives SHOOBRIDGE and HEWENS commenced a canvass of unit block ■ and East of the premises.

19. Detectives KITCHING and LINDLEY were canvassing the rear of the premises in Grosvenor Street.

20. Constable HAMEL and BOWLES canvassed Unit Block ■ and west of the premises.

21. Constable CHENOWETH and HEPWORTH canvassed the northern side of Addison Street opposite the premises.

Witness: _____

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4.1.98

Signature: _____

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Page No: 5

P.190A.

STATEMENT (continued) in the matter of: Death of David ROSE.
Name: Andrew Bruce PINCHAM

22. At 1.25pm, Detective Sergeant MATTHES spoke to the Police Rescue Unit in relation to statements about the entry into the unit. Inspector GIORDANO also spoke to Detective Sergeant VALLIS in relation to assistance needed at Maroubra Police Station for obtaining statements.

23. At 1.30pm, Detective Sergeant MATTHES spoke with Detective O'REILLY about the relatives of the deceased. Inspectors GIORDANO and IRVIN went to unit ■ to observe the scene.

24. I handed the two Polaroid Photographs of the deceased to Detective Sergeant MATTHES.

25. At 1.32pm, Detective MATTHES, GODDARD and I spoke with Doctors Chris LAWRENCE and McCREATH at the front of the premises who stated that a Post Mortem would be performed about 3.00pm today. Inspectors GIORDANO and IRVIN then left the scene.

26. At 1.45pm, Detective Sergeant MATTHES, GODDARD and I had a conversation with the brother of the deceased Mr Ian ROSE. He stated that he spoke with David last on Friday 19 December and he said that he was feeling better then he was feeling on the Thursday. David gave no indication of being upset. David said that he had just woken up and had been off work since Tuesday were he works as a computer programmer at Westpac Bank in the Data Processing Section, Phillip Street, City. Ian stated that he saw David once a week but the last time he had been in the unit was six months ago. David didn't have a flatmate or relationship as far as he was aware. He was aware that David cross dressed in female clothing and that he had a good friend named Clare who lives in Western Australia. Ian stated that David didn't drink alcohol or take drugs.

Witness: _____

A. C. G.
4.1.98

Signature: _____

A. Pincham

Page No: 6

P.190A.

STATEMENT (continued) in the matter of: Death of David ROSE.
Name: Andrew Bruce PINCHAM

27. At 1.50pm, Detectives MATTHES, GODDARD and I went to the crime scene and spoke with the Crime Scene Officers.

28. At 2.00pm, Detectives MATTHES and GODDARD made a search of the eight garbage and recycling bins. All the bins were empty.

29. At 2.10pm, Detective Senior Constable Tim MEALING from the Photogrammetry Section arrived at the scene.

30. At this time Detective Sergeant MATTHES has shown Ian ROSE the two Polaroid Photographs of the deceased. Ian ROSE was then taken to the unit where he positively identified the deceased David ROSE to Detectives GODDARD and KITCHING.

31. During this time the Police doing the canvassing of the surrounding units returned to the front of the premises. Detectives SHOOBRIDGE and HEWENS left the scene.

32. At 2.30pm, Adam and Donald FLANAGAN arrived at the scene and later conveyed the deceased to Royal Prince Alfred Hospital. A short time later Detectives GODDARD and KITCHING left the scene to attend the Glebe Mortuary.

33. At 3.40pm, Detective Sergeant MATTHES, LINDLEY and I went to the unit and spoke with the Crime Scene Officers. Detective MATTHES and LINDLEY started a search of the premises. During this time they handed me a number of items and described the items to myself, I recorded that on my notepad and placed the items into Exhibit bags.

Witness: _____

A. C. G.
4.1.98

Signature: _____

A. Pincham

Page No: 7

P.190A.

STATEMENT (continued) in the matter of: Death of David ROSE.
Name: Andrew Bruce PINCHAM

34. Located by Detective MATTHES on a side table in the hallway was a Panadol brand notepad with a number of names and phone numbers. Located on a door to the lounge room was a yellow cardboard poster with "WE LOVE YOU DAVE" on it.

35. The items located on the lounge room table by Detective LINDLEY were: 1 x Note dated 21 November, 1997.

1 x Christmas card dated December, 1997.

1 x Packet of Androcur tablets 50 mg.

1 x Bunch of prescriptions.

1 x Letter in plastic bag.

1 x packet of Progynova 2mg.

1 x letter dated 18 June, 1997.

1 x Packet of Drixora Decongestant tablets.

1 x Packet of Androcur.

6 x Photographs.

A number of Assorted letters.

1 x Bottle of Pyroxin 25mg.

1 x Bottle of unnamed Acetate 50mg.

36. Detective Sergeant MATTHES located 10 Christmas cards on a side table in the lounge room.

37. Detective LINDLEY located 2 letters in a black handbag on the floor of the lounge room.

38. At 4.20pm, Detective Sergeant MATTHES, LINDLEY and I made a search of the Storage room and garage belonging to Unit [REDACTED]. Both rooms were locked. The deceased vehicle [REDACTED] a Red Nissan Pulsar Q was located in the garage unlocked. We have then returned to the unit.

Witness: _____

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4.1.98

Signature: _____

A. Pincham

Page No: 8

P.190A.

STATEMENT (continued) in the matter of: Death of David ROSE.
Name: Andrew Bruce PINCHAM

39. Located below the lounge room table by Detective LINDLEY was a used packet of Prodynova 2mg.

40. Located on the kitchen table in the dining room by Detective Sergeant MATTHES was a number of letters and paperwork in a clear plastic bag. All items were taken.

41. Detective Sergeant MATTHES located underneath clothing in the main bedroom a grey leather wallet containing N.S.W. drivers licence in the name of David ROSE, \$41.50 and assorted paperwork and cards also in the name of David ROSE. All items were taken. He also located 1 x black keycase with several car keys.

42. At 5.20pm Detective Sergeant MATTHES received a phone call from Detective GODDARD in relation to the post mortem of David ROSE. A number of serious injuries had been identified.

43. Located by Detective Sergeant MATTHES in the 2nd draw of the lounge room table was 1 x blue notebook.

44. Located by Detective Sergeant MATTHES on a single lounge chair in the lounge room was 1 x Targus brand laptop computer in a black carry case.

45. Located by Detective LINDLEY near the balcony flyscreen door was 1 x black handbag/backpack containing a number of items. All items were taken.

46. Detective Sergeant MATTHES also removed a tape from the Answering machine.

Witness: _____

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4.1.98

Signature: _____

A. Pincham

STATEMENT (continued) in the matter of: Death of David ROSE.
Name: Andrew Bruce PINCHAM

47. At 5.50pm, Detective Sergeant MATTHES and I have returned to Maroubra Police Station.

48. Detective SHOOBRIDGE and I have the entered all property taken by the Crime Scene Officers and myself into Exhibit Numbers: C 419169 to C419178. I have taken photocopies of all paper items with names, addresses or phone numbers visible.

49. On the 23rd December, 1997 Constable FITZGERALD and I have taken a number of photographs of the Exhibits that hadn't been photocopied or photographed by Crime Scene. I was handed a Answering machine tape by Detective Sergeant MATTHES retrieved from the deceased mothers residence. I entered this tape into Exhibit Number: C 419179.

50. Constable FITZGERALD and I have conveyed the Exhibits to Ninydrin, Prospect for fingerprinting. Entered into Prospect Exhibit Number: C 425996. Items 22, 97, 98, 121, 126, 128, 129 and \$40.00 in notes were not fingerprinted.

Witness: _____ Signature: _____

Witness: *T. Kitchen*
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T.KITCHING.

Signature: *A. Pincham*