

New South Wales Police

STATEMENT in matter of:

Place: The Rocks Detectives

Death of Scott MILLER

Date: 4th March 1997

Name: Shawn William KELLY

Tel No.: [REDACTED]

Address: [REDACTED] Maroubra

Occupation: Registered Nurse

States:-


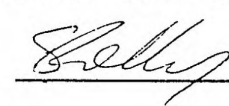
1. This statement made by me accurately sets out the evidence which I would be prepared, if necessary, to give in court as a witness. The statement is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully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

2. My age is 21.

3. I have know Scott MILLER for about 16 years since we were about 5 years old. We grew up in Orange together with Nathan WHITE.

4. About July last year I moved down to Sydney to work as a nurse at Sutherland Hospital. During this time Scott would come down and stay at my house or Nathan's house and we would go out drinking around The Rocks, Kings Cross and the City. Scott always liked to go to the casino as he likes to gamble. I would say Scott would go to the casino every time he came down. He usually would go late in the night after he had been out drinking.

5. During the last week of February this year I went back home to Orange. I know Scott had arrived in Sydney and was staying at his Aunty's house down south. Scott had just been accepted to university at Western Sydney Parramatta campus. Scott had just bummed around for the week until university started. I got back to Sydney about 8pm on Friday 28th February, 1997 and spoke

Witness: Signature: 

STATEMENT (Continued) in Matter of: Death of Scott MILLER

Name: ,

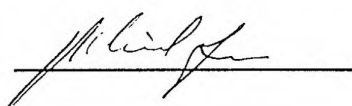
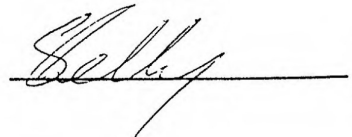
to Scott on the phone.

6. I first saw Scott on Saturday 1 March, 1997 when he drove over to my house about 11.30am or midday. We then went to the beach and had a swim. We bought lunch at the beach and went back to my house about 2pm. We ate lunch with my brother Nathan and we had a big seafood platter which was pretty filling. We stayed at my house and watched tele until about 4.30pm or 5pm. During this time Scott was his normal self, which is funny outgoing.

7. Scott and I left my house about 5pm and drove to Nathan's house at Willoughby as we had planned to go to the mardi gras in Sydney that night. I drove and Scott left his car at my house. We arrived at Nathan's about 6pm and we walked in and spoke to "'box' who lives with Nathan. I think his name is Richard. We just sat around and Nathan came home from cricket not long after that.

8. Me and Scott went up to the local bottle shop and bought a case of Boag Original Bitter beer, a 700ml bottle of tequila and bottle of soft drink. Scott opened his wallet up and I noticed a \$100 note. I said why have you got a \$100 bill in your wallet and he said he got it from the casino the other night. We paid for the alcohol with money collected from the others. We all paid \$20 each. We then went back to Nathan's house and started drinking the beer out in his back yard with Nathan, Scott, Richard, Jason and Craig CHAPMAN who left after an hour or so.

9. We drank a few beers and I remember Scott saying that he felt pissed after four beers. Scott usually drinks a fair bit and can handle his alcohol as he usually has a drink at least once a week.

Witness: Signature: 

STATEMENT (Continued) in Matter of: Death of SCOTT MILLER

Name: ,

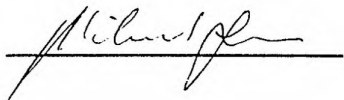
10. When it got dark we came inside and started playing cards and Nathan had a shower. We started playing a card game where by you gamble on red or black coming up in the deck and at the end of deck who ever has the least amount of cards has to scull a nip of tequila.

11. We played this game for about half an hour to an hour. Nathan joined us after his shower. Scott lost marginally more than the rest of us and drank more. He would have had five or six nips maybe more. There was four of us playing the game and at the end we either finished the bottle or there wasn't much left.

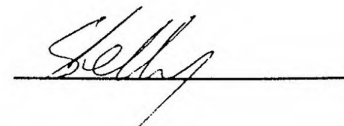
12. We left Nathan's house about 9.30pm and travelled by taxi to Oxford Street Paddington and got out across the road of the Courthouse Hotel. We got crates to stand on and we watched the last hour or so of the parade. During this time we didn't drink anything. Scott and the rest of us were in good sprits and having a laugh. I had never been to the gay mardi gras and I don't think the others had either. We just wanted to have a look at the parade.

13. After the parade finished about 11.15pm or 11.30pm we walked west down Oxford Street towards Hyde Park. On the way down we bought a can of bourbon and coke and VB can of beer each and drank them on the way. On the corner of the park we stopped and to eat some sausage sandwiches. We met some english girls at the sausage stand. We talked to them for about 20 minutes and they walked down with us past St James Station where me and Jason caught a cab with the two girls and Scott and Nathan caught another cab. We agreed to meet outside the Orient Hotel in George St The Rocks.

Witness:



Signature:



STATEMENT (Continued) in Matter of: Death of Scott MILLER

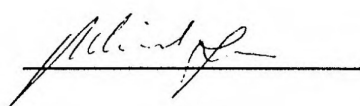
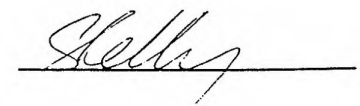
Name: ,

14. We then travelled down to The Rocks and met up with the others outside The Orient Hotel. At the time I ran into a bloke Chris DENNY who we knew from Orange and I spoke to him for about 5 minutes. After about 5 minutes Jason and I went into The Orient with the two girls while Scott and Nathan stayed outside taking Chris.

15. Jason and I then had some more drinks with the girls and stayed there for about half to three quarters of an hour where I only had one bourbon and coke. After a while I started wondering where Scott and Nathan were. Not long after, Jason found Nathan in the Orient and brought him over and we asked Nathan where Scott was and he said that he was back at the other pub up the road.

16. We stayed in the front bar of The Orient and I bought another round of drinks for the girls and beer for the myself and the boys. I was supposed to meet my brother Nathan when he finished work at 2am at The Harts pub next to the ANA hotel. I remember I left early about 1.30am to make sure I would meet up with him.

17. I walked outside The Orient and I remember seeing Scott walking across the road from the Police Station to The Orient. He was alone and walking normally but I could tell he was drunk by way he was walking. I approached him outside The Orient on the roadway. I grabbed him just mucking around and I said, "The boys are in the Orient, go in there." He said, "Right Oh." Scott was happy and were mucking around having a bit of a wrestle. He wasn't aggressive and didn't have any sign of injury. It was a very quick meeting and we didn't say much to each other.

Witness: Signature: 

STATEMENT (Continued) in Matter of: Death of Scott MILLER

Name: ,

18. After I walked away from Scott I walked up to The Harts pub and meet my brother who was still at work. I told him that we were at The Orient and he told me that he was meeting his mate Luke at The Paragon Hotel in Circular Quay. I said to him that we would meet up with him there. I then walked straight back to the Orient Hotel. I was only gone no more than 10 minutes. I didn't see Scott outside the hotel but I didn't look for him either. I just walked straight back into the hotel and met up with the others. I asked them if they had seen Scott and they said they hadn't and I told them that I had seen him outside the hotel when I went to see my brother.

19. We then had another drink and we left The Orient about quarter past two to half past two. The two english girls got in a taxi and went home. Jason, Nathan and I then walked to The Paragon and met up with my brother and his mate Luke CANTRILL. We stayed at The Paragon for about 10 minutes and then walked up to the McDonalds in George Street where we had something to eat.

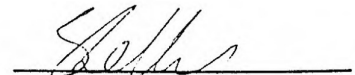
20. We then all walked up George St to St Patricks Tavern and we stayed there until about 4.30am. Nathan my brother and Luke stayed at St Patricks and Jason, Nathan WHITE and myself got in a taxi and went straight home. When we got home we weren't surprised that Scott wasn't home and we all then went straight to sleep.

21. About 11am I woke up the others were still asleep and was a bit surprised that Scott had not come home. I wasn't too concerned as I thought he might be at my house. Later that day I drove home and saw that Scott had not come home to my house either. All Scott's clothes and his car was still at my house.

- Witness:



Signature:



STATEMENT (Continued) in Matter of: Death of Scott MILLER

Name: ,

22. Throughout the Saturday I spent with Scott he was just his normal self. He liked a drink with the boys and the day was just a normal drink. Scott's not normally aggressive when he drinks and doesn't go and pick fights. He's definitely not a depressing drunk and he is usually more hyped up. He was in a steady relationship with his girlfriend Brigette McCLEERY and they had been going out about two or three years. He never mentioned anything about suicide.

23. I have known Scott to stay out later than us and it is not unusual that we had lost him but he usually turns up the next morning. Scott catches cabs and doesn't usually walk. I don't think Scott would have spent all his money that he had on him. He had over one hundred dollars on him at the Liquor shop about 7pm and I don't think he would have spent that much money from when we went out at 10pm to when I last saw him.

Witness:

M.A. Lane
M.A. LANE
S/Const.
4.4.97.

Signature:

[Handwritten Signature]

Witness:

Signature:

[Handwritten Signature]