

DETECTIVE SERGEANT WHITTLE: The time is now 9.30 pm on Monday
the 12th of June 1999. This is an interview
between Detective Sergeant Whittle and Detective
Sergeant Orchard and **NP215**

SUSPECT: **NP215**

DETECTIVE SERGEANT WHITTLE: **NP215**. Can you
keep your voice up because it's got to be picked up
on the - - -

SUSPECT: Sorry, yeah. Uh-huh.

Okay.

DETECTIVE SERGEANT ORCHARD:

Q 1 Right, for the purposes of this interview your full
name is **NP215** - - -

A **NP215**.

Q 2 - - - **NP215** - - -

A Yeah.

Q 3 - - - **NP215**?

A Yeah, that's correct.

Q 4 **NP215**

A

Q 5 All right.

A Yeah.

Q 6 What's your date of birth, **NP215**

A **NP215** 53.

Q 7 And your address?

A Is **NP215** Onslow Avenue, Elizabeth Bay.

Q 8 What's your occupation?

A I'm a school assistant.

Q 9 And where are you employed at?

A I'm employed at [REDACTED] Redfern and the phone number there is [REDACTED].

Q 10 [REDACTED]

A That's my work number which is the mail room where I actually work.

Q 11 Right. As we've already told you, we're - we're investigating some circumstances surrounding the death of a - a Kenneth Richard Benjamin.

A Brennan not Benjamin. Brennan it is.

Q 12 Brennan, I should say, B-r-e-double-n-a-n, who was found in a flat at [REDACTED] - - -

A Yes.

DETECTIVE SERGEANT WHITTLE: [REDACTED]

DETECTIVE SERGEANT ORCHARD:

Q 13 - - - [REDACTED] Onslow Avenue, Potts Point.

A Elizabeth Bay, not Potts Point it is.

Q 14 Elizabeth Bay.

A Yeah, it's classed as Elizabeth Bay.

Q 15 All right. You've told us that you've lived with - - -

A Yes, I've lived with Ken for over 3 years 'cause we've got a place back in Adelaide.

Q 16 All right.

A And sort of we shifted here sort of both Ken and myself took a - an early - a redundancy package from the places where we used to work 'cause he was in teaching, he's always been in teaching. He's been teaching now for 27 years and he sort of, you know like, worked as a principal at various

schools, you know, in South Australia and, you know, interstate as well up in Darwin and whatever and so like we've, you know, been together for that time.

Q 17 Right. Where did you first meet?

A I met Ken on a - through a mutual friend which is - God - David Tate which he lives at Salisbury in South Australia on - - I'm just sort of not thinking properly. He - well, he actually lives at Salisbury and - God, I just can't think of his address.

Q 18 How long ago did you meet Ken?

A Over - well, I've met Ken nearly 4 years ago,

Q 19 Right, and when you say through a mutual friend you weren't working together - - -

A No.

Q 20 - - - at that particular stage.

A No, no, no. No, no, no.

Q 21 All right. What was Ken's marital status at that particular time?

A Well, he was - well, he is still - well, I should say he was married.

Q 22 Right.

A And both his wife and him parted because she sort of just didn't like, you know, sort of what - you know, like his sort of like being gay and sort of like leading a double life and she said to him that if he choose, you know, to live that way, "well, I don't want to be part of it," they - but they sort

of parted on sort of good friendship, it wasn't, you know, a - a - like very nasty sort of. They worked things out and sort of - - -

Q 23 Right.

A He - if she'd ring him up, you know, he'd talk to her and sort of vice versa and - and they often used to meet each other for a meal and she used to come here to Sydney and he'd meet - meet her at a - at a coffee lounge or have - you know, they were still on very - very good friendship.

Q 24 Yeah, right.

A There was no - you know.

Q 25 Right. Were you - was he living with his wife when you first met him?

A No, he was living on his own.

Q 26 Right. Have they got any children?

A No, no children at all because sort of their, you know, career come first.

Q 27 Right, okay, so that's 5 years ago.

A Yeah.

Q 28 Then you both moved together to Sydney.

A Yes, we both moved - well, I shifted in with Ken back in Adelaide and we've still got the place back in Adelaide and then when we took the early - like the redundancy packages we shifted here to Sydney because Ken couldn't work in South Australia because sort of the redundancy package that he did take, he wasn't allowed to work in South Australia for 2 years.

- Q 29 Right.
- A So he came here to Sydney to get a job and sort of when he - he asked me to come and sort of be with him because, you know like, we were both sort of - well, like lovers and sort of, so I said, "Yeah, okay, I'll come - come with you."
- Q 30 Right. Where was he living when he first moved to Sydney?
- A We were actually living at a mutual friend which is [1282], and [1282] lives at [redacted] Petersham - no, [redacted], Petersham and I could probably give you [1282] phone number if you'd like that, but.
- Q 31 What was [1282] surname?
- A [1282]
- Q 32 O - - -
- A I'll just - - -
- Q 33 [1282] ?
- A I'll just get it out. It's - I've got it all written down in my - my wallet here. No, I haven't. I haven't got [1282] surname. It's just - well, it's [1282] it's [1282], and [1282] home phone number is [redacted] and that's actually [redacted].
- Q 34 I notice you've got a photograph in your wallet.
- A That is Ken.
- Q 35 That is Ken?
- A Yes, that's Ken. That was taken about a couple of years ago.
- Q 36 Right. Now - - -

- A You're welcome to sort of - - -
- Q 37 Yeah, right. Are there any more photographs back at the flat?
- A Yes, there is actually, yeah.
- Q 38 You might be able to assist us in our investigation.
- A Yeah.
- Q 39 All right. How long did you live with this - this other [REDACTED], [1282]?
- A Who, Ken?
- Q 40 Yeah.
- A When we first shifted here to Sydney sort of we were living there for about 6 months or so and then sort of we decided to get a place of our own, so we sort of - like Ken'd go to work and I'd sort of look around for, you know, like apart - you know, apartments or flats and - - -
- Q 41 Right.
- A - - - so I sort of - well, we went back to Adelaide 'cause we'd sort of, you know, work here for 10 weeks, then we'd go back to Adelaide, you know, like through like the school holidays.
- Q 42 Yeah.
- A And so when we came back we decided to stay at [REDACTED] here at Kings Cross.
- Q 43 Yeah.
- A And so while Ken went to work, that was before I actually, you know, got a job sort of working with

Ken, we - well, I sort of was looking around for apartments and sort of flats and so I sort of got in contact with L.J. Hooker and they showed me this place at Elizabeth Bay, you know like number [REDACTED] and I said, "Yeah, we'll take it," 'cause you know at that time we were sick of looking at apartments.

Q 44 Right.

A And so, you know, we took that.

Q 45 So how long ago is that now?

A Well, it's well over a year sort of since we've been there.

Q 46 Right. So how long ago, would you say 3 years ago that you moved in there?

A No, just over - - -

Q 47 Over?

A - - - around - nearly 2 years ago.

Q 48 And what's your - what's your relationship been like with - with Ken?

A It's been very very good. You know, we have our ups and down like everybody and sort of I got a bit, you know, pee'ed off with Ken because sort of he was playing around behind my back and sort of, you know, we often had, you know, a fair few arguments and in the end sort of he said to me, you know, "Well, you go out and meet people and sort of, you know, just enjoy yourself," so sort of, you know, we sort of had a mutual thing to say, you know - you know, we had a bit of an open relationship so, you know, I'd go and, you know,

stay with a friend and he'd sort of, you know, go out and meet other people.

Q 49 Right, and when did this sort of initiate, when - when - different partners?

A It started to happen about 6 months ago. You know, we were sort of - I didn't think much of it, you know, 'cause I got very sort of pee'd off with Ken. You know, he used to go off behind my back and sort of, you know, see other people and he'd come home and he'd - he'd never ever say, you know, where he's been or who he's been with and - and - - -

Q 50 Did - were you ever present when he brought any other male person home to the - - -

A No, 'cause he never ever did bring people home only when sort of I was there with him, sort of we had like a mutual thing to say, you know, well, "You're - you won't bring back anybody only if I'm here," and sort of it's the same thing - well, I didn't bring anybody back there to the place, only sort of Ken did.

Q 51 Did he ever bring any person back to the - the place and engage in - in sex with these people - - -

A Yes.

Q 52 - - - while you were there?

A Yes, yes, yes, definitely.

Q 53 You weren't a participant?

A Sometimes but not very often 'cause I sort of - well, like Ken, he sort of liked to be with Asian

sort of men but sort of - well, they don't do anything for me, so I sort of, you know, didn't have, you know, nothing really to do with it. So I just sort of, you know, just let him do what he did and I just stayed out in the lounge room and sort of - that's sort of the way how it was.

Q 54 Was it?

A Yeah.

Q 55 Did he ever bring home younger boys?

A Yes, they were about, you know - you know, about 20, you know, 21 sort of, anything like that.

Q 56 These fellows, do you know where he met these fellows?

A Actually he put an ad in the Capital Q, you know, sort of in the sort of the meat market thing, whatever you want to call it, in the Sydney - - -

Q 57 What - just explain what the - what happens there.

A He just said, you know, a guy from Elizabeth Bay wishes to meet, you know, other sort of, you know, men and sort of whatever like that, sort of. I can't really - - -

Q 58 What, is there a phone number left there or - - -

A No, it was just sort of like a special code number, you know, you had to sort of like write in to the Capital Q and sort of state the code, you know, number what it was and sort of then they'd forward the mail on to sort of Ken.

Q 59 Do they?

A Yeah.

Q 60 When - when's the last time that you can recall he had someone there whilst you were there?

A It was - God - actually it was the first night that I was with [NP214] sort of the [REDACTED] out there now, and that was sort of over - nearly 2 weeks ago.

Q 61 That's [NP214]

A Yeah, that's [NP214], yes, a very good friend of mine.

Q 62 That's about 2 weeks ago.

A Yeah.

Q 63 And - and who was this [REDACTED]?

A [NP196] name was [NP196], I don't know [NP196] surname, I sort of - I only just sort of went under - but I think his number is actually in the like the telephone [NP196] - like my diary which is on the dining room table.

Q 64 Is that the first time you'd met [NP196]?

A I've never ever met [NP196] 'cause I didn't want any - you know, like - you know like being there with [REDACTED] sort of because well, I don't like Asian [REDACTED].

Q 65 And where - how did he meet [NP196], do you know?

A He met [NP196] through a - a - like a - like a personal thing in the Capital Q as well - - -

Q 66 Right.

A - - - or the Sydney Star Observer, one or the other. It's one of those magazines, I don't really know which one it was.

Q 67 Was there any other places that he - he frequented

where he may have met - - -

A Yeah. There's - there's sort of the - the Pleasure Chest in Pitt Street and he'd often go to the sauna as well but he'd never ever bring home anybody from the sauna. It sort of all just happened in the sauna.

Q 68 The Pleasure Chest, right, in Pitt Street. What - what - do you know the number?

A It's sort of like a - I don't know the number of it, it's sort of like a back room, it's sort of, you know, their cruising area and all of that sort of stuff. I've been - - -

Q 69 You've been there?

A I've been there a couple of times but I didn't like it so I - sort of I don't go there.

Q 70 So - so you - - -

A It's not my scene.

Q 71 - - - you don't think he's brought anyone home from there?

A No. I - see, I don't know. See, he may have gone there today and sort of they went back there with him. I sort of just don't know.

Q 72 What - what happens in the Pleasure Chest? Do you - - -

A Well, there's sort of like rooms in there where sort of, you know, you can have sex with them and sort of, you know, sort of things like that.

Q 73 Do you pay money to any management there?

A Yes, \$5 entry, you know, to get in and you sort of

like - it's like a back room there.

Q 74 And many people in there?

A Yeah, and sort of - you sort of have sex with them if you want to or sort of whatever.

Q 75 Right. Can you tell us where in Pitt Street exactly?

A It's - I dunno, dunno if I've got a card in here, whatever, what Ken did give me, gosh, I just wouldn't have a clue.

Q 76 Which end of Pitt Street is it?

A It's down the far end near the - towards the Central station.

Q 77 Central.

A Yeah.

Q 78 What - what side of the road is it on, the western or the eastern?

A It's - I don't know, it's sort of - there's a big vacant block of land that side and the other side it's sort of the Pitt - like the Pleasure Chest there, it's - - -

Q 79 Is there a sign there that says Pleasure Chest?

A Yes, that's right.

Q 80 It's clearly identified?

A It's - it's got a sign and you sort of go upstairs.

Q 81 Right. Did he ever bring home any boys he may have met at the - at Kings Cross?

A No. He - he - he'd always say to me, you know, "Keep away from there, you know, don't - have nothing to do - do with anything like that." No,

I'm sorry, I haven't.

- Q 82 There's an area up - up at Darlington there.
- A On the wall, yeah.
- Q 83 Near the wall.
- A Yeah, he's told me about that but sort of well, we don't sort of go there at all. He's not one for like that.
- Q 84 Nobody's ever - - -
- A No, he wouldn't do anything like that. No, I'm sorry, I haven't.
- Q 85 He wouldn't pay a person for the - the prostitution, would he?
- A No way
- Q 86 He'd always be with a consenting person that wouldn't get him for an exchange of money?
- A Yeah, definitely, yeah.
- Q 87 Right. You mentioned a spa room.
- A That's the Kings Steam at Oxford Street.
- Q 88 Where in Oxford Street?
- A It's down this end towards the State Bank. I don't know what the number - - -
- Q 89 On the same side as the State Bank?
- A It's next to some - is it the Exchange Hotel or something there or some - - -
- Q 90 Right. Yeah, the Exchange Hotel on the other side to the State Bank.
- A Yeah, it's on the - - -
- Q 91 When's the last time that you had sex with - - -
- A With Ken?

Q 92 - - - with Ken?

A It would have been Saturday night.

Q 93 On Saturday night.

A Yeah.

Q 94 Where did that take place?

A That was at NP214's house.

Q 95 Was it?

A Mm.

Q 96 All right. Was NP214 a - a party to - - -

A Yes NP214 was.

Q 97 Was NP214

A Mm'hm.

Q 98 Would it be normal for Ken to look for another partner after having sex maybe on one day? Was he fairly - - -

A He might. Yes, he would. He was very very highly, you know like, sexually, you know sort of - - -

Q 99 Active, was he?

A - - - you know very - yes, he was.

Q 100 Was he? Right. Just on that, if - say in a night of love-making how many times would he - - -

A He'd only sort of, you know like, climax the one time.

Q 101 So he'd only climax the one time?

A Yeah, yes, he wouldn't sort of, you know, like - he's not like a - a sex maniac.

Q 102 A stud.

A Yeah.

Q 103 On the Saturday night did - did - did he perform

anal sex on you or - - -

A Yes.

Q 104 Did you perform anal sex on [REDACTED]?

A No, I don't think I did. Sort of I've been on these tablets and I sort of like - [REDACTED] and they've sort of like upset my sexual working, so you know, I sort of haven't sort of, you know, really been participating in any sexual thing much because it sort of - well, it doesn't work on me very good now that I'm on these [REDACTED] tablets.

Q 105 Is - are you in practice of using condoms?

A Definitely, yeah.

Q 106 Always?

A No, yes, definitely always.

Q 107 What about - what about Ken?

A Yes, as well.

Q 108 With all partners?

A Yes, definitely, always condoms, definitely.

Q 109 Yeah. You - so you still wear it even though you know both you and him can be clean?

A Yeah, definitely. We just got - you know, we want to keep ourselves okay and sort of that's, you know, the way how we want to be.

Q 110 All right. Well, if we can go to - we'll go to Saturday night.

A Mm'hm.

Q 111 You say you were at [NP214]'s home.

A [NP214]'s place at Woollahra, yeah.

Q 112 All right. What - how long have you known NP214
NP214 for?

A About 2 weeks it would be, it might be a little bit
longer, I'm not too sure.

Q 113 Where - where did you meet NP214 at?

A We met NP214 through a mutual friend.

Q 114 When you say a mutual friend - - -

A NP199's - well NP199 goes under two names. NP199 goes, you
know, under one name of NP199 and - and one name of
NP199 and NP199 lives up at - in the country, I can't -
you know, don't know, but NP214 knows where NP199
actually lives and NP199 phone number. Well, we - we
have got NP199 phone - well, NP199 or NP199's phone
number but see, I don't know it sort of off by
heart.

Q 115 All right, so - so on Saturday about 2 weeks ago
you met NP214

A Yeah.

Q 116 Where did you meet him at - NP214 at?

A At NP214's house, yeah.

Q 117 What, did - - -

A NP214 invited us over there to come and meet NP214 you
know, have a - you know, cup of coffee and whatever
and see what happens.

Q 118 So both - - -

A So everyone was sort of - like agreed to, you know
like, going to bed or whatever so sort of that's
what happened.

Q 119 So that there's you - - -

A Yes, we all - - -

Q 120 - - - NP214 and Ken.

A And Ken, yeah.

Q 121 Right, this is 2 weeks ago.

A Mm'hm.

Q 122 All right. How - how - how many times have you and - and Ken been to NP214's place?

A Twice, and I've - but I've been there three times.

Q 123 All right. So there's the first time when you met NP214?

A Mm'hm.

Q 124 Then there's - when was the next time that you were there?

A I met - I went back to NP214's place, it would have been - I can't remember - I think it was Tuesday night, I think it was or Wednesday night, I'm not too sure.

Q 125 By yourself?

A Yes.

Q 126 And the next time was - - -

A The Saturday.

Q 127 - - - Saturday night?

A Yes.

Q 128 What time did you get to NP214's place on Saturday night?

A We got there about half past 7.

Q 129 Half past 7.

A Mm.

Q 130 How'd - how did you travel there?

- A We travelled by taxi.
- Q 131 Where did you travel from?
- A From our place at Kings - you know, in Kings Cross we caught the - the taxi in the Macleay Street.
- Q 132 You didn't - you - you booked the taxi?
- A No, we just sort of, you know, went out on the road and just hailed it, you know, when one was coming up the road.
- Q 133 So you walked from your flat - - -
- A Yeah.
- Q 134 - - - at around about some time just prior to 7 o'clock - - -
- A Mm.
- Q 135 - - - 7 pm.
- A No, it was a little bit earlier because the taxi guy took us the long way around and Ken got a bit pee'd off with him because, you know, he sort of went the long way around instead of the short way around.
- Q 136 All right, so you got out to [NP214]'s place at - at Woollahra - - -
- A Yeah.
- Q 137 - - - which is - I'll just check.
- A It would've been about - - -
- Q 138 That's [NP214]'s address, it's [REDACTED] Fullerton - - -
- A Yeah. Fullerton - Fullerton Street in [REDACTED] [REDACTED].
- Q 139 [REDACTED].

- A Mm'hm.
- Q 140 All right, and the three of youse remained out there. You had tea.
- A Yeah, mm'hm.
- Q 141 Did - you say the three of youse participated in sexual activities?
- A Yes, we did.
- Q 142 Right, and then you told us earlier that Ken went home.
- A Yes, he was tired and he said to me, you know, "Well, you stay here and enjoy yourself and, you know," 'cause sort of we just sort of would have liked a bit of time away from each other and sort of so Ken did his thing and I sort of just stayed there and just sort of watched a few, you know, laser discs because NP214's sort of got a - a laser disc player, you know - - -
- Q 143 Yeah.
- A - - - sort of video player, you know, you play the laser discs, so I watched a few of those and sort of we went to bed and sort of - and had sort of sex with each other and sort of - sort of we woke up, you know, sort of fairly late the next day and sort of - - -
- Q 144 What time did Ken leave?
- A He left around about - it would've - well, it would've been about half past 10, 10 o'clock, I'm not - I couldn't really say for sure sort of, I'm not thinking too straight.

Q 145 All right, okay.

A Sorry.

Q 146 You're right. You don't have to apologise. Do you know - do you know how he intended to get home?

A Yeah, I think he walked from NP214's place down to - to the Edgecliff train station and he - I think he caught the train from Edgecliff, you know, back home.

Q 147 Did he tell you he was going to do that?

A Yeah, I think he - I - I - well, he just said, you know, he was going to go and sort of, you know, see how he went 'cause it - it is a little bit too far for walk to Ken because he sort of - he hasn't been too good. He's been sort of on a weight loss control thing at the Royal Prince Alfred Hospital and he used to go there once, I think, every 2 weeks because he was, you know, trying to lose weight.

Q 148 Mm, and did he - well, he never - never rang for a cab from - from NP214's place, so he - - -

A No, no, because it's quite easy to, you know, hail one, you know, down the road.

Q 149 Yeah.

A There's always taxis going up and down that - I think it's Ocean Street all the time.

Q 150 Right. And you hadn't - you hadn't seen Ken since that time.

A No, I haven't seen Ken since then, I - and I left a - like phoned up and left a message on the

answering machine to say, you know, everything was okay.

Q 151 Right. When - when did you make this phone call?

A I made that at 2 - at 5 past 2 Sunday afternoon.

Q 152 How are you so sure of the time?

A Because as I - when I - 'cause [NP214]'s got a cordless phone and as I rung I sort of looked over to [NP214]'s, you know, bedroom clock and it was 5 past 2 and I did state the time and left it on the - like I would've said it on the answering machine.

Q 153 Okay, so you remained at [NP214]'s - - -

A Yes.

Q 154 - - - all day.

A Yes.

Q 155 From - from the time you - that Ken left you remained during the night right up until - - -

A Well, well, we went for a walk today over to Bondi Junction.

Q 156 Today?

A Yes.

Q 157 No, the time - from the time that Ken left - - -

A Mm.

Q 158 - - - until you made that phone call - - -

A Yeah, we were there in the place all the time.

Q 159 - - - you remained at - remained at [NP214]'s place the whole time?

A Yes, definitely.

Q 160 Yeah, that takes us up to 2 pm on the Sunday.

- A Mm'hm.
- Q 161 What happened - can you tell us your - your movements after that?
- A We just sort of stayed in the place all day, that's all what we did.
- Q 162 All Sunday?
- A Yes.
- Q 163 Yeah.
- A Mm'hm.
- Q 164 Sunday night, last - last night?
- A Yes, Sunday night, yeah, and we went for a walk this after - earlier on this afternoon because NP214 had to go and pick up a couple of papers for this - a guy who's actually just had a [REDACTED] operation and NP214 usually goes and gets [REDACTED] paper because [REDACTED] can't walk too far and he lives at Woollahra as well.
- Q 165 Right.
- A His name's Peter, I don't know his last name. I've sort of only like met him today.
- Q 166 All right. So - so you - apart from going for a walk today - - -
- A Yeah.
- Q 167 - - - this afternoon - - -
- A Mm'hm.
- Q 168 - - - which is what time?
- A It was - it was - I couldn't really say what time it was, I couldn't say.
- Q 169 Like, before lunch, after lunch?

- A It was definitely after lunch, yeah.
- Q 170 Right.
- A It was - it would've been about 1 o'clock, you know, half past 1, somewhere around that time.
- Q 171 Right, and did you try to contact Ken again at any stage?
- A Yeah, I did but there was no answer on the phone, you see, it just kept ringing - - -
- Q 172 What time was that?
- A - - - and I thought it was quite strange. That would have been about half past 3 or so.
- Q 173 Half past 3 this afternoon?
- A Mm, somewhere around that.
- Q 174 Was that prior to you going for a walk or - - -
- A No, it was after we came home from going for a walk.
- Q 175 After you came back.
- A Because I was quite worried, I thought, you know, it seems funny, you know, the answering machine's not on and it's usually always on.
- Q 176 Mm. Is it always on even if you're inside?
- A No, not - you know like if - if I'm home I usually leave it on but sort of when Ken's there, you know, he usually switches it off and he answers the phone.
- Q 177 Right.
- A And I thought it was quite strange, you know, him not answering the phone today.
- Q 178 He doesn't go to church or he hasn't got any -

any - anything - - -

A No, nothing like that at all. He - he said to me, you know, he might - might go, you know, up to the Blue Mountains today on the train or - - -

Q 179 Mm.

A See, I don't know if he did go or - - -

Q 180 But he's not a member of any other particular organisation or club that requires him to - - -

A No, nothing like - - -

Q 181 - - - attend particular places on a regular basis?

A No, no, no, no. No, nothing like that at all ...
...

Q 182 Right. Does he know someone in the Blue Mountains or - - -

A No, he just wanted to go up there and have a look around, see what was - you know, what it was like up there, just, you know, for the day just to get a - you know, get out and, you know, just go somewhere.

Q 183 And he mentioned this on Saturday night?

A Yeah.

Q 184 But was he going on Sunday or the Monday?

A The - today like the Monday 'cause I thought he, you know, might have gone there and may - I thought maybe he left early this morning and just forgot to turn the answering machine on 'cause he is, you know, a little bit forgetful. He forgets to do things. Well, everyone forgets to do things.

Q 185 Yes. Would it be possible that he may have visited

one of the clubs in Darlington or in the city - - -

A Yeah, he could've, mm.

Q 186 - - - after he left you on the - - -

A He could've.

Q 187 - - - Saturday night?

A Yeah, yeah, he may have done.

Q 188 Have you visited any of the clubs in Darlington with him at any - any particular time?

A Yeah, we've both, you know, like gone together and sort of I - I'm not sort of one to go to those places on my own 'cause I get pretty nervous.

Q 189 Yeah. What - does he - does he like dancing or the music or does he prefer a quieter type of place?

A He prefers a quieter type but we both, you know like, go to like discos but not, you know like, up in Oxford Street. We sort of, you know, go to the Latin American, you know, club at Newtown at the - is it the Burland Town Hall or something there in Newtown? And we often go over to - I can't think of it now but it's the Boomerangs and like it's a gay sort of scene and so we've been to a few, you know, discos there and that's about the only places where we go and he'll go, you know like, he - he's a great one, he - he loves like the art gallery and sort of going to the museum. He's, you know, a great one for that, he is, 'cause he's a member of the art gallery society.

Q 190 Well, do you think he may have - may have visited a

night - a club maybe similar to DCMs or one of those clubs - - -

A No, I don't think so, no.

Q 191 - - - after he left by himself?

A He wouldn't, no, he wouldn't do anything like that, well, as far as I know he wouldn't.

Q 192 All right. How was he dressed when he left you on Saturday night?

A God. He had a blue like a - like a - a cowboy shirt, like a blue sort of like very light denim shirt on, and he had a jacket which has sort of like got dark sleeves and it's fawn and he had jeans on.

Q 193 Hang on. The dark - the - the jacket, what's - what's the jacket made of, what - what material?

A It's sort of like - like a vinyl sort of thing.

Q 194 And you say it's got dark sleeves.

A Yes, it's got black sleeves.

Q 195 Black sleeves.

A And it's got a fawn sort of here and it's got zip pockets.

Q 196 All right. The body of the jacket's mostly fawn - - -

A Yes, fawn, yeah.

Q 197 - - - with black sleeves?

A Yeah.

Q 198 What - what - what length jacket's that?

A It, no, just comes down to, you know, sort of round about here down to his legs, yeah - - -

- Q 199 Right.
- A - - - the top part of his legs.
- Q 200 Is it gathered at the waist like?
- A It's sort of got like - what do they call it - - -
- Q 201 Could you describe it.
- A - - - like a - like a - like an elastic sort of big thick sort of band on it, it has.
- Q 202 Right, okay, so he's got the denim shirt, he's got this particular vinyl jacket.
- A Yeah.
- Q 203 What - what - what about his trousers?
- A He had jeans on, dark, you know, blue jeans, you know, more or less like these.
- Q 204 Denim jeans?
- A Yeah.
- Q 205 What footwear?
- A And he had boots on, black boots.
- Q 206 Black boots?
- A Yes, like slip-on I think they were - I think they were Windsor - not Windsor Smith, I don't know, but they sort of like had a - a like a square sort of toe.
- Q 207 Leather boot?
- A Yeah.
- Q 208 Black leather boot.
- A It was a very good leather boot 'cause he always bought - he always bought very good, you know like, shoes.
- Q 209 Does he wear glasses?

- A Yes, he does. He's - actually he wears a pair of glasses nearly the same as NP214 but they are silver-framed.
- Q 210 And what about jewellery, does he wear jewellery?
- A Only a watch.
- Q 211 He hasn't got a necklace?
- A No, nothing like that at all.
- Q 212 No rings?
- A No.
- Q 213 What - just can you describe his watch.
- A He's got a - I think it's a Seiko watch and it's got like a - a greeny sort of bluey face or it could be even black and that's gold - silver round in like the casing of it and then he's got another watch which is a Qantas watch.
- Q 214 So that first watch, has that - has it got numbers, numerals, Roman numerals?
- A It's got Roman numerals.
- Q 215 Roman numerals on the face.
- A Mm'hm, yeah.
- Q 216 What sort of band has that got?
- A That's got a black band.
- Q 217 Black leather band?
- A Yeah, black leather band and it's sort of like a - like a wrinkled sort of finish band, it is, sort of like an alligator sort of pattern on it.
- Q 218 Uh-huh.
- A And that's all black.
- Q 219 Do you know whether he was wearing that particular

watch?

A Yes, I think he was.

Q 220 All right. He's got another watch, you say.

A Yes, he's got three watches and he's got another one which is a Qantas watch 'cause he's in Qantas frequent flyers thing and he was sort of like - and that's got a white face with black numerals and it's got like a little plane on it as the second hand and it sort of goes around and that's got a black band as well.

Q 221 Right.

A And then he's got a Boy London watch which is silver and that's sort of - you know, it's got a silver band, sort of a silver face and sort of it's - it's a very unusual watch, it is, so that's the only sort of jewellery or watches he's got here, here in Sydney.

Q 222 All right. Okay. Well, getting back to the last time you attempted to ring him which was at 3.30.

A Mm.

Q 223 There - there was no answer.

A No, there was no answer at all and I thought it was a bit strange, you know, why hasn't he rung back or - you know, 'cause I left a message to say, you know, I was still at NP214s and I hoped he was all right and I just said to him that I loved him and that was sort of all.

Q 224 What, you said that on the phone?

A Yeah.

- Q 225 What, on the answering - - -
- A Yeah, the answering machine.
- Q 226 On Sunday we were talking about?
- A Yeah, when I rung up at, you know like, 5 past 2.
- Q 227 When you - 5 past 2 you told me.
- A Yeah.
- Q 228 But you didn't - all right. Okay. What - what time did you leave NP214's?
- A Like today?
- Q 229 Yeah.
- A It would've been around about 4, 5 o'clock.
- Q 230 5 o'clock.
- A Yeah.
- Q 231 So - so from the time you got back from the walk you rang - rang - get this straight - you rang - rang Ken, there was no answer there, the phone was ringing.
- A Yeah, mm'hm.
- Q 232 It was ringing, no answer.
- A Yeah.
- Q 233 And you remained at NP214's until 5.00 and you went.
- A Yeah, and then I just had a shower and I said to NP214 "I'd better get going before it gets too dark 'cause" - and then I walked from like NP214's down to the Edgecliff train station and I caught - I bought a single ticket just to take me to Kings Cross.
- Q 234 Mm.
- A So, you know, and then as soon as I sort of went -

you know like, walked up, you know, Macleay Street and that and sort of, you know, went, you know, back like down to the flat, that's when I found - you know like walked in and I found him.

Q 235 Right, I just want you to explain this to us slowly and carefully - - -

A Mm'hm, yeah.

Q 236 - - - and to the best of your ability and knowledge exactly what took place when you got back to - back to your home this afternoon.

A Yes.

Q 237 When - the front door of the unit, is that normally secured?

A It was, yes. Usually when - - -

Q 238 Is it? It's a security block of units.

A Yes, a security block. The only way to get into the building is with a - with a master like a special key to get through that front door.

Q 239 And you had your - - -

A Yeah, I had my keys but now the - well, the police station have got it so they could get in and sort of like go through their part.

Q 240 And you used that key to get in through the - - -

A Yes, I did.

Q 241 - - - the - the entrance to the building?

A Yeah.

Q 242 Right. You went up the - how did you get to the - - -

A I got - I went into the - - -

Q 243 - - - [REDACTED] ?

A I went into the lift and, you know, sort of pushed, you know, [REDACTED] and I - I went out and I just sort of you know like walk in as I usually do and - and I - I can't remember if the screen door was locked or it was unlocked. I think it was unlocked.

Q 244 Right. Was there - was there - did you see any other person - - -

A No, there was no - - -

Q 245 - - - any other residents - - -

A No, nobody.

Q 246 - - - from the time you arrived there till the time you got to that floor - - -

A No.

Q 247 - - - that level?

A Nothing at all, no.

Q 248 All right. So you got out of the lift.

A I got out of the lift.

Q 249 Walked around to the - - -

A Round to the like where we live - - -

Q 250 Right.

A - - - where we are and I sort of - - -

Q 251 And you can't - that - that - the security door on the unit.

A Mm. I think it was unlocked.

Q 252 You've got a key to - - -

A Yes, I've got a key to unlock it but usually when, you know, we are home it's always unlocked because you can't sort of lock - if you lock it from the

inside it's - it jams sometimes and it's very hard sort of to put the key in and sort of unlock it to get out.

Q 253 Right.

A So it's - you know, when we are home it's never ever locked, only when we go to work we lock it from the front.

Q 254 Right. You can't recall unlocking it today.

A No, I can't.

Q 255 Right, okay.

A And I sort of put the key in sort of one lock to - - -

Q 256 Did you - just before you do that, did - did you attempt to open the door prior to - - -

A No, I don't. I just always put the key in and sort of - you know, like one key in the bottom and the other one in the top which is the deadbolt.

Q 257 Yes.

A And I walked in and sort of I noticed the lights were on dim and I sort of just turned them up, you know, so I could see 'cause I didn't hear no noise and - and - and I just - and as I turned the light up I noticed all - you know, like all the mirror all sort of dirty - - -

Q 258 Right.

A - - - and then I noticed sort of where the intercom was sort of like I didn't take much - I thought, you know, it just might have been dirt or something but - and then when I sort of like walked like up

the hallway where the glass is there there's a bedroom door there and I sort of like the light shines through there and I noticed the bed, you know, it was all covered in blood.

Q 259 Right.

A And as I sort of like seen that I just sort of dropped my little overnight bag I had at NP214's on the floor and as I turned around I seen Ken laying in there on the floor covered in, you know like blood and I - I sort of looked up in the kitchen and there's just blood everywhere.

Q 260 All right. Now, just - just when you walked in into the unit - - -

A Yeah.

Q 261 - - - the - you - there's a - there's a switch on the right-hand side as you walk into the hallway.

A Yeah, there's a switch and it's got a dim - - -

Q 262 Right, and what - what - what lights do they - does that switch operate or control?

A That switch operates - well, the dimmer switch controls the lights in the lounge and there's another - - -

Q 263 There's a dimmer switch attached to that particular point, is there?

A Yeah.

Q 264 All right, yeah.

A And there's another switch that switches the - the light on sort of as you walk through the entrance door, another little light but that hasn't got a

dimmer switch on it. It's just, you know, like an ordinary switch.

Q 265 So when you've walked in - - -

A Mm.

Q 266 - - - into the unit - - -

A Mm'hm.

Q 267 - - - which lights were on?

A Well, the lounge - well, as I was walking, you know like back home before I got into the building I looked up and I noticed the bedroom venetian blind was up a little bit and I thought, well, that seems strange because we never ever leave, you know, the curtains open or the blinds up, you know, because the afternoon sun comes in and it sort of, you know, just about cooks the place and - and sort of I looked up sort of in the lounge room and I noticed the lights were on dim and I thought, well, he must be home just letting a bit of, you know, light - you know, air into the building or whatever.

Q 268 So which - which - which rooms did you see illuminated?

A The - the - the lounge room which was - the lights were very dim.

Q 269 Dim in the lounge room.

A Yeah.

Q 270 And you saw this prior to opening the door.

A Yeah, and I think the bathroom light was on, I'm not too sure, I can't remember.

- Q 271 Right. Did you say the bedroom? Did you say the bedroom light was on as well?
- A No, it wasn't. I don't think it was.
- Q 272 And the blinds you're talking about, you're talking about venetian blinds were - - -
- A Yeah, the venetian blinds in the bedroom.
- Q 273 In the bedroom.
- A Yeah, 'cause they were always usually down.
- Q 274 And you didn't notice the light on in the bedroom?
- A No, I didn't notice the light on.
- Q 275 All right, just in the - just in the living room.
- A Yeah, just in the living room.
- Q 276 Okay. So when you've gone up into the - into the unit itself and opened the door - - -
- A Mm.
- Q 277 - - - was the hall light on?
- A No, I don't think it was. I think I switched that on when I walked through. I don't really know for sure.
- Q 278 You don't know for sure.
- A No. I sort of - - -
- Q 279 But to control - - -
- A Everything just all happened quickly.
- Q 280 - - - to control the - the living room light and the bedroom light is that done from - just as you walk in the - in the front door?
- A No. There's a - a dimmer switch and a light switch in the bedroom which works the lights in the bedroom.

Q 281 Right. So you've walked in and you don't recall whether there's a light on in the hallway.

A No.

Q 282 You've walked down and as you're walking down - - -

A Mm.

Q 283 - - - you noticed - - -

A The blood in the bedroom after I, you know like, turned the lights up fully on the dimmer switch which, you know, is in the lounge room because one of the like lights shine over towards the bedroom like opening of the door and as I sort of like walked down I noticed like the bedroom, all the blood everywhere in the bedroom.

Q 284 Right. Did you notice anything else in the bedroom?

A No. I just noticed that the phone was off the hook and the answering machine was on the floor and I - I'm not too sure, I think the drawer on that side of the bed was pulled out, I'm not too sure. I sort of just sort of - I just - - -

Q 285 What - what drew your attention to the phone being on the floor?

A I don't know. I sort of - I just looked over that way 'cause there was blood everywhere and I just sort of looked over there and there's, you know, just blood everywhere.

Q 286 And the venetians were - were raised in that room?

A Yeah, were halfway up.

Q 287 So - right, and how far into the bedroom did you

walk?

A Only just like about two steps, you know, through the doorway.

Q 288 Right.

A And that's when I dropped my little bag on the floor and I just sort of - - -

Q 289 Did you just drop your bag at your feet or did you throw it?

A No, I just dropped it, you know, sort of like I moved it sort of out of the way by the wardrobe, I did and as I - - -

Q 290 Can you - can you give me an explanation as to why you would have done that?

A 'Cause I just got a shock, you know, just seeing all the blood over the bed, the bed, you know, like linen and that, I just sort of, you know, got a hell of a shock.

Q 291 So at this stage you hadn't seen Ken?

A No, I hadn't seen Ken but as I turned around to go back out I just noticed him lying on the floor.

Q 292 And did you stop?

A Yeah, I stopped and looked at him but I didn't touch anything there.

Q 293 Did you step over him?

A No, I didn't.

Q 294 Now, you say there was blood in the kitchen. How did you see the blood in the kitchen?

A Well, the - like the same light that shines into the bedroom it sort of shines a little bit in the

kitchen as well.

Q 295 Where - where - where was the blood that you saw in the kitchen?

A I think it was on the - on the - on the floor sort of in front of the sink - sink and that.

Q 296 In front of the sink?

A Yeah.

Q 297 How would you be able to see that from the position you were standing outside the bedroom?

A That was when I walked over to - I sort of took a couple of steps, you know like back and as I turned around I've seen Ken laying on the floor - - -

Q 298 Right.

A - - - and sort of I just looked up quickly and just seen all the blood in the kitchen as well.

Q 299 Now, when I arrived there tonight - - -

A Mm.

Q 300 - - - Ken's body was lying, I suppose I should say across the hallway - - -

A Across.

Q 301 - - - with his feet sort of at the bedroom door of the main bedroom door. His feet would have been at the bedroom door - - -

A No, I didn't notice that. I just - like there's a - there's like - - -

Q 302 - - - with his head towards the kitchen.

A Yeah, that's right.

Q 303 All right.

A Yeah.

- Q 304 His head towards the kitchen, his feet sort of in the direction of the bedroom.
- A Yeah, that's right.
- Q 305 Is that right?
- A Yeah.
- Q 306 Is that how you saw him?
- A Yes, but I - - -
- Q 307 Did you go in - - -
- A - - - I think he was all crouched up, wasn't he?
- Q 308 Yeah, he was a bit - bit crouched, that's right.
- A Yeah, that's what I would have...
- Q 309 Did you step over him to have a look into the kitchen?
- A No. I was too frightened to. As soon as I - I - I - - -
- Q 310 So you would have remained in the hallway, you say?
- A Yeah, I - I remained in the hallway all the time.
- Q 311 Right. What I'm - what I'm trying to establish is, how can you - how do you see into the kitchen blood in front of the sink - - -
- A Because - - -
- Q 312 - - - if you don't walk into the lounge room?
- A With - I just sort of like put my head around the corner and I just sort of went like that and sort of that's when I've seen all the blood.
- Q 313 You were able to do that.
- A Yeah, 'cause it's only a little - - -
- Q 314 Did you - did you touch the walls or did you touch - - -

A Yeah, I didn't know if the flyscreen - - -

DETECTIVE SERGEANT ORCHARD:

Q 321 No. When - when you - if you didn't check the door to see whether it was actually locked, does it automatically deadlock, does it?

A No. You've got to put a key in and turn it.

Q 322 Okay, if - all right, if you put the key in and open the door how can you tell whether it was locked or not? You just turn your key automatically, you don't know whether the door was locked or not. Is that right or not? Say if the door was opened - - -

A Mm.

Q 323 It was unlocked. It was closed but unlocked. You put your keys in, turned it. You wouldn't know one way or the other whether it had been left open or - or - left unlocked or locked, would you?

A Yeah, because sort of you've got like - do you know how a deadbolt works?

Q 324 You can hear a click, you're saying - - -

A Yeah.

Q 325 - - - when you turn the barrel.

A Mm, well, this like deadbolt, you have got to unlock it from the inside the same as you lock it from the outside.

Q 326 I see, all right.

A It's a - it's a Yale deadbolt and you can't turn that handle unless you unlock it from the inside.

Q 327 Inside.

A Yes.

Q 328 That's right.

A 'Cause we always deadbolt it when we go out anywhere.

DETECTIVE SERGEANT WHITTLE:

Q 329 What happens when you're at home, do you - do you keep it on deadlock inside?

A No, I - no, I just leave it, you know, so you can just turn the handle and get out.

Q 330 In case you got a fire or something?

A Yeah.

Q 331 Right.

A No, we never ever deadbolt it when we're home.

Q 332 So what would be - normally happen is as soon as you walk in you'd - you'd turn around and take off the deadlock?

A Yeah, yeah, taken off the deadlock, but I - you know, didn't tonight. I only sort of went - like went out 'cause I - I couldn't get out otherwise if I didn't - you know like, undeadbolt the door - - -

Q 333 Mm.

A - - - because you can't get out of the place otherwise without the key when it's deadbolted.

DETECTIVE SERGEANT ORCHARD:

Q 334 Right. Who - who else would have a key to that?

A Only us and we have got a spare key in - hanging in the kitchen cupboard up above the refrigerator. There's a spare key in there, there's spare house keys.

Q 335 In - - -

DETECTIVE SERGEANT WHITTLE:

Q 336 Sorry, where's the spare key?

A The spare keys are hanging up above the refrigerator in the cupboard where the fuse box is and they're hanging on the wall, they're all sort of like, you know, well, sort of written underneath them, you know, this key is this and this key is that and sort of whatever.

Right.

DETECTIVE SERGEANT ORCHARD:

Q 337 Ken's keys, how - where are they contained or what are they contained in?

A Usually, you know, sort of in his pocket and sort of - I just don't know.

Q 338 Were they on a ring or in a case or - - -

A No, they were just on like an ordinary key ring, it's sort of like the - like the - like my keys and he's - - -

Q 339 Does he wear it anywhere special?

A - - - and he's got a whistle on it. He's got a whistle on it and - and - and one key's red and the other key's - and another key's yellow sort of like.

Q 340 How many keys would he have?

A He - well, he's got the one for the - like the main entrance, the door, like the two door keys which is one's the deadbolt and the other one is just the barrel key, and he'd have - I think he's got a key

on it which fits one of his drawers at work and the
flyscreen key and - and the letterbox key as well.

Q 341 Right. All right. So as soon as you've - you've -
you've seen this - the blood everywhere - - -

A Mm.

Q 342 - - - that's when you've - - -

A I just panicked and I left.

Q 343 You used your key to open the door.

A Yeah, to get out, I just wanted to get out quickly.
I just ran straight up to the police station.

Q 344 Did you? Right. All right. There's a pair of -
there's a pair of fawn suede boots in his bedroom.
Have you - do you know that he owned a pair of
those?

A Fawn - are they you know like big boots?

DETECTIVE SERGEANT WHITTLE:

Q 345 Yeah, they're lace-up.

A Yeah, they are his boots.

TAPE RECORDING CEASED

INTERVIEW RECOMMENCED

DETECTIVE SERGEANT ORCHARD: The time now is 10.20. This
interview is recommenced after changing tapes.

Q 346 When you switched the light on in the bedroom, ...
... light.

A I don't think I did switch the light on in the
bedroom.

Q 347 Well, when you turned it up.

A No, that was the lounge room light.

Q 348 Lounge room.

- A Yes.
- Q 349 What did - apart from blood on the bed did you see anything else on the bed?
- A No, I didn't. I just panicked. I didn't - I just sort of - you know, just turned around quickly and I just seen Ken laying on the floor. I didn't notice anything else at all on the bed. I just noticed all the blood everywhere on the bed linen. I just noticed, you know, the phone off the hook and the answering machine like was on the floor like face down and I think there was a drawer pulled out of the - on the right-hand side of the bed - of the bedroom unit, like the headboard ...
- ...
- Q 350 Where's - where's the answering machine normally kept?
- A The answering machine's on that side of like - like the side of the bed where Ken slept.
- Q 351 I'm sorry. Did I just hear you say you saw the answering machine face down?
- A Yeah.
- Q 352 What, on the floor?
- A Yeah.
- Q 353 Could you see that from where you were standing at the bedroom door?
- A Yes. It's not that far sort of thing. You can sort of see saw it on the floor.
- Q 354 Over the other side of the bed?
- A Yeah.

- Q 355 But it was dark in that room, was it?
- A No, it wasn't, because the light in the lounge room shines into the bedroom.
- Q 356 Okay, I'm just getting - you say the answering machine's on the - it's on the window side of the bed?
- A Yeah.
- Q 357 And the light shining from the lounge room, you say, was shining into the bedroom.
- A Yes. You can see in there quite
- Q 358 And you could see over the other side of the bed where the - - -
- A Yeah.
- Q 359 How did you see the answering machine on the floor?
- A Well, I noticed it wasn't on - on the table and - and I also saw little like ... I think I walked two steps over that way and just noticed it on the floor.
- Q 360 Did you notice some sheets at the foot of the bed?
- A Yeah but I - I can't remember.
- Q 361 So you - you - - -
- A I just noticed
- Q 362 You stepped into the bedroom - - -
- A Yeah.
- Q 363 - - - two paces, you say?
- A Mm'hm.
- Q 364 Directly in, straight in or did you go to the foot of the bed or did you go strictly in the door towards to where the bathroom is?

A No, I didn't go any - any - anywhere near the bathroom door. I just sort of walked to the bed and I think I took two steps over that way and I just noticed the phone off the hook and sort of the answering machine, you know, on the floor face down.

Q 365 Was the bathroom light on?

A I don't know. I can't remember.

Q 366 You mentioned before that when you were coming from outside - - -

A Mm.

Q 367 - - - you thought it was on.

A Yeah. I thought it was on but sort of I couldn't for sure.

Q 368 Right, so the - - -

A 'Cause I - I - like the only light I did switch on was that light that works the two lights in the lounge room, you know, sort of I just turned the dim switch up because I noticed they were on very low and I thought he was watching TV.

Q 369 Was - was Ken dressed when you saw him?

A Like, tonight?

Q 370 Tonight.

A No, he was naked I think he was. I don't know if he had any underwear on. I just - I just noticed - saw all the blood here on his chest and his eyes open and I think his mouth was open as well.

Q 371 You say here he was having sex with someone. Prior to that would he have put his clothes in a

cupboard? Was he a neat person or would he
onto the bed?

A No. He - he would throw them, you know, on the
floor or over the chair bedroom. He, you know,
wasn't really much of a neat person at all.

Q 372 Did he have a - did he carry a wallet?

A Yes, he did and he had a hell of a lot of credit
cards in it too.

Q 373 Did he?

A Yeah.

Q 374 When you say credit cards, what - what - can you
recall where from?

A He had - - -

Q 375 Mostly banks?

A Yeah. I think the SATISFAC credit union in
Adelaide and a State Bank card. He had a - I think
it was a David Jones credit card and I
think he had a Myers credit card as well. Did he
normally carry much cash?

A Not really, only when he sort of used to go and pay
the rent which was, you know, 360 a fortnight and I
think he paid that Saturday morning.

Q 376 So how much do you reckon he had on Saturday night
when he left?

A Well, I don't really know.

Q 377 You never seen him - - -

A No, he never ever said to me - - -

Q 378 - - - pay for the wine or anything?

A Yeah, actually I paid for the wine. He said - you

know, he had a - he had about , you know, 10 or something odd dollars on him 'cause he - you know, he didn't really - he couldn't get any money - more money out of the bank. It's got a sort of a limit, I think, of \$400 on his bank, you know, he can get out at a time and I think we went to the bank, you know, like today or sort of on Sunday to get more money out 'cause we always sort of - like one week he puts \$150 in and I put - for like housekeeping so I don't know, and that's always kept in a little plastic screw-top jar in the kitchen where we keep the coffee and sugar and sort of tea bags and stuff like that and sort of all - like his medicines and that.

- Q 379 So it's in a plastic screw-top jar in where?
- A Yeah, and you can see through - in the kitchen. A spot ... more or less by the toaster.
- Q 380 So is it obvious to anyone else or - - -
- A Yes, you can see it from - anybody - you know, like if anybody walked in, you know, you could see it.
- Q 381 So you think - was it his turn to go to the bank to get the - - -
- A Yes, it was.
- Q 382 - - - the \$150 out?
- A Yes, it was, because I did it last week.
- Q 383 He had the papers, where does he pick up the Sunday papers from?
- A He usually picks it up - the one by the - the railway station sort of, you know, just up - is it?

I don't know which one. I only know, you know, the one here.

Q 384 Yeah.

A Or he would sort of get it - get it from the newsagency across from the Potts Point post office and he, you know, always used to get, you know lottery tickets and stuff there and things like that as well.

Q 385 Does he get the papers every day?

A Yes, he always does.

Q 386 So what - what's his habits when he gets up in the morning? Does he get up, have breakfast and go and get the paper or go and get the paper - - -

A No, he - - -

Q 387 - - - come back

A He - he gets like in - like in a working day, he'll get up, he'll go out and have his breakfast, then he'll go in and have a shave and then have a shower and sort of, you know get dressed and he - he always left for work like early because he liked to get to work early - early and he used to sit down and relax and sort of, you know, sort out things, you know, for the day and he always used to call in here, like the newsagency here and get it on the way to work and sort of he'd sit at work and read the paper, you know, for a while.

Q 388 All right. Well, say on a weekend or like today a public holiday, what would he do on a day like that?

A He'd still get the paper and take it home and read it for - for a - you know, like an hour so he always used to just sit down and relax and read the paper and he'd have a cup coffee.

DETECTIVE SERGEANT ORCHARD:

Q 389 Was Ken a - have a violent nature, to your knowledge?

A No, never. We - he had an argument one night and he sort of hit me but it was just a little - you know, like a spur of the moment thing. He - he - he'd never lay a hand, you know, on anybody. Sort of that - sort of, you know, we had a big argument and sort of got pissed off with each other and sort of he hit me and I hit him so we sort of - - -

Q 390 Come out square.

A Yeah.

Q 391 How long ago was that?

A It was about 3 months ago. It wasn't - you know, nothing sort of to worry about.

Q 392 Mm. I noticed on the floor of the - the unit tonight there was a - a small black like a collar, a leather belt with studs on it.

A Yeah. That's - actually I'll tell you what that is 'cause I won't hold That's actually his cock ring. He was a bit, you know, into sort of body jewellery and stuff like that.

Q 393 Now, that was on the floor beside the bed. What - can you just explain the purposes of a - as you call it a cock ring? Is that a - - -

- A It was like a - a - a ring that fits around your testicles and the top - top part of your penis.
- Q 394 During sex or just - - -
- A Yes, he'd - he'd often wear it, you know, having sex or whatever.
- Q 395 And the condom would go over the top of that?
- A No. The condom just goes over your penis 'cause the strap just goes around sort of like the base of your testicle - well, actually it goes - it's hard to explain.
- Q 396 It's all right ... yeah.
- A It's sort of just like a collar that fits around like the top part of your testicles and like - - -
- Q 397 Was he into bondage or anything?
- A No way, uh-uh.
- Q 398 Nothing like that?
- A No way, Ken, uh-uh.
- Q 399 Did he have any other particular - traits he had that, you know, in - in - in his sexual habits?
- A No, nothing that I know of.
- Q 400 say that particular item, was there any other things he - means or - - -
- A No.
- Q 401 - - - instruments he - he may have used?
- A He might've used sort of like butt plug or something like that and that's all that I know of.
- Q 402 What about oral sex?
- A Well, he's - yeah, he - he - you know, he used to, you know, perform oral sex but he was mostly, you

know, just for anal sex he was and he - he - well, he sort of, you know, like used to give it as well as take it. Well, I hope I'm not upsetting you but - - -

Q 403 No, no, you're all right. No.

A - - - actually. I forgot, I'm not one to hide any secrets. I want, you know, just to know the truth.

Q 404 Now, getting onto the windows, is - is it dark in your flat during the day with the venetians down and all that or do you need the lights on during the day to see?

A No, 'cause I opened the venetian blind in the bedroom but when the sun comes over I close them because the sun, you know, is pretty strong that way coming through.

Q 405 You wouldn't have much privacy there, would you, with the people living opposite - - -

A No.

Q 406 - - - or anything.

A No, they definitely see, you know, through what was going on if we had the blinds up and the light on.

Q 407 What about the windows, do you normally them up?

A Ken used to like the fresh air but we always used to close them at night because it used to get pretty windy.

Q 408 Did Ken keep any other knives, any sort of - in the flat apart from the normal - - -

A Only the kitchen knives in - in the drawer that was

a - like a - a brown-handled one and it was about so long and then a little - sort of like a utility knife and it was sort of like - it's sort of like a little breadknife, you know what I mean?

Q 409 What, a serrated - - -

A Yes, serrated edge knife.

Q 410 But the brown-handled one, how long would you say that was?

A About - that would be about so long.

Q 411 That's including the blade?

A Yes, the blade as well.

Q 412 And what sort was that, a straight-edged one or a serrated one?

A That was a straight-edge one but the blade, it sort of had like a curve on it like that.

Q 413 And what was that used for?

A Just for cutting up, you know, like - like vegetables. That was the only time, you know, we used to use it.

Q 414 Did you keep it in the cupboard?

A Yeah, in the drawer, you know, like in - in the kitchen drawer where all the - like the cutlery's kept. That was the only two knives, you know, like the - for cooking we had because sort of just living in - here in Sydney we just bought the bare necessities, what we need. We sort of didn't worry about buying anything else.

Q 415 Do you know if he - you know when you're talking about all of this advertising in the thing, does he

- did he keep all the replies and the people that he wrote to?

A Yes. They were all in sort of a book in the bedroom and actually you're welcome to - to look through it. It's called - it's quite a large bundle but it's called Letters and it's only in - they're mostly all in there just from friends - - -

Q 416 Where - where would it be in the bedroom?

A That would be in the - like there's a bookcase thing and that's in the bottom one. I think it's in the second one along on the bottom. There's another two books in there as well I think. There's receipts where we used to keep - you know, like that, like the rent receipts and sort of, you know, like the electricity bills, the Telecom and Optus receipts.

Q 417 Do you know if anyone's got a grudge against Ken or - - -

A No.

Q 418 - - - or a grudge against you?

A No, nothing at all.

Q 419 You haven't had any - had quarrels with - with - with Ken over any other particular - - -

A No.

Q 420 - - - person that he's - he's

A Well, I used to get a bit peed off with him because, you know, he wanted to sort of, you know, be in with all these Asian guys and I sort of - you

know into that and sort of we often used to have a few, you know, disagreements but he said, "That's fine, you know, well, you know, I won't bring them back here, I'll go back to their place.

Q 421 Where did he find the Asian guys?

A Well, he used to like ... through the ads and sort of like, the gay, you know - you know, papers here.

Q 422 What about the other - just a casual relationship if you wanted a - a casual partner for the night being Asian, would he be able to just go? Was there any particular place he could go and meet someone?

A Most probably he'd - he'd just go into Pitt Street or, you know, like the sauna and that.

Q 423 But - but he wouldn't bring those home normally?

A No. He wouldn't bring them home, no way.

Q 424 The fellows that he has met, you're saying these Asian fellows - - -

A Mm.

Q 425 - - - is it sort of one of those situations where he may only be one night - - -

A Yeah.

Q 426 - - - stands with them?

A Yes, sometimes.

Q 427 has he - has he- has he sort of recorded their names?

A He was seeing - yeah, he's recorded their names and it's all in that - you know, like that - the diary

... ..

Q 428 Has he ever seen the same fellow twice?

A Yes, many times.

Q 429 Is he particular about recording names in case - in case of AIDS and all that so he really - he knows who he's been with?

A No.

Q 430 No, it's just for friendship

A Yeah, just a friendship thing. He sort of, you know, like writes their first name with their telephone number and that's it, you know, he sort of - - -

Q 431 Was he such a frequent visitor at the Pleasure Chest and all that that they know him by name?

A No, mh-mh. - - -

Q 432 So - - -

A - - - might go one every 3, 4 weeks - - -

Q 433 Right so, - - -

A - - - or something like that.

Q 434 - - -

A Yeah.

Q 435 Ken.

A No, nothing like that at all, no.

DETECTIVE SERGEANT WHITTLE:

Q 436 Does he - does he know anyone else that might have any relationship or friendship with anyone else in the - the apartments you live at down there?

A No, mh-mh.

Q 437 Don't know anyone?

A Nothing like that, uh-uh.

Q 438 Tell me this, it would appear on the surface from what we've seen tonight that - that been in the room maybe shortly before Ken's death, that there may have been sex with him. Now, between the time it would appear that you last seen him on the Friday - on - - -

DETECTIVE SERGEANT ORCHARD: On the Saturday. It was Saturday night at 10 pm.

A Saturday night at 10 pm.

DETECTIVE SERGEANT WHITTLE:

Q 439 Until you've - you've seen him - - -

DETECTIVE SERGEANT ORCHARD: Tonight.

DETECTIVE SERGEANT ORCHARD:

Q 440 Tonight.

A Mm.

Q 441 Would he be in a position just to ring one of his friends or would he be in a position - - -

A Yes.

Q 442 - - - to go and meet - - -

A Yeah, he'd be in a position to go and meet him or ring

Q 443 would he - would he be able to just go into one of the pubs and meet someone and bring them home?

A Yes.

Q 444 Would he do that normally?

A No, he wouldn't do that

Q 445 What would he normally do if he - if he was feeling - - -

A Well, he'd sort of go back to their place or, you know, he'd have sort of like - - -

Q 446 No, what I - what I'm getting at - - -

A - - - sex at the place where he meets them.

Q 447 - - - is if - if he was feeling as though he wanted a bit of company - - -

A Mm.

Q 448 - - - well, do you think he would normally ring someone that he knew - - -

A Yeah.

Q 449 - - - or would he just wander off and try and find someone?

A No. He - if he wanted - like, we have, you know, a heck of a lot of good - good friends, you know, here and sort of we ring them up and talk to them because sort of we're both in sort of this - it's sort of like a gay sort of like - you know, you meet other people. It's called the - a country network - - -

Q 450

A - - - and sort of you meet, you know, like a lot of sort of different gay people through that and we've been in that now for about 3, 4 years, we have.

Q 451 So really, he'd be more inclined to ring up a friend rather than - - -

A Yeah, just talk to them, than go out and sort of, you know, like have sex - - -

Q 452 - go into a bar somewhere on - say on the Sunday, going onto Oxford Street on the

Sunday - - -

A No, he doesn't go to bars, no.

Q 453 Well, say not bars necessarily. Say - say this scenario that he - on the Sunday he wandered up to Oxford Street to a coffee lounge - - -

A Yeah, or - - -

Q 454 - - - and would - would he meet someone at a coffee lounge and go home with them?

A No, he wouldn't do that, no.

Q 455

A It's not in his nature to do that.

Q 456 Would he be the sort of person that might frequent toilet blocks in parks?

A He - he - he may - you know, he has in the past time 'cause I caught him there a couple - you know, like once and I sort of, you know, got - you know, I was a bit dubious, you know, "Well, where the bloody hell is he?" so I sort of like - I knew he was going to some place so I sort of - I caught him there one day and sort of - - -

Q 457 Where at?

A At the Wynyard train station there at the toilet block there.

DETECTIVE SERGEANT ORCHARD:

Q 458 What - what would make you go there?

A I just dunno. Sort of - sort of, you know, just wanted, you know, sort of stray sex or whatever.

DETECTIVE SERGEANT WHITTLE:

Q 459 Is that - is that - - -

DETECTIVE SERGEANT ORCHARD:

Q 460 you find him but? How would you find him there?

A Well, I just - I just sort of - you know, I had a funny feeling, you know, you know, he was gonna go there so I sort of - I didn't actually follow him but I sort of just bumped into him by mistake while I was there 'cause I sort of, you know, had to go to the toilet. I sort of don't go to those places for those sorts of things.

Q 461 So it's a known haunt for homosexuals there?

A Yes, it is.

Q 462 And what about Centennial Park ...

A No, he never ever goes there.

Q 463 He didn't go to Centennial Park.

A No.

DETECTIVE SERGEANT WHITTLE:

Q 464 How long ago was that down at Wynyard?

A Gawd, about 6 months ago.

Q 465 Right.

A Might've even been more.

DETECTIVE SERGEANT ORCHARD:

Q 466 And what - what would be his normal practice there, do you think? He'd bring someone home from there or - - -

A No. He wouldn't - he wouldn't do anything like that.

Q 467 So the sort of people he brings home are more - more likely to be the people he meets through this

publication?

A Yeah, but, you know, like we've always sort of - both of us has always been there 'cause sort of we've had like this agreement, you know, not - not to take back anybody on our own. We have to be both there.

Q 468 Why - why has that agreement been - - -

A Well, sort of it's just something that we had, you know, just to say, you know, "Well, you're not, you know, you're not allowed to bring back somebody here, you know, on your own, you know, we both have to be here," 'cause it's sort of like, you know, our place where we sort of live and that.

Q 469 Did you think that when - when he told you to stay with NP214 on Saturday night that he was going to look for a sexual encounter

A No, he didn't say anything at all because he said he was tired and he was gonna go home to bed.

Q 470 No, no, but when he told you to stay over the next 2 days do you think he would've - - -

A Yeah, he may - - -

Q 471 - - - he - he was looking - - -

A - - - have done.

Q 472 - - - for someone then?

A He may have done ...

Q 473 But you - you never - never had any signs?

A No, I never ever had any signs, nuh.

Q 474 Just going back to what we said this evening. There was three used condoms around the bathroom.

- A Was there?
- Q 475 What would that indicate to you, especially the three?
- A Well, most probably Ken - Ken may have had sex with him twice and maybe the other person who was there had sex with him as - as well. I just don't know.
- Q 476 See, I'm just trying to picture the scenario.
- A
- Q 477 Like, you said Ken usually only climaxed once a night.
- A Mm.
- Q 478 It could be three people or - - -
- A I don't - I don't think he'd sort of, you know, do anything like that with three people, not on his own. Maybe one person there but not, you know, like three. Like that- that - that to me - that wouldn't be Ken at all.
- Q 479 But he was - he was with you and the other [REDACTED]
NP214
- A Yeah, but see, that was sort of, you know, like - like - - -
- Q 480 'Cause he knew you.
- A He knew me and NP214, you see, sort of but he wouldn't take two guys back there at the same time.
- Q 481 All right. Just - just after you - you - you'd left the unit the night after discovering NP214 there - Ken there - - -
- A Yeah.

Q 482 - - - what means did you use to - to leave the building?

A I sort of, you know, bolted the deadlock and I just ran down to the lift and pushed the button to go down and I just sort of like - like run out of the building. I - I rang up - - -

Q 483 Was the lift - lift on the - on the floor when you pressed - - -

A No, I had to wait a little while and just I - I started to panic 'cause it wouldn't hurry up and get there and sort of it did get there eventually and I sort of went down and - right to the - like the main entrance and sort of ran out of the building and ran up to the - the - the Kings Cross train - police station and sort of told them what happened.

Q 484 All right. You can't think of anyone else or - - -

A No.

Q 485 - - - or anyone else who may've - has Ken got any relatives in - in New South Wales

A No, nobody at all. They were all in sort of Adelaide.

Q 486 There's no other friends that you - you could think of that might just call in and pay him a visit occasionally who knew both of you people and - - -

A Yes. Like 1282 at Petersham but 1282 very, very rarely ever came around sort of. 1282, you know, like busy doing other things and - and sort ... like another - a very good friend of ours

called [1301] - [1301] lives in behind sort of the station here. I think it's in that building, is it called Winston or something down here? I don't know but [1301] name's [1301]. I can't tell you [1301] phone number but all - [1301] just - surname is [1301] and [1301] often, you know, came around but all they did was play cards or, you know, we'd go around to [1301] place and play cards and that's about, you know, like - or whatever. You know, there was no sexual thing there at all.

Q 487 When - when you and Ken were having sex at your place did you turn the lights off or do you have 'em on dim?

A We have them on dim, yeah.

Q 488 So it's normal for them to be the way they ...
... - - -

A Yeah, definitely, yeah.

Q 489 - - - yeah.

DETECTIVE SERGEANT WHITTLE:

Q 490 So you're saying tonight that when you got the - the - you didn't touch anything apart from the light switch?

A Just the - the light switch and the door handle to go out.

Q 491 The door handle. So there's not another thing touched?

A No.

Q 492 You dropped your bag there. Can you just estimate to us in either seconds or minutes how long you may

have been - - -

A It may have been 45 seconds, not even that.

Q 493 So it just - what you're saying it's matter of switching a light on, walking in, going in - ... the bedroom, seeing the - - -

A Yeah, just turned around and seeing Ken on the floor - - -

Q 494 Ken on the floor.

A - - - and like the - the blood like - - -

Q 495 Looking into the kitchen - - -

A Kitchen; and I just sort of took off.

Q 496 Not touching anything?

A Nuh.

Q 497 Not touching Ken?

A No way.

Q 498 The TV wasn't on?

A No, it was all in dark, you know, like everything was all switched off. I didn't even like - - -

Q 499 Didn't hear any music?

A - - - see if the TV was on or not because I just sort of just zoomed out

Q 500 Did you call out to him when you went in?

A No, I didn't.

Q 501 Did you think he was there because - - -

A Yeah, well, I thought he may - - -

Q 502 - - -

A - - - have been there, you know, just laying down or, you know, watching TV and I - as soon as I walk through the door he - he always yells out, "Hello,

how are you?" and sort of - but there was nothing tonight and I thought, you know, maybe he might've just popped out and sort of - - -

All right

DETECTIVE SERGEANT ORCHARD:

Q 503 There's nothing else at this stage but we may - may at a later stage and we're - we're to assist us. What we intend to do is make - - -

A

Q 504 - - - an examination of the scene shortly and what-what we'd like maybe your assistance if you could - - -

A Yeah.

Q 505 - - - and probably to identify things that we might be able to identify.

DETECTIVE SERGEANT WHITTLE:

Q 506 We'll also need to get - have you ever had your fingerprints taken?

A Yes, I have.

Q 507 In New South Wales?

A No way.

Q 508 It's just that we'll need a set of elimination fingerprints to - in case we find fingerprints at the scene, we'll be able to eliminate your fingerprints then.

A Yeah, that's fine with me, yes.

Q 509 Is that all right if we do that tonight?

A Yes, no worries.

Q 510 Is it all right as well if we take a hair sample

from you?

A Yeah, go for it.

Q 511 Because there's a number of things that it would appear are in the flat and we just don't want them to get confused with we want to compare so we can eliminate - - -

A There's - there's most probably my hairs on, you know, like - like the pillow and that on the bed - - -

Q 512 On the pillows there,

A - - - and maybe on the lounge, you know, like the head thing on the lounge.

Q 513 Maybe if we can get some head hair and pubic hair from you, we might be able eliminate - - -

A Yeah, that's fine.

Q 514 Is that all right?

A I don't mind.

Q 515 Okay. Well, we'll arrange that shortly.

A Do you mind if I ask you one thing? How actually did he die, you know, sort of I'm - I'm - it's funny but I'd just like to know how he died.

Q 516 All right. Well, we'll just conclude this interview and then we'll - - -

A Yeah.

Q 517 - - - we'll discuss that with you, all right?

DETECTIVE SERGEANT ORCHARD: All right. The time is now 10.45 pm. The interview's concluded.