

New South Wales Police

P.190

v2.5

STATEMENT in the matter of:
Kenneth BRENNAN.

Place: Kings Cross

Police Station

Date : 16 June 1995

Name:

NP189

Address:

Whitton.

Tel. No.:

Occupation: Truck Driver

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 39 ([REDACTED] 56) years of age.

3. I have lived in the [REDACTED] area all my life and have been living in [REDACTED] for the past seven years. I live there on my own and have my kids on the weekend. I have a boy [REDACTED] and a girl [REDACTED] from my marriage. I was married [REDACTED] and the marriage lasted seven years. I have been working for [REDACTED] and have been employed with that company for the past 21 years. I am a homosexual and have been for the last eight months.

4. I am a member of Country Network and this is a program where you are able to meet people when you are travelling throughout Australia. I have been a member for about 6 months and I have registered my name and address with the company.

5. In the beginning of May last year, Ken contacted me by

Witness:



Signature:

NP189

Page No: 2

P.190A.

STATEMENT (continued) in the matter of: Kenneth BRENNAN.

Name: NP189

phone through a friend in the Network, I282. I282 had told Ken to stay at my place. I invited Ken to stay as he was doing a teaching job in the Griffith area. He arrived on a Thursday I don't know the exact date. He arrived at 6.00pm in the evening, we talked for a while, had sex and then had dinner. Ken was a bit pushy and made the first moves. He slept with me for the night, we had more sex during the night and he left at about 7.00am the next morning. He had arrived by hire car the night before and left in his hire car.

6. During the time I was with Ken he spoke about his partner NP215 and how they had an open relationship. Although it was only on Kens side, NP215 wanted a closer relationship, like being married. Ken was very sexually active for his age, not forceful at that stage.

7. The next night when I was at home on the Friday, I got a phone call from I think it was NP215 and I a little bit guilty, I was surprised that he had rung. He said that Ken had said he enjoyed staying at my place and said that if I was coming to Sydney that I would have to stay at their place. I had a conversation with NP215 of a sexual nature and we spoke about what they (Ken/NP215) wanted me to do when I was at there place. They were interested in having a threesome with me, but I am not into that time of ^{NP189 type} thing. I just usually have one partner. The conversation on the phone lasted for about 1 hour.

8. Between that time and when I came to Sydney I probably spoke to both Ken and NP215 on the phone about ^{NP189} 4 times. I have rung them on occasions and they have rung me. I have not seen them at all since seeing Ken.

Witness: Signature: NP189

Page No: 3

P.190A.

STATEMENT (continued) in the matter of: Kenneth BRENNAN.

Name: NP189

9. I had arranged a holiday from work, I took two weeks holiday and decided to come to Sydney. Before I came to Sydney I rang several men from the network, to make sure the arrangements to stay were all right. I had made arrangements months before. I can't remember who I contacted. I arrived on the 31 May, 1995, which was a Wednesday and Wayne picked me up from the airport I went and stayed with Wayne [REDACTED] at Mortdale. I can't remember his exact address. I stayed with [REDACTED] Thursday and Friday and on Saturday morning the 3 June, 1995, [REDACTED] took me to David [REDACTED] at Stanmore. I was supposed to stay with him for two nights, but he scared me a lot. So I rang 1282 and 1283 and asked them to pick me up the next day. David was into strange things, he was into whips and bondage and I wasn't attracted to him. I didn't have sexual contact with him and I just wanted to get out his place.

10. 1282 and 1283 came and picked me up about 1.00pm the Sunday the 4 June, 1995. They drove me around Sydney and showed me some places. We visited a friend in hospital. Then they took me to another guy's place at North Parramatta, his name was Barry [REDACTED]. I can't remember the address. He was a good person, I got on well with him and we had sexual contact. I stayed with him Monday the 5 June and I left on Wednesday the 7th. In the morning of Wed. 7th I caught the train to Kings Cross and walked down to 1301 place in [REDACTED]. I spent the day with 1301 and he took me to a sauna in Oxford street, I don't know the exact name. I was only with 1301, we attempted to have sexual contact but I was just too uncomfortable. We left and walked around Oxford street for a while and then we went back to 1301 Place.

11. When I was talking to NP215 earlier in the week I had

Witness: Signature: NP189

Page No: 4

P.190A.

STATEMENT (continued) in the matter of: Kenneth BRENNAN.

Name: NP189

arraigned to go to His and Kens place around 5.00pm. NP215 phoned up and I301 to see if I was on my way and what was going on. I was with I301 at the window and Ken phoned up and said where is NP189 NP215 has been waiting down stairs at their apartment for 20 minutes. So I301 walked with around to NP215 and Kens place with me. We walked to the front entrance and I301 spoke to Ken on the intercom. The door opened I301 left and I went up the elevator and got out on the fifth floor. Ken met me in the hallway. Ken wearing black trousers and a white shirt. We went into the unit, NP215 showed up a little bit later and I met NP215. It was about 5.30pm when I met NP215. The three of us had a drink, Ken and I had a bottle of wine and NP215 had a can of Southern and coke. We talked for a while, Ken was cooking tea and said that we all had to take our clothes and have tea in the nude.

14. So we all clothes off, Ken had made some sweet and sour chicken and rice and we all sat and ate it in the nude. Ken and I kept drinking wine through dinner. The main topic at dinner was sex. Ken made a lot of suggestive remarks about wanting to screw me and would'nt take no for an answer and about the three of us sleeping in the same bed for the night. NP215 wasnt happy about ken making moves on me, not because of their relationship but because he could see I was getting pissed of about it. I didn't really want to have sex with Ken.

15. I was not drunk at this time, neither was Ken or NP215 we went into the bedroom. I found that I related to NP215 better, and became obvious to Ken that I was not interested in him. I had a bit of oral sex with NP215 and Ken was trying to join in. Not much else had happened at that stage, Ken got out of bed and went into the kitchen to do deserts and me and NP215 stayed in

Witness: _____



Signature: _____

NP189

STATEMENT (continued) in the matter of: Kenneth BRENNAN.

Name: NP189

bed and as soon as Ken left I felt a lot more relaxed with just one person. Then Ken got annoyed because he said, deserts were ready and we were still in bed. So we got up out of bed and all sat at the table and had desert in the nude. Then the phone rang and it was some guy they knew, I think they have sex with him every now and again and they were telling him to come down while I was here. Ken said to the guy if you come down to see NP189 we will disappear for a while. But then he wanted to change it to a foursome and I think that is what was on his mind from the start. The arrangements on the phone by Ken were made for the Tuesday night (13 June, 1995.)

14. I think then Ken rang another named NP214 Ken spoke first and then NP215 stayed and talked to him in the bedroom on his own. Then when NP215 came out of the bedroom I could see he was upset. I don't know what it was but he started bashing plates around and then him and Ken had a domestic over who does all the chores in the house. Then everything calmed down and we were going to bed for the night. The three of us got into bed, I was in the middle we were still all naked. I had told Ken that I was'nt interested in sex and that I was prepared to sleep in the floor on the lounge room and he said I couldnt do that because they didn't have any blankets for me. When we were in bed I faced NP215's side and I was cuddling him and everything sort of started from then, Ken waited till NP215 and I got a bit excited and then he joined in, we all had oral with one another. I would kiss NP215 but I would'nt kiss Ken or touch him that much. Ken was always going on about anal sex all the time. He then done it to NP215. I then had anal with Ken, I mean I did it to him. I hated it I just wanted to stop. I did not ejaculate this time.

Witness: Signature: NP189

Page No: 6

P.190A.

STATEMENT (continued) in the matter of: Kenneth BRENNAN.

Name: NP189

16. I sort of think of Ken as pain because he gets of giving pain to people, like he would grab and squeeze your nipples, I had to tell him to not grab me because ^{NP189}he was so sore. Even NP215 would say to him stop being so rough. I think they could see that I was not all that interested and it just sort of stopped, I don;t know whether they came or not. We just rolled in to sleeping position and I just cuddled up to NP215 Ken rolled over to me and touched me and I wasnt very nice and shrugged him of a bit. The next thing he got up and went and slept on the floor in the lounge room.

17. The next morning about 6.30am Ken got up and he was getting ready to go to work. He went and had a shower, he came out and was getting dressed in the lounge room kitchen area, NP215 and myself we started touching one another again. NP215 started doing oral to me, Ken walked back in, he said something like "Oh good" he pulled his jocks down and started playing with himself, and then he reached over and started touching me and NP215 then i think he realised I was not interested and he made a nasty comment to me that he was annoyed and walked into the lounge room, got dressed and went. I didnt see what he was wearing.

18. NP215 and I just touched after that for a while, and NP215 said we better get ready to go, and he told me that I could stay. I was to come back that night, NP215 had got a set of keys cut for me. He got them before I came, some of the keys were cut with that different coloured stuff, the main one for the door I think that was an original one. NP215 gave me the set of keys. There was at least four keys on a key ring with something on it I cant remember it really. NP215 told me I could stay but I told him that I wanted to go to 1301 s.

Witness: Signature: NP189

Page No: 7

P.190A.

STATEMENT (continued) in the matter of: Kenneth BRENNAN.Name: NP189

19. I phoned I301 up between 7.30am and 8.00pm. to tell him that I was going back to stay at his place. Then NP215 and I left the unit, NP215 was going to Kings Cross station, and we walked dow to opposite I301's place near the station, had a kiss and he went to the station. I went to I301's place buzzed the buzzer I went in and went to his unit number I301. I301 met me at the door. I told I301 about th horrible night I had had. I told him the whole story about the other bloke coming and I didn't want to be involved in it. Like if I don't like a threesome I wouldn't like a foursome. I also told him about the friction between NP215 and Ken and how Ken told me earlier that he think he wanted Ken and NP215 to go there separate ways. I told I301 all about this and about how I feel uncomfortable and he told me that the best thing would be not to go back.

20. It was about between 8.00am and 9.00am in the morning, so I301 and I went to bed and we touched and fondled each other for a while, then I decided that I would go out with I301 that night to stronghold. We stayed in bed for a while then we got up and discussed the evening. I phoned Ken at work and told him that I was going out with I301 that night. Ken wanted to know what time I would be getting to there place and I told him that I would not be staying at their place that night. Ken just said O.K. and put the phone down.

21. Then that day I301 and I went around the city, I301 went to the Westpac bank in Oxford Street, then he paid the electricity bill at the head office, then in the afternoon we went to Sydney University for a swim, then we were coming home and we got to Kings Cross Station, I301 thought some bloke was eyeing him off, so he said to me that he was going to walk of on his own and see what happens, so I went down the escalator and

Witness: _____



Signature: _____

NP189

Page No: 8

P.190A.

STATEMENT (continued) in the matter of: Kenneth BRENNAN.

Name: NP189

when I got down the bottom, I saw Ken and NP215 they were coming down the escalator behind me. We stopped and talked at the bottom, NP215 was friendly, Ken was stand-offish and they wanted to know where I301 was and I said, trying to get on with this other guy. Ken asked if I had their keys on me and I said, no, and he said, well I want them back, NP215 said there was no hurry but I think Ken realised I was not coming back.

22. I told them if they want the keys they have to come to I301's unit. Then I301 met up with us and we walked to his unit. We went upstairs, while we were in there. No one spoke much it was a bit stand offish. I301 offered them coffee. Ken refused. Then I got the keys and I gave them to Ken. Then Ken turned around and walked out the door. NP215 kissed me and I301 goodbye, Ken saw that and walked back in, he gave I301 a kiss and walked back out. It was around 5.00pm when this happened.

23. I had a lay down for a while and then I got up, I301 was there all the time. Then we had tea and about twenty to nine I301 and I went to the stronghold. I301 was with some group called the dolphins, they are into leather. I wasn't into them, so I went to the other side of the bar where there was more people like. I301 and I had come to an arrangement that he only had one bed and the problem he would have if he brought someone home, so I said I would find somewhere to stay for the night. So I went with the aim of being picked up or picking someone up.

24. I talked to a few guys and I spotted a guy about 10.00, that I liked, but had'nt had enough drinks to approach him. Then he disappeared for a while, I went to the toilet and when i came back the same guy was standing where I was standing. So it was about 2.30am I went and started talking to him. He said what are

Witness: Signature: NP189

Page No: 9

P.190A.

STATEMENT (continued) in the matter of: Kenneth BRENNAN.

Name: NP189

you doing tonight and I said, I was looking for a bed. He said I could come home with him. So we left about 2.35pm, I don't know this guys name, all I know he has been in Australia for seven weeks, hes a pom and he works at South Sydney Leagues. He was short and stocky, very pale, about 40 but looks older, very broad accent. So we went to his place in Surry Hills. We went to bed together he wanted anal with me and I told him that I only give it I don't take it. I was about to have anal with him and he was sniffing some stuff in a bottle and he said, it relaxes him. He offered it to me but I was'nt to sure at first, then I started having anal with him, then I slipped out and then he had a sniff of that stuff and I thought what the heck I will try it and when I tried it, I just went dizzy in the head and lost all desire to have sex. Then he wanked himself off. Then we went to sleep. I had a restless night,we got up the next morning, I had a bad hangover I think I might have been still drunk. We had some coffee. He got aroused so I done oral on him. I told him I did not want anything done back to me. I did'nt get his phone number or anything.He left to go to work at about 10.00am.

25. I phoned 1301 up and he told me how to get home, so I walked back to 1301's place, it took me about thirty minutes. I got back to 1301's place, he was home, he let me in and I went to sleep. I slept on and off all day, 1301 was home he went out a few times. I was to sick to take any notice. I went for a walk that afternoon and I bough t some t-shirts in Oxford Street, in the Don't panic shop.I went back and 1301 had earlier given me some keys so I let myself in. I had another lie down, 1301 and I cuddles on the bed for a while. Then he got ready because he wa going out to dinner. I think he left before seven, then I got ready and I phoned up 1282 and 1283 to see what time they were coming to pick me up. They came around about 8.00pm and I was

Witness: _____



Signature: _____

NP189

Page No: 10

P.190A.

STATEMENT (continued) in the matter of: Kenneth BRENNAN.

Name: NP189

waiting downstairs I had left 1301 keys inside. I waited downstairs. 1282 and 1283 showed up around 8.00pm, then we went to Oxford street and had dinner at a chinese smorgasbord in Oxford street, then we walked around the street and they were dressed up in bib and brace overalls and one had a pink hat and one had a blue hat. 1282 is a bit of an exhibitionist and then we went to the party. That was the hand in hand party at the showground. It was \$45 a ticket, I kept the ticket as a souvenir. There was a lot of people there, I didn't see Ken or NP215. I stayed at the Party until 7.00am. Then we went back to their place at Petersham. I had breakfast and went to bed, then I got up at about 3.00pm in the afternoon. Just hung around, talked and got ready, they take ages to get ready.

26. About 6.00pm we drove in town and parked at the stronghold, we went and had tea at the stronghold, we met a guy from Melbourne his name was David. Then we went from there to I think it was the Burdekin in Oxford street, I'm not sure I know it started with a B, stayed there for one drink, then we walked to the Flinders Hotel, stayed there twenty minutes. 1282 1283 and I left the Flinders Hotel and Dave stayed and we went to Malcolm [REDACTED] house, in Petersham, I don't know the address but its not far from 1282 and 1283. We got there about 8.00pm, we had coffee and [REDACTED] showed us his literature books. 1301 phoned up and we talked to him for a while and about 11.30pm 1282 and 1283 said they were going. They left about midnight and they gave me the keys to their place. Malcolm and I talked for an hour then we had sex, we both came. He was very nice he taught me a few tricks. We finished having sex at quarter past three, then we had a shower and he walked me back to 1282 and 1283 about 3.30pm.

Witness: Signature: NP189

Page No: 11

P.190A.

STATEMENT (continued) in the matter of: Kenneth BRENNAN.

Name: NP189

35. When I got inside I went to bed and slept till about 10.00am the next day, got up and David from Melbourne was there, I282 and I283 got up then. We had a late breakfast. About 12.30pm we left the unit, we picked [REDACTED] up, went to a dutch guys place near Petersham and we started eating about 2.30pm and finished about 4.30pm. We left we dropped I283 off in Kings Cross for his singing lessons, then they dropped me at I301, and they decided to all come up to I301. So we went into I301 apartment, I301 went down and posted a letter. I left I301 with David and we went and had a beer at the Sportsman Bar. I made some phone calls and walked back to I301 unit. Then I282, Malcolm and David left and I was there with I301.

36. About 6.00pm I301 went to band practice, I walked down to the take away in Victoria street and got something to eat, then I went back to the same pub, and telephoned my mother and then I phoned my two kids. Then I walked back to I301 and phoned a girlfriend at Miranda, her name is Lee Riley. I talked to her for a while and I301 came in about 9.00pm. He watched the news he had videoed and we went to bed.

Witness: _____



Signature: _____

NP189

Witness: _____

Signature: _____