

New South Wales Police

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STATEMENT in the matter of:  
Death of Kenneth BRENNAN

Place: Motor Unit, M.C.S.S.

Date : 19 January 1996

Name: Graham John ORCHARD

Address: Motor Unit, Major Crime Squad, South Tel. No.: [REDACTED]

Occupation: Detective Sergeant of Police

STATES:-

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

2. I am 46 years of age.

3. About 5.40pm on Monday, the 12 June, 1995, in company with Detective Sergeant Whittle, I attended the Kings Cross Police Station where I spoke to Sergeant Shields. He informed me that at about 5.30pm, a man named [REDACTED] NP215 had attended the Police Station in a distressed state to report the finding of his flatmate, Kenneth BRENNAN fatally wounded at their dwelling situated at [REDACTED] Onslow Street, Elizabeth Bay.

4. I then went to the Victim Care Room of the Police Station where I briefly spoke to [REDACTED] NP215. He was visibly upset. There were no obvious signs of injury to his person nor were there any obvious foreign stains or damage to his clothing. Shortly after, with Sergeants Whittle and Shields, I went to the [REDACTED] of [REDACTED] Onslow Street, Elizabeth where I spoke to Constables O'Riordon and Jones who were standing outside Unit

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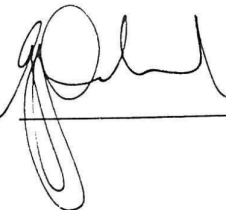
██████ Both advised that on their arrival at 5.40pm, the door to the premises was closed and unlocked as was the security door. They had opened both doors and saw the lower portion of a naked male person on the floor at the end of the hallway. They did not enter the unit nor did any other person prior to my arrival.

5. I then opened the door to the unit and I could see what appeared to be blood smeared on the walls of the hallway. There appeared no visible signs of any forced having been occasioned to that door. I entered the premises and stopped at the end of the hallway where I clearly saw the full naked body of Kenneth BRENNAN lying on his left hand side facing the living room window with the upper portion of his body directed at the kitchen area and with his legs extended to the entrance of the bedroom. The deceased was covered in blood and I could see a blood filled sponge resting on his neck. From where I stood, I could see the living room/dining room and a bedroom and in both of those rooms, I saw that there was a large amount of blood about the floor and walls. I then retreated from the dwelling.

6. I then caused the attendance of personnel from the Crime Scene Unit, Fingerprints, Video Unit, Photogrammetry as well as the Government Medical Officer, Dr. Bradhurst. I also arranged for an immediate canvass to be carried within the building and neighbouring buildings. Whilst waiting for the arrival of these persons, I assisted in a canvass of occupants within ████████ Onslow Avenue, predominately persons on the same level and directly below on level four. None of those persons I spoke to that evening were able to offer any information which assisted in the investigation of Mr. BRENNAN's murder.

Witness: \_\_\_\_\_

Signature: \_\_\_\_\_



STATEMENT (continued) in the matter of:

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7. About 8.50pm the same date, in company with Detective Sergeant Whittle, I went to [REDACTED] Fullerton Street, Woollahra where I saw and spoke to [NP215] and [NP214]. Both of these men then accompanied Detective Whittle and I to the Detectives Office of the Kings Cross Police Patrol. [NP214] was interviewed and a statement obtained from him by Detective Senior Sergeant Walsh whilst Detective Whittle and I interviewed [NP215] by way of Electronic Interview. [NP215] informed Police that he had known the Deceased for about four years having lived with him in the form of a de-facto homosexual relationship both in South Australia and Sydney for about 3 of those years. He informed Police that he and the deceased had visited the home of [NP214] about 7.30pm on Saturday, the 10th June, 1996. The three men had engaged in homosexual activities and the Deceased had left about 10.30pm the same evening to return to his home. [NP215] remained with [NP214] until leaving his home about 5pm on Monday, the 12th of June, travelling by train and foot to his home in Onslow Street arriving about half an hour later. He believed the security door was unlocked but used his key to unlock the unit door. He stated that he walked down the hallway noticing the lights in the living room were dim although he did not see the body of BRENNAN at that time in that room. He went into the bedroom and placed his carry bag on the floor. He noticed the room in disarray with blood on the bed sheets. He also noticed the phone disconnected on the floor besides the window side of the bed. He then turned and walked into the living room when he saw BRENNAN'S naked body covered in blood. He also stated that he sighted blood on the floor of the kitchen. He stated that he did not touch any object apart from a light switch in the living room nor did he touch BRENNAN'S body.

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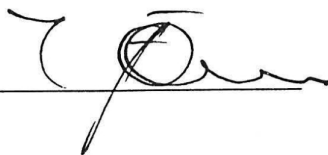
8. **NP215** told Police that he then left the unit and ran to the Kings Cross Police Station where he spoke to Police on duty and informed them of what he had just observed.

9. During the interview, **NP215** also outlined other known associates of the Deceased as well as his social and personal habits. **NP215** also consented to the obtaining of blood and hair samples which was arranged and subsequently carried out by Dr.Moynahan.

10. With Detective Sergeant Whittle, I later returned to the home of the Deceased and conferred with Detectives Tayler and Loone. At the completion of the scientific examination of the dwelling and the removal of the Deceased, I made a closer examination of the rooms within the premises. I examined a pair of blue denim jeans which were on the floor of the bedroom and found a black leather wallet. This wallet contained a number of personal papers and credit cards belonging to the Deceased including a State Bank bankcard number [REDACTED]. I also took possession of some receipts and telephone accounts which had been in the living room. All were taken possession of and later handed to Detective Thurtell of the Homicide Unit of the Major Crime Squad.

11. The investigation was placed under the control of the Homicide Unit and assistance was given to that Unit by the Kings Cross Detective Staff.

Witness: \_\_\_\_\_



Signature: \_\_\_\_\_

