



NSW POLICE FORCE

P190B

Version 4.2 (07/05)

STATEMENT OF POLICE

In the matter of:	Police Vs Moses KELLIE
Place:	Mascot
Date:	11 February 2010

Name:	Scott JOHNSON	Tel. No:	.
Rank:	Detective Senior Constable		
Station/Unit:	Sydney		

STATES:

1. This statement made by me accurately sets out the evidence that 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 will be liable to prosecution if I have wilfully stated in it anything that I know to be false, or do not believe to be true.
2. I am 40 years of age.
3. On Saturday 3 October 2009, Strike Force Annand conducted a canvas of Centennial Park between 4:30 am and 6:00 am. In company with Plain Clothes Constable SMITH we were situated on Grand Drive adjacent McKay Oval Centennial Park. I established a mobile Command Post at this location.
4. Whilst at the Command Post, I observed Moses KELLIE in company Detective Sergeant BISHOP approach the command post from McKay oval. KELLIE and Detective Sergeant BISHOP attended the command post, where Detective Sergeant BISHOP had a conversation with KELLIE. I conducted a frisk search of KELLIE and then gave him a cigarette, which he was requesting. Detective Sergeant BISHOP and I followed KELLIE across McKay Oval and Mission playing fields to the sand stone pavilion situated off Park Drive between Busby Pond and Randwick Pond.

Witness:

Olivia GILCHRIST
Senior Constable
11/02/2010

Signature:

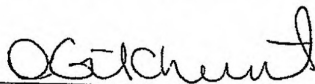
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5. Whilst in the Pavilion, Detective Sergeant BISHOP had a conversation with KELLIE about where he slept. Detective Sergeant BISHOP and I followed KELLIE back across the Mission and McKay Oval, across Grand Drive to an area adjacent to Anzac Parade and Alison Road, Kensington. There KELLIE indicated a large tree, beneath the foliage of that tree, I saw a quantity of soiled clothing scattered about, a number of film canisters, various papers and food packaging. I seized these film canisters as exhibits. To the south west of that tree, I saw a number of other trees, KELLIE also indicated a wooden park bench placed on top of a wooden board as where he sleeps. Detective Sergeant BISHOP, Kellie and I returned to the Command Post. Detective Sergeant BISHOP had a conversation with Plain Clothes Constable Smith and I (*in relation to obtaining a statement from KELLIE*). Plain Clothes Constable SMITH and I conveyed KELLIE to Maroubra Police Station where I obtain a typed statement from KELLIE.
6. On Saturday 17 October 2009, between 4:30am and 6:30am Strike Force Annand conducted a second canvas this time targeting the major entrances and exits to Centennial Park. Following that canvas Detectives from Strike Force Annand and Eastern Beaches Detectives commenced searching Centennial Park for KELLIE.
7. On Saturday 17 October 2009, Plain Clothes Constable HICKS and I were conducting foot patrols around Busby Pond, when I sighted KELLIE, along the walkway of Busby Pond. Plain Clothes Constable HICKS and I gathered in a covert position and conducted surveillance on KELLIE. I short time later Detective Sergeant BISHOP in company with Plain Clothes Senior Constable LEWIN and Plain Clothes Constable COBBY arrived at my location. I had a conversation with Detective Sergeant BISHOP on the unpaved pathway that runs along the southern bank of Busby Pond. Whilst I was speaking with Detective Sergeant BISHOP, I indicated to him a row of foliage on the northern side of the path is where I last sighted KELLIE. That foliage obscured the view of Busby Pond. Coming from within that foliage I could hear music. I also saw a wire extending up into the vegetation. I looked for an entry point through the foliage but could find none. With Detective BISHOP and Plain Clothes Senior LEWIN, we separated some foliage and climbed down a 1.5 meter embankment to the foreshore of Busby Pond. To my right (east) I saw drain pipe opening

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into Busby Pond. In front of that drain pipe I saw a large quantity of what appeared to be rubbish including food packaging, bottles and various other items. Sitting in the entrance to the drain pipe was KELLIE who was reading a pornographic magazine and drinking from a VB bottle of beer 250ml.

I said, "Moses remember me, I am Scott Johnson from Maroubra Police Station."

Kellie said, "Yes" and stood up.

I said, "This Is Sergeant Bishop."

8. Detective Sergeant BISHOP said, "Take him to the top and conduct a search of him."

I placed Police Crime Scene Tape around the whole area, preventing access to the public. Plain Clothes Senior Constable LEWIN, Plain Clothes Constable HICKS and I took KELLIE to the top of the bank and conducted a searched on him. I climbed back down to the camp site where Detective Sergeant BISHOP was standing. I saw on the western side of the drain pipe a pair of brown leather sandals and three black handled knives. I then looked into the drain pipe and saw what appeared to be a sleeping bag and a number of back packs. I returned to Maroubra Police Station where I obtained a number of items of equipment including a video camera, exhibit bags, gloves and disposable overalls. I then returned to Centennial Park.

9. About 12:30pm Detective Sergeant BISHOP had a conversation with KELLIE in my presence. Following that conversation KELLIE, Detective Sergeant BISHOP, Plain Clothes Senior Constable LEWIN, Plain Clothes Constable HICKS and I went to the men's toilet situated in the Mission Playing fields. There Plain Clothes Senior Constable LEWIN, Plain Clothes Constable HICKS took possession of KELLIE'S clothing. Each individual item of clothing was placed in a paper evidence bag and Plain Clothes Senior Constable LEWIN recorded each item on Property Seizure/Exhibit Form B02261. That conversation and seizure of KELLIE'S Clothing was recorded electronically by myself

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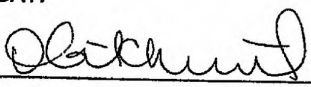



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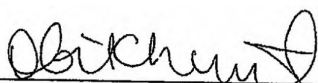
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**EXHIBIT: I now produce copy of electronic recording
search of KELLIE**

10. About 12.55 pm Detective Sergeant BISHOP and I climbed back down the embankment and surveyed the campsite. I electronically recorded the campsite using a digital video camera. Detective Sergeant BISHOP and I then commenced looking through the property. I picked a black/blue high sierra brand back pack and remove an iphone from the black/blue high sierra brand back pack. At that point Detective Sergeant BISHOP stated the campsite was to unhygienic; Both of us saw many of the items in the campsite were infested with spiders.
11. Detective Sergeant BISHOP and I climbed back up the embankment and using the police radio I requested assistance from the Police Rescue Squad and Crime Scene Unit.
12. About 1:45pm Senior Constables BENTON and WARING from the Police Rescue Unit arrived. Senior Constables BENTON and WARING used machetes to cut an entry point through the foliage. They also supplied heavy duty rubber gloves and assisted in removing the items from the campsite to the grass area where the exhibits were assessed, packaged and recorded.
13. I removed from the black /blue high sierra brand back pack as the iphone, the following items. One grey Nokia mobile telephone, two white sock containing a quantity of coins and one grey sock containing a quantity of coins.
14. I escorted KELLIE back to Maroubra Police Station in company with Detective Sergeant LEGGAT.

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