

## REVIEW OF AN UNSOLVED HOMICIDE CASE SCREENING FORM

You have been selected to undertake a review of an unsolved homicide. The review should be conducted in accordance with this 'Case Screening Form'. Once completed, the Case Screening Form will be forwarded to the Coordinator, Unsolved Homicide Review Team, Homicide Squad, State Crime Command. Your assessment of the available evidence and recommendation is necessary to assist in determining opportunities for re-investigation

### 1. Location of Brief of Evidence.

The original investigation documents must be located. The current location of these documents may depend upon the date of the murder you are reviewing and who conducted the inquiry. If the investigation is relatively recent, it may still be stored at the Local Area Command, which had carriage of the matter. Inquiries which were conducted by the former Major Crime Squads and investigations that are considerably more historical, will most likely be located at the Corporate Archives Records Repository, Bridge St, Stanmore, Ph: 95198189.

A manual inspection of the investigation records must be conducted as experience has shown that in older cases, exhibits are sometimes stored in the boxes along with the documents.

Many investigations will be voluminous and the transport of the entire investigation to an LAC office may not be viable. Facilities exist at the Archives for the documents to be inspected and an inventory conducted. Depending on the type of investigation management used during the inquiry, the investigation may be reviewed electronically. All former TIMS inquiries located by the Investigative Systems Support Unit have been converted into E@gle.i investigations. Secondary investigations into the same murder may also be recorded on [E@gle.i](mailto:E@gle.i). To obtain 'read only' access to the investigation contact should be made with the SSU on E/N 53909.

Victim:

Name:	Barry Richard JONES		
Gender	Male	D.O.B	█/35 (41 old)
Relative contact (if known)	Kenneth Raymond GRANT (cousin and beneficiary of will) - <b>possible suspect</b> – location not known, licence no. █ expired in 1980.		

Homicide Details:

Time & Date	Between 10pm and 12 Midnight on Sunday, 26/9/1976
Location:	Grandstand of Five Dock Park, Park Ave, Five Dock

COPS Event/P40 No.	868700	Attached	Yes
Previous Investigation Name: (Strike Force/Task Force/Operation)			
Command in charge:		Burwood	

## 2. Cause of death

If the Post Mortem results are not contained within the investigation documents, contact may be made with the relevant Coroner's Court. A request in writing with NSW Police letterhead must be forwarded to the Registrar of the court, outlining the information required.

Post Mortem Results:	Y/N		
Exhibits Retained:	Y/N	Location:	
Further Examination:	Y/N		
<p>Comment: The post mortem examination was carried out later the same day. JONES had been stabbed 26 times in the back and anyone of a number of these wounds could have caused death. At least a further 27 stab wounds were found to the underside of the left arm, right side of chest and stomach area. One wound in the left chest area measured 14cm by 10cm which was caused by repeated knife blows. In addition the deceased had suffered cuts to the throat.</p>			

## 3. Investigation Records

Investigation Records relate not only to the statements taken from witnesses etc; but to all documents generated during the investigation. For investigations conducted prior to 1990 the investigation will be recorded by way of running sheets typed on occurrence pad forms. From about 1990 onwards, the TIMS system of investigation management was used. In 1999 the conversion to [E@gle.i](mailto:E@gle.i) began.

Investigation Records Located:	Y/N:
Comment:	

During the 1960's, 1970's and early 1980's, 'Investigation Resumes' were formerly completed by the Officer in charge of a homicide investigation that was not solved. It was a summary of the investigation, highlighting suspects, significant inquiries and evidence and was forwarded to the Superintendent of the Criminal Investigation Branch.

Investigation Resume:	Y/N:
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Comment:
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Progress Reports have been used by the former Crime Agencies since 1997 and the State Crime Command since 2002. They are a monthly report submitted by the officer in charge of an investigation, detailing the progress of the inquiry and significant events. Copies are maintained by Operations Co-ordination, State Crime Command.

Progress Reports:	Y/N:
Comment:	

Post Operational Assessments are the current replacement for an Investigation Resume. They are submitted by the Officer in Charge of the investigation to Operations Co-ordination, State Crime Command, at the completion of an investigation.

Post Operational Assessment:	Y/N:
Comment:	

#### 4. Coroner's Inquest

Details of Coroner's Inquests, including Coroner's Findings, may be obtained from the Registrar of the relevant Coroner's Court by submitting a request in writing with NSW Police letterhead.

Coroner's Inquest Held:	Y/N:	Date:
Court:	Coroner:	
Inquest Brief Located	Y/N:	
Findings:		

### 5. Original Case Officer

Attempts should be made to locate and interview the original Case Officer even if they are no longer employed by the NSW Police Department. In the event that they are not located, another senior investigator from the inquiry should be approached. A list of investigators significantly involved in the investigation should be compiled.

OIC Name:		Interviewed:	Y/N:
Serving Member:	Y/N:	Location:	
Comment:			

Other Investigators:

Name:	Current Location:

### 6. Weapons

The Ballistics Unit, Sydney Police Centre has a large store of firearms, ballistic material and exhibits with ballistic damage held in their office from historical murders. For other weapons see point 7.

Type:	Hunting knife – Black Eagle brand, 15cm blade with genuine black buffalo horn handle, 13cm in length, in the shape of a horse's foot and hoof. Alternatively described as blade and handle both being 5 inches in length. Razor sharp. The knife was made in England and imported to Australia about 1961-1964.		
Recovered:	Y/N:	Location:	
Further Examination	Y/N:		
Action:			
Comment:			

**7. Exhibits**

The original Exhibit Book is obviously the best place to begin to track the movement and location of exhibits. Many homicide exhibits however were never entered into Station exhibit books as they were recovered from crime scenes by Crime Scene Officers and entered into Registers at the particular office at which the Officer was attached. From there, many were forwarded to DAL and other experts. Inquiries have revealed that there is still a large store of exhibits held at the CSU Satellite Offices. DAL are in possession of thousands of samples taken from exhibits for the period 1986 –1997. These samples were not analysed and a DNA sample placed on the data-base. From 1997, all DNA profiles obtained from samples were placed on the database.

Attempts should be made to locate all exhibits and determine what examinations have already taken place. The table below should be completed.

**Exhibits located**

Exhibit	Location (exhibit No.)	Previous Examinations	Status

**8. Fingerprints**

There was no electronic fingerprint database in existence prior to 1986 when N.A.F.I.S. (National Automated Fingerprint Identification System) was established. All fingerprints were categorised and searched manually. When N.A.F.I.S. was established this enabled the capability of searching fingerprints electronically rather than by manual means. Palm prints for serious crime were back-captured on N.A.F.I.S. Fingerprints retrieved from homicide crime scenes were collected and filed in unsolved homicide files at the Fingerprint Latent Unit – Major Crime. All historical Fingerprint Major Crime Files are held with the Records Unit on Level 1, Tower B of Police Headquarters. (A list of these case files are in possession of the Commander, Latent Print Section, Fingerprint Operations, Criminal Identification Specialist Branch (C.I.S.B.)). Contact can be made with staff at the Major Crime Response Section on 27388 For cases occurring after 1986 results can be viewed through FCSR. In May 2001 N.A.F.I.S. was upgraded (N.A.F.I.S. 2) which allowed the capability of searching palm print impressions. It would appear that there are no archived records dating back to prior to 1971.

Fingerprints Available:	Y/N:
Fingerprint Case Number:	




#### 10. Suspect/s

##### **UNDER NO CIRCUMSTANCES ARE SUSPECTS TO BE CONTACTED AS PART OF THE REVIEW PROCESS**

Inquiries regarding the location and status of suspects should be confined to those listed above. Of particular importance to the Review is the fact whether suspects have been charged with other offences since the original investigation (particularly sexually related offences). If suspects are identified, a current profile is to be completed listing address, phone number, intelligence reports, marital status, associates, employment and any other relevant information. Checks should be confined to COPS, Intelligence Reports, RTA, Electoral Roll, Registry of Births Deaths & Marriages etc.

Suspect Identified:	Y/N:	Profile attached:	Y/N:
Name:	DOB:	CNI:	Status:
Comment:			

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Name:	DOB:	CNI:	Status:
Comment:			

#### 11. Synopsis:

A synopsis of your review should be completed detailing the circumstances of the murder, lines of inquiry and any known suspects.

<p>Synopsis:</p> <p>About 7.20am on Monday, 27/9/1976, the body of Barry Richard JONES was located on the top walkway of the grandstand of Five Dock Park near the corner of Park Road and Barnstaple Road, Five Dock by Aldo ZAJC, a gardener employed by Drummoyne Municipal Council. The GMO attended the scene and estimated the time of death as between 10pm and 12MN the previous day. The deceased had been stabbed numerous times and a knife was found sticking out of his chest.</p>
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The knife was distinctive, described as a hunting knife – Black Eagle brand, 15cm blade with genuine black buffalo horn handle, 13cm in length, in the shape of a horse's foot and hoof. Razor sharp.

The post mortem examination was carried out later the same day. JONES had been stabbed 26 times in the back and any one of a number of these wounds could have caused death. At least a further 27 stab wounds were found to the underside of the left arm, right side of chest and stomach area. One wound in the left chest area measured 14cm by 10cm which was caused by repeated knife blows. In addition the deceased had suffered cuts to the throat. It was not possible to estimate how many stab wounds would have been required to make up the massive wound to the left chest area.

Dr Brighton, who conducted the PM, was of the opinion that the deceased suffered the wounds to the back and left arm area while in a standing position. After receiving these wounds the deceased apparently fell to the ground. A small haematoma to the back of the scalp with an associated bruising to the front part of the brain was indicative of him falling back and hitting his head. The massive wound to the left chest and slashing of the throat were inflicted post mortem, as was the wound in which the knife was found, and all would have been caused while the deceased was lying as found.

The deceased had a blood alcohol reading of 0.350

Fingerprints????

Sperm was located on a swab of the penis of the victim. Bob Goetz, the microbiologist attending the case, estimated that the sperm would have been present at the swab site (entrance to the urethra) within 15 hours prior to death. Seminal stains were also found in the victim's underpants but it was not possible to conclude whether he had ejaculated in his pants or outside his pants (with the stains caused when the penis was returned to the pants.) The anal swab was negative. Blood was found under the deceased's fingernails but it was probably his own.

#### **THE DECEASED'S MOVEMENTS**

Police attempted to trace the deceased's movements. He had been at the Five Dock Bowling Club, Barnstaple Rd, Five Dock between about 12 midday and 2pm and had been seen in the bar of the Western Suburbs Soccer Club, William St, Five Dock during the afternoon. It was not positively established what time he left the club. Kevin WILSON saw the deceased leave about 7.10pm (saw him walk past the toilets and into the foyer leading outside). The bouncer, Frank CALCOTT could not recall seeing the deceased after 7pm and could not believe he was still in the club after that time without him knowing. He knew the deceased and described him as a problem because of his heavy drinking and his tendency to become untidy in his dress and could be a problem to other patrons. Another bouncer, Ivan PAULL, saw the deceased leave the club in the late afternoon or early evening, not later than 7pm. George DZIRNIS was at the club between 7.20pm and 8.30pm and is adamant that if the deceased was there he would have seen him as he often gave the deceased a lift home and actually looked for him prior to leaving. One patron, Mrs MANN (RS83) said she saw the deceased in the club between 9pm and 10pm but did not see him leave.

Marjorie Ethel HAYMAN stated that she saw him enter a taxi at the front of the club about 10.30pm. Details of the taxi were not available. Inquiries with Cumberland Cabs located all cabs booked for pick ups from the Western Suburbs Soccer Club between 9pm and 11pm. 336 cabs were working that night so inquiries were not made of them all, other than a general request to the company for information from the drivers to be passed onto police.

The information from HAYMAN could not be confirmed. The radio tapes from the cab company were only kept for 7 days and had been reused by the time police made these inquiries. It appears that the deceased may have tried to get a cab from outside the club (RS78/3) but did not telephone for one. One driver contacted the base by radio to say that a cab was needed for a passenger named JONES and that other passengers would not share the cab with him. There is some dispute as to whether or not this was in fact the deceased, it



could have been a person named ADAIR (who was a friend of the deceased). There is no record that he was actually picked up by one. Many other taxi drivers and passengers picked up from that location were interviewed but no information was forthcoming.

Another witness, Alan GRIMES, who knew the deceased, said that he saw him shortly after 10.16pm on the night of 26/9/1976, outside the Soul Pattinson's Pharmacy in Great North Road, Five Dock, attempting to obtain a lift. This witness was taking his wife to work and when he returned past the same location about 20 minutes later he did not see the deceased.

It is unlikely that the recollections of GRIMES and HAYMAN can both be accurate.

RS 114 sets out in full the times and places the deceased was seen by various witnesses.

Canvasses of the park area and outside the Bowling and Soccer Clubs did not provide any further information.

### **THE DECEASED**

A number of witnesses described the deceased as a heavy drinker. Although he appeared to have no enemies he was known to be belligerent and argumentative when drinking and had been seen on a number of occasions with a black eye. On one occasion, GRANT told police, that the deceased had been beaten up by two youths no far from his home and received some stitches as a result. Douglas RUDD told police that the deceased had been assaulted at various hotels around the district, possibly due to his argumentative and belligerent attitude on the drink. Alan GRIMES told police that it was common talk around the Five Dock area that the deceased was regularly assaulted by Kenneth GRANT. James KESSEY told police that the deceased had been beaten up at the Toxteth Hotel, Glebe.

James COLLINS (RS71) told police that the deceased would not have normally walked through the park at night voluntarily. He told police that about 8 weeks previously when the deceased left the Five Dock Bowling Club with Robert ADAIR, ADAIR suggested that the deceased take a short cut through the park to which the deceased replied that there was no way in the world he would walk across the park at night, and took the long way around. Collins believed that the only way the deceased would have been in the park is if he was forced or he knew the person who took him there.

Others suggested that the deceased, being a heavy drinker, would have gone anywhere for a drink.

Most people interviewed said that the deceased did not display any homosexual tendencies but was also not interested in women (he loved drinking and gambling) No one knew him to have a girlfriend, however, his cousin, Gladys EMERSON said that he had had a couple of girlfriends in the past but not in the last 15 years.

All of the deceased's friends and associates were interviewed and none could indicate any reason for anyone to want to kill the deceased.

### **THE GRANT'S**

JONES was a street sweeper employed by Drummoyne Municipal Council for 10 years. He was not known to police. He was an only child and never married. Both his parents were dead and he had inherited the family home. He was a very heavy drinker. He lived at ■ Walker St, Haberfield with his cousin Kenneth Raymond GRANT and Grant's de facto, Carol Ann GRANT. GRANT was the sole beneficiary of the deceased's will and inherited the house in Walker St. At the time he had convictions for possession of an unlicensed pistol, embezzlement and other minor offences. Carol GRANT (aka WEBER) had priors for prostitution.

The GRANT's (Kenneth and Carol) were interviewed a number of times. Kenneth GRANT indicated that the deceased left his home about 10am on Sunday, 26/9/76 to go to the Five

Dock Bowling Club. GRANT said that he went to the Western Suburbs Soccer Club between about 3pm and 3.30pm and consumed two beers with the deceased in the lounge section of the club. A man named Jimmy BRIGGS had been drinking with them. The deceased introduced GRANT to Laurie CRANCH while he was there. He left and lent the deceased \$7.

On 2/10/76 they were interviewed. During the interview a wrist watch and bracelet, always worn by Kenneth GRANT was handed to police (with consent) for testing. Their home and vehicle was searched and a torch (from the vehicle) and a pair of Carol GRANT's shoes were taken. The torch, shoes, the band of a wrist watch and bracelet tested positive to blood. There was insufficient blood on the watch, bracelet and shoes to determine if the blood was human or animal. Blood from the torch was identified as human but insufficient for grouping.

Blood was also located on a telephone book from a telephone booth in Walker St near the deceased's home. This blood was grouped as PGM 1 (that is unclear because of over typing on the running sheet, could be PGM 2) and HP 1/1. This appears to be different to that of the deceased (who was group O, PGM 1, haptoglobin 2-1).

Peter MASON, Ian FISHER and Victor CURRER told police that they walked past the grandstand where the deceased was located and saw two male persons standing at the top of the grandstand with their backs to them. They appeared to be looking out from the gap at the top of the grandstand. They did not say anything to the 3 young men. The descriptions were vague but both being 30-35 old, one being 5'10" to 6', the other 5'6" to 5'10", both wearing jeans. They were seen about 8pm on Sunday, 26/9/76. All three also saw a third person walking in the park near the bandstand, towards the grandstand.

#### **The knife**

Hunting knife – Black Eagle brand, 15cm blade with genuine black buffalo horn handle, 13cm in length, in the shape of a horse's foot and hoof. Alternatively described as blade and handle both being 5 inches in length. Razor sharp. Bruce ANGUS, the Managing Director of Sheldon and Hammond Pty Ltd, a company that imports 90% of all sporting knives in Australia, was of the opinion that the knife had had a lot of use and was between 15 and 25 years old. He said that his company was the sole import of this type of knife up until 1964. After that he does not know if the knife was imported by other companies. He described the knife as being poor quality and would not have been sold in major sporting stores. The knife was made by J Nowill and Sons, Sheffield.

The knife was publicised and shown on A Current Affair on Channel 9. A witness, Anne TOTH, of Queensland, saw the knife on TV and nominated Dr Bruce Douglas ADAM of Coolah as owning a similar knife and described him as "dangerous, cunning, anti-police, liar and a sex maniac". His practice closed in 1963 after he was charged with carnal knowledge and possession of a concealable firearm. She also stated that ADAM's parents lived at Five Dock and that he employed a well known criminal Kevin "Topper" LARGE (aka BATES, aka WATSON, born 22/11/37) as a gardener. Dr ADAM was traced to 121 Phillip St, Waterloo and interviewed. He denied ever owning such a knife.

Other inconclusive information was received as a result of the publicity surrounding the knife.

Francis ROWLAND told police that on a holiday to Surfers Paradise, the deceased had a large bowie knife for protection (RS32). He was shown the knife but could not identify it as the one belonging to the deceased.

Connection to Peter WALASIK murder, Lakemba, 1977 – John Arthur Turner charged?

\$10,000 reward offered on 10/10/1980 for 12 months.

**12. Recommendation:**

You must submit a recommendation on the potential for any further investigation, including the scope of any subsequent investigation eg; opportunity for DNA link, potential for Undercover Operative to be employed, witnesses to be reinterviewed due to change of circumstances. If you recommend that further investigation should take place, list the most appropriate contact person should be listed.

Recommendation:

**REVIEWER'S CERTIFICATION**

I certify that the review has been conducted thoroughly and I have accessed all available documents and exhibits.

Signature:

Name:

Rank:

Date:

**CO-ORDINATOR'S CERTIFICATION**

I certify that sufficient time and opportunity has been provided to the case reviewer to conduct the attached review. I am satisfied that the reviewer has accessed available documentation and agree with their recommendations.

Signature:

Name:

Rank:

Position:

Date: