

## ANNEXURE G ASSESSMENT OF AN UNSOLVED HOMICIDE

CAC REF:

Strike Force:	ALTEA		
Victim - Name	Carl Gregory STOCKTON		
Gender	Male	D.O.B.	31/10/1944
Nationality	Australian		

Homicide Details:	Suspicious death of Carl Gregory STOCKTON from severe trauma to the back of his head
Time & Date	STOCKTON's injuries were likely occasioned between 11pm Tuesday 5 November 1996 and 12.50am Wednesday 6 November 1996.
Location:	Vicinity of Bar Cleveland – 433 Cleveland Street, Redfern, NSW, 2016

Reviewing Officer's name	Brad SEMKEN
Reviewing Officer's rank	Detective Senior Constable
Reviewing Officers regd no.	██████
Reviewing Officers contact number:	████████████████████

**3A. SYNOPSIS AND RECOMMENDATION:** A synopsis of your review is a precis of the Evidence Summary completed [the introduction from your Evidence Summary should be used as the synopsis] It **must** detail the circumstances of the murder, lines of inquiry and any known suspects.

You must submit a recommendation on the potential for any further investigation, including the scope of any subsequent investigation e.g. opportunity for DNA link, potential for Undercover Operative, witnesses to be reinterviewed due to change of circumstances etc.

**Action:** Document your recommendation in the table under this category.

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**Synopsis:**

Strike Force ALTEA was an investigation into the suspicious death of Carl Gregory STOCKTON, born 31 October 1944, which occurred on Monday 11 November 1996.

From about 12pm until about 11pm on Tuesday 5 November 1996, Melbourne Cup Race Day, STOCKTON was drinking alone at Bar Cleveland, 433 Cleveland Street, Redfern, NSW, 2016.

About 1am on Wednesday 6 November 1996 STOCKTON was found collapsed on the footpath at the front of Bar Cleveland in an intoxicated state, speaking incoherently and with a bruised right eye and small cut below his right eye. Initially the persons attending to STOCKTON thought he was just heavily intoxicated and they arranged for STOCKTON to be taken to a proclaimed place.

STOCKTON's medical condition deteriorated and he was transported to hospital where X-rays revealed significant fractures to the rear base of his skull and widespread bruising to his brain. STOCKTON was transported to St Vincent's Hospital however his health continued to deteriorate until his death at 4.40pm on Monday 11 November 1996.

The post mortem examination completed on Tuesday 12 November 1996 revealed STOCKTON's death was caused by massive head trauma associated with 3 areas of impact. The exact cause of STOCKTON's injuries was not identified.

This matter was investigated by Surry Hills detectives with the assistance of the Homicide Squad. No witnesses to what actually occurred to STOCKTON were identified. No person/s of interest were identified. The wide spread public appeals for information were unsuccessful. The crime scene examination was delayed due to the late reporting of this matter. The only exhibits seized were pieces of timber which were examined and determined to hold no forensic value. All possible lines of enquiry were exhausted. The Coronial inquest into STOCKTON's death returned an open finding.

**Recommendation: -**

Strike Force ALTEA investigators completed a thorough investigation into STOCKTON's death. I believe all lines of enquiry were exhausted.

Should the cause of STOCKTON's injuries be the result of an assault then the offender/s are unknown and cannot be identified. I don't believe any lines of enquiry currently exist to further this investigation.

A number of public appeals for information were made at the time of the initial investigation. These appeals for information did not yield any legitimate lines of enquiry. I believe further appeals for information will be unsuccessful.

I believe there are other possibilities as to the cause of STOCKTON's injuries, other than from an assault. STOCKTON's injuries may have been intentionally self-inflicted, such as an intentional fall from a height. I have formed this belief because of STOCKTON's identified depression, anxiety and alcoholism. The medical evidence as to the cause of the injury is not clear. Initially STOCKTON was expressing a desire to die to the people who found him at the front of Bar Cleveland.

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Alternatively, STOCKTON's injuries may have been unintentionally occasioned, possibly from a fall due to his significant level of intoxication.

STOCKTON was spoken to on a number of occasions after he was located and prior to his death. STOCKTON never mentioned being assaulted at any time, however, given the extent of his injuries, it is unclear what level of comprehension he had when he was spoken to on these occasions.

Less likely, STOCKTON's injuries may have been caused by him being struck by a motor vehicle.

I have not identified any investigative opportunities with this matter.

**3B. DETERMINATION - ANNEXURE H** is a ratings table for 'unsolved' matters. The categories to be rated are:

1. **Violence - level of harm,**
2. **Public Interest [media/ cultural etc]**
3. **Ongoing criminal activity/enterprise, and**
4. **Solvability**

Each of the categories are divided into five ratings with 1 being the lowest and 5 the highest. It is the responsibility of the reviewer to assess the matters based on the criteria listed in the attached table for the four issues.

**Action:** Document your findings in the table under this category.


	Rating:	Reason/Comment:
<b>Violence - level of harm</b>	1	Suspicious death where cause cannot be readily identified
<b>Public Interest media/ cultural etc</b>	1	No interest by media No interest of fear shown by community
<b>Ongoing criminal activity/Enterprise</b>	1	Low risk to community / of re-offending
<b>Solvability</b>	1	No suspects. No forensic evidence. Possibility this death may have been intentionally/unintentionally self-inflicted

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**C. REVIEWER'S CERTIFICATION** You are certifying that the review has been conducted thoroughly and that you have accessed all available documents and exhibits.

Signature: 


Name: Brad SEMKEN

Rank: Detective Senior Constable

Date: 09/04/2019

**D. UHT CO-ORDINATOR'S GRADING**

I have reviewed attached unsolved homicide and agree with the findings of the investigator

Signature: 

Name: Stuart BELL

Rank: Det A/Superintendent

Date: 23 April, 2019



## Evidence Summary relating to the suspicious death of Carl Gregory STOCKTON

### INTRODUCTION

1. Strike Force ALTEA was an investigation into the suspicious death of Carl Gregory STOCKTON, born 31 October 1944, which occurred on Monday 11 November 1996.
2. From about 12pm until about 11pm on Tuesday 5 November 1996, Melbourne Cup Race Day, STOCKTON was drinking alone at Bar Cleveland, 433 Cleveland Street, Redfern, NSW, 2016.
3. About 1am on Wednesday 6 November 1996 STOCKTON was found collapsed on the footpath at the front of Bar Cleveland in an intoxicated state, speaking incoherently and with a bruised right eye and small cut below his right eye. Staff at Bar Cleveland called Mission Beat to attend and take STOCKTON to a proclaimed place as the extent of his injuries were unknown at that time and it was assumed that STOCKTON was just heavily intoxicated.
4. STOCKTON was taken to Campbell House, Denham Street, Surry Hills, NSW, 2010 where he was assigned bed number 21. Staff at Campbell House maintained hourly observations of STOCKTON. Throughout the morning of the 6 November 1996 STOCKTON's health deteriorated and an Ambulance was called for. Soon after Paramedics conveyed STOCKTON to the Sydney Hospital where X-rays revealed significant fractures to the rear base of his skull and widespread bruising to his brain.
5. Doctor DUBENEC was the initial treating doctor at the Sydney Hospital however he did not have the experience to give an opinion about how the injuries were sustained.



## Evidence Summary relating to the suspicious death of Carl Gregory STOCKTON

6. Professor DOUST, Director of Radiology at St Vincent's Hospital was STOCKTON's brother in law. Professor DOUST arranged for STOCKTON to be transported to the St Vincent's Hospital. Although Professor DOUST could not provide an expert opinion in this matter he was of the belief that STOCKTON's skull fractures were the result of a blow or blows to STOCKTON's head. Professor DOUST believed that STOCKTON's injuries were not caused by a motor vehicle collision. It is not clear when and who initially suggested a motor vehicle collision was the cause of STOCKTON's injuries.
7. Doctor WIJETUNGA, a Neurosurgical Registrar at St Vincent's Hospital, attended to STOCKTON's treatment and he provided his expert opinion that STOCKTON's skull fractures were the result of blunt trauma with severe force to the back of STOCKTON's head.
8. STOCKTON's health continued to deteriorate and he died in the St Vincent's Hospital at 4.40pm on Monday 11 November 1996.
9. Doctor LAWRENCE completed the post mortem examination on Tuesday 12 November 1996. Doctor LAWRENCE reported that STOCKTON's death was caused by massive head trauma associated with 3 areas of impact. Doctor LAWRENCE did not provide opinion about the cause of STOCKTON's injuries.
10. The professional opinion of Doctor MATHESON, a consultant neurosurgeon, was sought. Doctor MATHESON provided his opinion that STOCKTON's injuries clearly point to an assault and are inconsistent with impaction from a motor vehicle.
11. Doctor MOYNHAM, Director of the Clinical Forensic Medicine Unit provided his expert opinion that STOCKTON's blood alcohol level at 1am on Wednesday 6 November 1996 (the time STOCKTON was discovered collapsed on the footpath) would have been 0.234.



## Evidence Summary relating to the suspicious death of Carl Gregory STOCKTON

12. This matter was investigated by Surry Hills detectives with the assistance of the Homicide Squad. No witnesses to what actually occurred to STOCKTON were identified. No person/s of interest were identified. The skull fractures and resultant brain injury were found to have caused STOCKTON's death however the exact cause of these injuries was not identified. The coronial inquest into STOCKTON's death returned an open finding.

### CHRONOLOGY

#### Prior to 2pm Tuesday 5 November 1996

13. STOCKTON's movements prior to 2pm are unknown. It is unknown what time STOCKTON started drinking at Bar Cleveland.

#### 2pm to 11pm – Tuesday 5 November 1996

14. STOCKTON is seen by the witness Nathan STARCIC to be drinking in the back bar of Bar Cleveland. STARCIC observed STOCKTON to be drunk, he had slurred speech and bloodshot eyes. Of note, STARCIC did not see any injuries to STOCKTON's face. STARCIC last sees STOCKTON drinking alcohol by himself about 11pm in the back bar of Bar Cleveland.

#### 11pm Tuesday 5 November 1996 to 12.50am Wednesday 6 November 1996

15. STOCKTON's movements are unknown during this time period. Nathan STARCIC states about 12am on Wednesday 6 November 1996 the back bar of Bar Cleveland is closed and all persons at the premises are moved to the front bar. STARCIC does not see STOCKTON at this time.

#### 12.50am – Wednesday 6 November 1996

**LAW ENFORCEMENT SENSITIVE – NOT FOR PUBLICATION**



## Evidence Summary relating to the suspicious death of Carl Gregory STOCKTON

16. Bridgette PAROISSIEN returns home to [REDACTED] Bourke Street, Redfern, through the back gate. STOCKTON is seen to be sitting in the centre of the back yard staring at the house. STOCKTON gave incoherent responses when spoken to. PAROISSIEN did not notice any injuries to STOCKTON's face. PAROISSIEN saw STOCKTON had dirt on his back and she believes this could have been from him having fallen onto loose bricks that were sitting in soil in the back yard. PAROISSIEN calls for her boyfriend, Robert DILIBERTO to come out and assist her with getting STOCKTON up and out of their yard. DILIBERTO has to pick STOCKTON up off the ground and carry him off the property. STOCKTON is leant up against the back fence. As STOCKTON walks away he falls face first into some garbage bins and then he is seen to fall again, head first, on to the ground.

### 12.50am to 1am Wednesday 6 November 1996

17. STOCKTON's movements are unknown during this time period.

### 1am Wednesday 6 November 1996

18. Dr Frederick MOYNHAM provides an expert opinion that STOCKTON's blood alcohol concentration at 1am on Wednesday the 6 November 1996 would have been 0.234.

### 1am to 1.15am Wednesday 6 November 1996

19. The exact time STOCKTON is found is unclear however sometime between 1am and 1.15am STOCKTON is located on his back at the intersection of Cleveland Street and Bourke Street by an unidentified male. Magda KOS stated she was working at Bar Cleveland when this unidentified male

**LAW ENFORCEMENT SENSITIVE – NOT FOR PUBLICATION**





## Evidence Summary relating to the suspicious death of Carl Gregory STOCKTON

approached her and said there was an old guy collapsed outside and that she should call someone.

20. KOS informed the manager, Brent TOZER, who went out to STOCKTON. TOZER approached STOCKTON at the same time as an unknown male passer-by, most likely the same unidentified male who reported STOCKTON to KOS. TOZER and the unknown male passer-by helped STOCKTON to his feet and into Bar Cleveland.

21. The unknown male passer-by is described as having a ponytail haircut, Caucasian appearance, between 20 and 25 years of age with medium build and about 5'10" in height.

### **1.15am Wednesday 6 November 1996**

22. Eric HOOSON works for Mission Beat and he received the call to pick up STOCKTON from Bar Cleveland. HOOSON arrives at Bar Cleveland at 1.30am on Wednesday 6 November 1996. HOOSON conveys STOCKTON to Campbell House.

### **1.30am Wednesday 6 November 1996 and onwards**

23. STOCKTON remains at Campbell House under hourly observations until an Ambulance is called for and he is subsequently conveyed to Hospital.

24. It is likely that STOCKTON's injuries were occasioned during the time period of between 11pm on Tuesday 5 November 1996 and 12.50am on Wednesday 6 November 1996. STOCKTON's whereabouts are unknown during this time period. Least likely, STOCKTON's injuries could have been occasioned during the time period of between 12.50am and 1am on Wednesday 6 November



## Evidence Summary relating to the suspicious death of Carl Gregory STOCKTON

1996. During this time period STOCKTON is last seen walking towards Cleveland Street from [REDACTED] Bourke Street which is next door to Bar Cleveland.

### VICTIMOLOGY

25. STOCKTON was a 52 year old single male at the time of his death. STOCKTON was the owner and sole occupier of [REDACTED] Mort Street, Surry Hills. STOCKTON's father stated STOCKTON never had a companion either male or female and he always lived alone.
26. STOCKTON was a homosexual and although he had various friends he lived a solitary life. STOCKTON received dividends from his shares in a family business. These dividends essentially paid for his lifestyle. STOCKTON was employed as a train driver. Geoffrey TYSON, a friend, stated STOCKTON worked as a train driver because he was interested in trains and this employment restricted his opportunities to drink alcohol.
27. From a review of the available evidence I am of the opinion that STOCKTON was an alcoholic. On the night of his death he had been drinking at Bar Cleveland, by himself, for over 12 hours. STOCKTON was prescribed medication for depression and anxiety. STOCKTON was repeatedly saying *"I've had enough. I want someone to take me around the back and kill me."* when he was brought into Bar Cleveland after being found collapsed.
28. Some weeks prior to his death STOCKTON broke his collar bone. It is suspected that STOCKTON occasioned this injury from falling over whilst intoxicated.



## Evidence Summary relating to the suspicious death of Carl Gregory STOCKTON

### PRIMARY LINE OF ENQUIRY

29. The original investigation focussed on the suspicion that STOCKTON was the victim of an assault. Further to this line of enquiry there was some suspicion that the assault was bias motivated as STOCKTON was a homosexual.
30. Statements were obtained from all persons identified as being present at Bar Cleveland when STOCKTON was located. A canvass of the area was completed which identified the residents of [REDACTED] Bourke Street as speaking to STOCKTON shortly before he was located at the front of Bar Cleveland. Investigators made public appeals for information which included a segment about this investigation on the nationwide TV show, Australia's Most Wanted.
31. All possible lines of enquiry were investigated. Information was obtained that a possible assault upon STOCKTON was linked to unknown persons targeting people leaving Bar Cleveland. This information suggested STOCKTON's death was linked to the death of [REDACTED] which occurred on the 7 April 1996. [REDACTED] had been assaulted prior to his death however [REDACTED]'s death was caused by medical complications attributed to [REDACTED]. The minor assault upon [REDACTED] prior to his death, was in no way a contributing factor.
32. Information was obtained that STOCKTON intervened in an altercation between Rosie MUSCAT and David WILLIAMS at Bar Cleveland in 1984. MUSCAT contacted police about this information after seeing the Australia's Most Wanted segment and recognising STOCKTON's photograph. Statements were obtained from MUSCAT and WILLIAMS and this incident was not attributed to STOCKTON's death.



## Evidence Summary relating to the suspicious death of Carl Gregory STOCKTON

33. On the 1 November 1996 STOCKTON asked his friend, 1208, to have her friend, Tracy McDERMOTT, a volunteer in policing, make enquiries about the registration number ██████████. STOCKTON did not explain why he wanted this registration number looked up which implied some suspicion. Enquiries revealed STOCKTON was involved in a motor vehicle collision on the 25 October 1996 with ██████████ who had been driving ██████████. This incident was not attributed to STOCKTON's death.
34. The unknown male passer-by with ponytail hair style was never identified. I believe this male was viewed as being of interest to the investigation more so as a witness rather than as a suspect. No actual persons of interest, responsible for an assault upon STOCKTON, were identified.
35. This matter was reported late to police as the extent of STOCKTON's injuries were unknown. The crime scene was photographed some time after and police examined the immediate and surrounding areas where STOCKTON was located. The only exhibits obtained were a number of pieces of timber that were located in Matterson Lane about 5.30pm on the 12 November 1996. These exhibits were taken directly to Crime Scene Officer, Senior Constable STOCK, who completed an examination and ruled them out as being connected to STOCKTON's death.
36. I have not identified any exhibit reference numbers for these pieces of timber. It is possible they were never booked as exhibits. I am making enquiries with the Surry Hills Exhibits Centre to identify if these exhibits were ever recorded, or, if they are still in existence.



## Evidence Summary relating to the suspicious death of Carl Gregory STOCKTON

### CONCLUSION

37. Strike Force ALTEA completed a thorough investigation into STOCKTON's death. I believe all lines of enquiry were exhausted.
38. Should the cause of STOCKTON's injuries be the result of an assault then the offender/s are unknown and cannot be identified. I don't believe any lines of enquiry currently exist to further the investigation in regards to an assault being the cause of STOCKTON's injuries.
39. A number of public appeals for information were made at the time of the initial investigation. These appeals for information did not yield any legitimate lines of enquiry. I believe further appeals for information will be unsuccessful.
40. I believe there are other possibilities as to the cause of STOCKTON's injuries, other than from an assault. STOCKTON's injuries may have been intentionally self-inflicted, such as an intentional fall from a height. I have formed this belief because of STOCKTON's identified depression, anxiety and alcoholism. The medical evidence as to the cause of the injury is not clear. Initially STOCKTON was expressing a desire to die to the people who found him at the front of Bar Cleveland.
41. Alternatively, STOCKTON's injuries may have been unintentionally occasioned, possibly from a fall due to his significant level of intoxication.
42. STOCKTON was spoken to on a number of occasions after he was located and prior to his death. STOCKTON never mentioned being assaulted at any time, however, given the extent of his injuries, it is unclear what level of comprehension he had when he was spoken to on these occasions.



## Evidence Summary relating to the suspicious death of Carl Gregory STOCKTON

43. Less likely, STOCKTON's injuries may have been caused by him being struck by a motor vehicle.

44. I have not identified any investigative opportunities with this matter.