

Special Commission of Inquiry into LGBTIQ hate crimes

Supplementary Statement of Jacqueline Krynda As at 7 August 2023

This statement made by me accurately sets out the evidence that I would be prepared, if necessary, to give to the Special Commission of Inquiry into LGBTIQ hate crimes as a witness. The statement is true to the best of my knowledge and belief.

- 1. My name is Jacqueline Jane Krynda. My address is known to the Special Commission of Inquiry into LGBTIQ hate crimes (the Inquiry).
- 2. I was employed as a Senior Solicitor by the Inquiry up until 7 July 2023.
- I have reviewed materials and conducted inquiries in relation to the death of Crispin Wilson Dye (Mr Dye), born 1 June 1952, who died at approximately 6:30pm on 25 December 1993 at St George Hospital, Kogarah.
- 4. This supplementary statement outlines the investigative steps taken between 19 June 2023 and 7 July 2023 in relation to Mr Dye's death.

Conference with Damian Brinley

5. On 29 June 2023, Inquiry staff held a conference with Mr Damian Brinley. Mr Brinley provided information about an assault he suffered at midnight around the time of Mr Dye's death near the Sydney TAFE outside the Darlinghurst Courthouse. Mr Brinley recalled three offenders aged in their twenties and dressed in "streetwear", one wearing a hoodie. He recalled one of the assailants saying words to the effect of "Give us your fucking wallet". He said he reported the event to police at Surry Hills Police Station.

Conference with Alexander Paige

6. On 20 June 2023, Alexander Paige contacted Senior Counsel Assisting the Inquiry by email with information in relation to the death of Crispin Dye.

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7. On 28 June 2023, Inquiry staff held a conference with Alexander Paige. Mr Paige subsequently provided a signed statement to the Inquiry on 11 August 2023.

Developments concerning the "Unknown Male A" DNA profile and inquiries into NP252

- 8. On 19 June 2023, I had a telephone conversation with Michele Franco of the Forensic and Analytical Science Service (**FASS**). Ms Franco advised me that the "Unknown Male A" DNA profile found in the course of testing Mr Dye's jeans had returned a match to a DNA profile obtained from another crime scene. Ms Franco said she was not able to provide further details about the crime scene.
- 9. On the same day, the Inquiry issued a summons to the NSWPF (summons NSWPF132) requesting all EFIMS records for the death of Mr Dye and the "Unknown Male A" DNA profile found by FASS in the course of testing Mr Dye's jeans. On 20 June 2023 the NSWPF produced three documents.
- 10. On 20 June 2023, the Inquiry issued two summonses to the NSWPF (summonses NSWPF133 and NSWPF134) requesting all records relating to the offence of Break Enter and Steal allegedly committed by NP252 on 10 February 2002, and all NSWPF intelligence holdings in relation to NP252 respectively. In response to summons NSWPF133, the NSWPF produced 11 documents on 23 June 2023. In response to summons NSWPF134, the NSWPF produced 26 documents on 21 June 2023.
- 11. On 20 June 2023, the Inquiry issued a summons to the NSW Registry of Births, Deaths and Marriages (BDM Registry) (summons BDM42) requesting records in relation to NP252 On 22 June 2023 the Registry produced a birth and death certificate for NP252 the latter of which recorded that NP252 died on 2002.
- 12. On 26 June 2023, the Inquiry issued a summons to the Office of the Director of Public Prosecutions (ODPP) (summons ODPP6) requesting documents in relation to the assault occasioning actual bodily harm allegedly committed in Woolloomooloo on 5 January 1994 for which NP252 was charged. On 28 June 2023 the Inquiry received an email advising that the ODPP held no records responsive to the summons.
- 13. On 26 June 2023, the Inquiry issued a summons to the NSWPF (summons NSWPF137) requesting the brief of evidence, crime scene photographs and notes, results of any forensic testing completed, and EFIMS records, relating to specified three charges brought against [NP252 on 30 December 1993 (offensive conduct), 4 or 5 January 1994 (assault occasioning actual bodily harm), and 27 March 1994

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(assault occasioning actual bodily harm). On 30 June 2023 the Inquiry received 19 electronic documents. The covering letter also advised that:

- a. With respect to the charges on 4 or 5 January 1994, inquiries had been made with the Kings Cross Police Station and no records were located for the brief of evidence; and
- b. With respect to the offensive conduct charges on 30 December 1993, no records were located for the brief of evidence.
- 14. On 28 June 2023 the Inquiry issued a summons to the Blacktown Local Court requesting any court files relating to the 2002 Break Enter and Steal offence allegedly committed by NP252 on 10 February 2002 (summons BLC1). On 30 June 2023, an officer at Blacktown Local Court advised by return email that due to an error, all Blacktown Local Court files for the year 2002 were destroyed at the Government Repository.
- 15. On 30 June 2023, the Inquiry issued a further summons to the BDM Registry (summons BDM45) requesting records in relation to NP252 's family members. On 4 July 2023, the Registry produced birth certificates for NP252 s sisters and brother; two marriage certificates for one of his sisters; and a death certificate for his father (who died in NP252).
- 16. On 30 June 2023, the Inquiry issued another summons to the NSWPF (summons NSWPF142) requesting intelligence records in relation to those same family members of NP252 On 4 July 2023 the Inquiry received 84 documents in response to that summons.

Inquiries into NP253

- 17. On 21 June 2023, the Inquiry issued a summons to the NSWPF (summons NSWPF135) requesting *inter alia* the criminal history and intelligence holdings relating to Janet O'Meara. Those were produced on 25 June 2023.
- 18. On 22 June 2023, the Inquiry issued a summons to the NSWPF (summons NSWPF136) requesting details of any investigations made by the NSWPF in response to information provided by Janet O'Meara in relation to Mr Dye. One file was produced on 26 June 2023. Another summons (summons NSWPF139) was issued on 22 June 2023 requesting the criminal history and intelligence holdings for NP253 . Responsive records were also produced on 26 June 2023.
- 19. On 26 June 2023, the Inquiry issued a summons to the requesting any records relating to the residence of Janet O'Meara, NP253 or a person named "Kerrie" at during 1995. On 3 July 2023 the Inquiry received a letter in

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response advising that the	was not operating the	: i	n 1995, and that
the refuge was managed by I		un	til its operations
were transferred to the	by the		in August 2014.
It further advised that the	does not possess any rec	ords relating to those per	sons.

- 20. On 27 June 2023, the Inquiry issued a summons to the NSWPF (summons NSWPF141) requesting intelligence holdings relating to three of NP253 's ex-partners. Responsive documents were produced on 30 June 2023.
- 21. On 30 June 2023, the Inquiry issued a further summons to the BDM Registry (summons BDM45) requesting records in relation to NP253 and Janet O'Meara. On 4 July 2023 the Registry produced death and marriage certificates for Janet O'Meara (who died on 20 November 2020); and change of name and marriage certificates for NP253.

Signature:

Name: Jacqueline Krynda

Date: 7 August 2023