THE COURT RESUMED

DARREN ANDREW FREESTONE, SWORN AND EXAMINED:

BENCH: Sit down please, Mr Freestone.

MR WESTON: Thank you your Honour.

BENCH: Mr Weston.

MR WESTON: Thank you your Honour. Sir, is your full name Darren Andrew Freestone?‑‑ Correct.

And Mr Freestone are you an employee of the Australian Crime Commission?‑‑ I am.

What is your occupation? What is your function there?‑‑ I work in the cyber intelligence unit and I'm a senior specialist in digital forensics.

Are you what is sometimes referred to as a forensic computer examiner?‑‑ Yes, that's right.

Can you just explain to us, mainly for my own benefit, in layman's terms, exactly what that is?‑‑ It can mean a lot of things but generally it means that working for a law enforcement agency, if they are seizing electronic items like computers, laptop computers, mobile phones, et cetera, when they are seized they are brought to me for examination, where we produce reports and submit evidence in court.

Just try and keep your voice up please. Your voice is dropping a little bit. You have some qualifications in the area?‑‑ Yes, I am a CFCE, that's a certified forensic computer examiner. That's by an international body called IASIS.

Now, can I take you to Saturday, 14 February 2004, were you employed by the Crime Commission as a computer - forensic computer examiner then?‑‑ Yes, I was.

Do you recall that morning?‑‑ Yes, I do.

On that day, were you contacted by Mr Ian Andrew, from the Australian Crime Commission?‑‑ Yes, I was.

And what did he ask you to do?‑‑ He told me that he was on a search warrant in the City and he asked me to - to assist in examining a laptop computer.

Right. Did you have a look at this laptop computer?‑‑ I did.

And whereabouts was it that you first saw it?‑‑ Well, after discussions with Ian, we decided it was - it was a better idea to examine the laptop computer back at the ACC offices in Latrobe Street, Melbourne, rather than actually at the hotel, so, I journeyed from home to the ACC offices and Ian brought the laptop to me at that address.

I see. You say a laptop, can you recall what type of computer it was?‑‑ Yeah, it was a Toshiba Tecra 8200.

Now, when you examined the computer at the ACC office, who was there?‑‑ I - I met, primarily, with Gail McClure and I believe Simon Gullifer was also there and Mr Phillip Egglishaw was there as well.

I see. Now, just tell us about the examination that you conducted, the first examination. What directions were you given and by whom?‑‑ Okay. Before doing anything with the computer we generally conduct a - a key word search to identify documents relating to given criteria. Gail McClure was the warrant holder on the day and she provided me with the key word, Brereton, and‑‑‑‑‑

Brereton?‑‑ ‑‑‑‑‑a search - Brereton.

Yes?‑‑ And a key word search was run across Mr Egglishaw's computer looking for the key word Brereton and several hits were - were found on that key word.

What does - tell us what you did after that? After these hits came up?‑‑ Well, I - I referred those hits to Gail McClure and as warrant holder she was satisfied that, in her words, she was satisfied that the - the matching word, Brereton, meant that the computer fell within the scope of the warrant and she asked me then to create a forensic image of the hard drive.

When you say the key word, Brereton, came up. Did it come up in any particular part of the material stored on the computer?‑‑ Yeah, there was a - a folder coming off the root of the hard drive called, Geneva, and that's where it's - it matched several documents in that folder.

All right. Sorry. I interrupted you Mr Freestone, you were telling us what happened after you told agent McClure of your initial results, what did she ask you to do?‑‑ She asked me to create a forensic image of the hard disk drive.

And again, if you could explain to us in layman's terms what that is?‑‑ A forensic image is basically copying every single piece of information on a hard drive to a - a file to a format that we call a - a forensic image using the exact copy of the - of the drive from start to finish. It takes everything. It doesn't just copy files. It's every single piece of data on the drive.

And how did you do that?‑‑ We used computer forensic software that we - we use in the lab to - to perform that copy.

I see. The laptop that you're examining that had a - obviously that had a - had a hard drive installed in it?‑‑ Yes.

What did you do to the hard drive?‑‑ Well, in order to attach it to - to our computer systems to copy, I removed the - the laptop hard drive from the laptop itself and attached it to one of our workstations and performed the copy from there.

Mr Egglishaw was he present while you were doing all of this?‑‑ He was present throughout, yes.

Do you recall who else was there?‑‑ Definitely Gail McClure. I can't exactly recall if there was anybody else there.

Okay. After you made the forensic image what did - what did you do with the hard drive of the computer?‑‑ Put it back into Mr Egglishaw's - put the hard drive back into the computer and confirmed that it - it booted up correctly and that Mr Egglishaw was happy with the hard drive - the computer in its running - running state.

I see. Now, this was on the 14th of February 2004?‑‑ Correct.

Can I take you to Tuesday the 17th of September 2004, do you recall that date?‑‑ I do.

17th of February, I'm sorry. Might have said 17th of September, 17th‑‑‑‑‑?‑‑ Sorry I‑‑‑‑‑

‑‑‑‑‑of February 2004?‑‑ February, yes.

Do you recall that date?‑‑ I do.

Mr Freestone, on that day did you receive any further direction from someone within the Crime Commission regarding the computer that we're speaking about?‑‑ Yes, Ian Andrew tasked me on that day to run the - the key words that were in the search warrant against the hard drive to look for documents matching any and all of the - the key words that were in that warrant.

I see. And did you do that?‑‑ I did.

I see?‑‑ That's generally a long process so, I let that run overnight.

I see. And can I just, again, I apologise if my questions sound a little bit basic but I'm not very knowledgeable about computers. Again, did you prepare a forensic image of the material on the second occasion?‑‑ Well, the forensic image was made on the 14th‑‑‑‑‑

I see?‑‑ ‑‑‑‑‑and the searching that is done is done on the forensic image.

I see‑‑‑‑‑?‑‑ Yeah‑‑‑‑‑

‑‑‑‑‑all right?‑‑ The laptop was returned to Mr Egglishaw on that day, on the 14th.

Now, after you'd done this second search directed by Mr Andrew what did you do? Sorry. After - you've done the search using the key words that he's given you?‑‑ Yes.

All right. Do you prepare any sort of a report or anything of that nature or what do you do?‑‑ Well, that was the first stage to run the - the key words, then generally, the next step would be to extract out the documents that match those key words and provide but at that time I met with Ian Andrew and he mentioned that he would like, instead, a - a copy of the forensic image.

All right. And was that - did you make one?‑‑ Yes, later in the week. I believe it was on the Thursday, I created the - a copy on two DVDs which is - comprises the forensic image of the hard drive on two DVD disks and I provided that to Mr Andrew.

All right. When you say there's two DVDs of the forensic image, does that mean those two DVDs contained everything that was on the hard drive of the computer?‑‑ Yes, it does, exactly.

All right. And what did you do with those two DVDs?‑‑ I handed them to Ian Andrew.

Okay. Did you later see those two DVDs again after you'd handed them over?‑‑ Yes. The same day that I gave them to Ian he - he brought them back to me and - and asked me then to - to conduct a full examination on the forensic image so, not restricted by key words but to look for all documents and - and spread sheets that are on that hard disk drive.

I see. So, there was no search criteria as such?‑‑ No, he just wanted to see copies of all documents and spreadsheets that were on there. I then went about extracting out those documents and I provided Ian with four copies of - of the CD Rom that contained the documents.

All right. And you gave those CDs to Mr Andrew?‑‑ I did yes.

All right. Can I just take you to August 2006?‑‑ Yes.

All right. On the 2nd of August 2006, were you contacted by a Mr Christopher Murphy?‑‑ That’s correct, I was.

Mr Murphy also works for the Crime Commission doesn't he?‑‑ He does. He's in our Brisbane office and I work out of the Melbourne office.

And does he perform a similar role to you?‑‑ Identical role yes.

Did he ask you to do something?‑‑ Yes, he did. He asked that I create a copy of the forensic image from - back on the 14th

of February 2004. And to transfer that copy to the Brisbane office to him.

And did you do that?‑‑ I did, yes.

All right. And when did you send it to Mr Murphy?‑‑ I don't recall exactly. I would have been on or around that day.

All right, thank you. That is his evidence-in-chief your Honour.

BENCH: Thank you. Mr Dunn.

CROSS-EXAMINATION:

MR DUNN: Yes, thank you very much Sir. Now, Mr Freestone, prior to the events of February of 2004, you - your statement says that you started work with the Crime Commission in January of 2003?‑‑ I did.

Right. And prior to that what were you doing?‑‑ I worked for the Queensland police before that.

That's a - a journey up and down the - the eastern seaboard for you really?‑‑ Yes.

Right. And in the - with the Queensland police what sort of work were you doing?‑‑ The same - same sort of work‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑computer forensic examination.

Right. And - and how long had you been with the Queensland police?‑‑ Almost five years I think.

Right. And then applied to join the Australian Crime Commission?‑‑ Yes.

Went to Melbourne?‑‑ Yes.

And from January of '03 through to February of '04 had you done any work on Operation Duxford or any of the other fraud investigation that connect to this matter?‑‑ Prior to the date in February?

Yes, February of '04?‑‑ I don't recall exactly the order. I've worked on many matters relating to Duxford, I - I think before and after, certainly after.

Right. And - and does your work involve telephone interception as well or anything like that?‑‑ Nothing like that no‑‑‑‑‑

Nothing like that?‑‑ Yes.

Only computers and downloading information on phones?‑‑ Correct.

Okay. So, had you - had you ever run across the name Strachans or Egglishaw prior to February of '04?‑‑ I had not no.

All right. Well, now, do I understand you to say that your first real communication about this matter came when you were at home on the Saturday?‑‑ I may have heard mentions that there may be some, you know, activity going on on the Saturday and that I may be required but in terms of actually being told to actually do something, not until Saturday morning was I informed.

Right. Without asking you were in Melbourne you live but are you far from Latrobe Street, the‑‑‑‑‑?‑‑ It takes a little while perhaps 20, 25 minutes.

All right. Well, on - by Melbourne standards not very far at all, right. So, were you contacted from the airport or were you contacted from Latrobe Street to - to - or from the hotel? Where - where was the‑‑‑‑‑?‑‑ I believe Mr Andrew was at the - was it the Sheraton Hotel, I believe, when he called me.

Right. So, you'd had a bit of - you may have had a bit of a vague heads up that you might be required?‑‑ From the time he called me or before he‑‑‑‑‑

Before?‑‑ Before perhaps.

Right?‑‑ Perhaps.

Anyway, so, you were told they had a computer and‑‑‑‑‑?‑‑ On Saturday‑‑‑‑‑

‑‑‑‑‑yes?‑‑‑‑‑‑‑I was told yes, there was a computer.

And - and phone or phones?‑‑ There were two phones as well.

All right. Let's just deal with the phones for the moment. Did you have access to the phones?‑‑ I did.

Did you download the - the sim cards from the phone?‑‑ I did.

And did you prepare a - a report about that?‑‑ I did.

And do you have a copy of that with you?‑‑ I submitted the copies of the report to Gail McClure on - on the day.

Right?‑‑ And I may have a copy of the reports with me. I‑‑‑‑‑

All right. Could you just check on that?‑‑ Yes, I believe I have a copy of both reports here in my file.

All right. Just pardon me a minute. Can I just have a look at those for a sec? All right. So, you - you just produced the raw data, right?‑‑ I removed the sim cards from the phones. I - I opened up a computer application designed to read sim cards. It reads the data from the sim card and generates that report. And I printed a copy and gave it to Gail McClure.

The investigations or the analyst whoever, yes. Just pardon me one moment.

MR WESTON: I've‑‑‑‑‑

MR DUNN: Can I‑‑‑‑‑

MR WESTON: ‑‑‑‑‑got no objection to it being tendered. It may be‑‑‑‑‑

MR DUNN: I'll - I'll tender - you've got a copy back in Melbourne of this, somewhere, haven't you?‑‑ I have an electronic copy yes.

Yes. I'll tender these two documents if I may?

BENCH: Is it appropriate to - reflects or‑‑‑‑‑

MR DUNN: Yes, thank you.

BENCH: Yes.

MR WESTON: Perhaps if we just mark it Exhibit 1.

BENCH: Can we make it part of the "E" group because it relates to the‑‑‑‑‑

MR WESTON: It might be - yes, all right. Yes, that'd be satisfactory, yes, your Honour.

BENCH: All right. So, I'll make them "E6 and "E7".

ADMITTED AND MARKED "EXHIBITS E6 and E7"

MR DUNN: Thank you very much Sir. Now, did you prepare any reports in relation to the - the contents of the computer?‑‑ Well, it's - this computer has been a little bit different to the typical work that we - we‑‑‑‑‑

Okay?‑‑ ‑‑‑‑‑we get in.

In what way?‑‑ Well, in a lot of cases you would simply bring in the computer, identify the documents, create a disk, give it to investigations, they look through it‑‑‑‑‑

Yes?‑‑ ‑‑‑‑‑identify documents relating to their investigation‑‑‑‑‑

Sure?‑‑ ‑‑‑‑‑they'll get back to me and say, "these five documents are required for‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑legal proceedings. And I'll create a report from them. This was a little different in that when the - the work is sort of ongoing. It - it's - it's constantly ongoing, so, I have prepared‑‑‑‑‑

Numerous reports?‑‑ ‑‑‑‑‑statements and reports. Yeah, on various matters‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑across the time.

Right. So, let me - let me - let me see if I can do it sequentially. When you arrive at the office, at the AFP Building on the Saturday, one of the things that you're asked to do is the phones, which you've done. Right. The second thing you're asked to do is to do a key word search to find Brereton, standing for Michael Brereton the‑‑‑‑‑?‑‑ Yes.

‑‑‑‑‑Melbourne solicitor? Okay. You do a key word search on the Saturday?‑‑ Mmm-hmm.

And you locate Brereton's name?‑‑ Mmm-hmm.

Do you then write a report about that or you just tell the investigators that?‑‑ No, I just told the investigator that - what I found, the key word matching - documents matching the key word, Brereton.

Right?‑‑ And we had a brief discussion and Gail then instructed me - Gail McClure instructed me then to create the forensic image.

Right. So, now, to make a forensic image. So, there's a copy of the hard drive or the hard disk, right?‑‑ Correct.

How big was that?‑‑ From memory, it was a 20 gigabyte hard drive.

And how much information on it?‑‑ Twenty gigabytes. It's - it's hard to - to measure in terms of‑‑‑‑‑

Was it full to the brim or‑‑‑‑‑?‑‑ I can't recall of the top of my head.

Okay?‑‑ To us it doesn't really matter, we copy every‑‑‑‑‑

Just copy what's there?‑‑ Everything. So, a 20‑‑‑‑‑

Sure?‑‑ ‑‑‑‑‑gig drive becomes a 20 gig forensic image.

Couldn't you just download the entries that relate to Brereton?‑‑ Not really no, because - well, Brereton was just merely one of the key words that I was given‑‑‑‑‑

Sure?‑‑ ‑‑‑‑‑anyway but to try to isolate just the files relating to the key words that were in the file is - is very very difficult, extremely time consuming and at the end of the day you can never be sure you've got them all. So, our practise is to create a forensic image of the entire drive‑‑‑‑‑

Got you?‑‑ ‑‑‑‑‑and then extract from there.

Okay. So, once you'd ascertained that one of your - one of the names on the search warrant was on the disk, you then make a - a copy or a forensic image of it. Did you work on the - now, do you have your diary or a field book with you?‑‑ I have some handwritten notes that I took at the time.

All right. Now, do you have notes then for the Saturday?‑‑ Yes.

And do they - are they reflected in your statement?‑‑ Yes, my statement was written from my notes.

All right. And is there anything that’s in the notes that isn't in the statement?‑‑ There may be minor - minor details, but nothing of - of any consequence.

Okay. Did they record - well, perhaps you can tell us, do your notes record when you arrived at the office?‑‑ Times, et cetera?

Yes, please. And how long it took to do various things?‑‑ No, I haven't recorded actual times, just - just dates.

Okay. So well, we know on Saturday the 14th you’ve - you’ve got a telephone call from the Sheraton Hotel?‑‑ Mmm-hmm.

What's the next note after that?‑‑ Well, these - the particular notes that I have in here in front of me start from when I arrived, so they start by describing the - the computer.

Good computer, by the way?‑‑ A good computer?

Would you call it a good one with your background?‑‑ Well, thinking back to 2004, I imagine it was quite a reasonable computer back then.

All right. Okay. And then what happened?‑‑ I just made some notes of serial numbers of the drive of the computer‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑noted that it was 20 gigabytes in size, et cetera.

Right. Okay. And you'd have, what, had a look at Toshiba's website to see if you'd need the information about how to download it or‑‑‑‑‑?‑‑ Yeah. Well, it's - it's another one of our procedures in that if it's a laptop that we're not familiar with, I haven't dealt with before, the best practice is generally to jump on the internet and grab a copy of the specification for the computer‑‑‑‑‑

Okay?‑‑ ‑‑‑‑‑to determine the best way to remove the hard disk from the computer.

Now, you can't tell me by reference to your notes when you were asked to download the name Brereton from it, but you did it. What did you do after you did that, according to your notes?‑‑ After I?

Downloaded the name Brereton or the key word Brereton, what was the next thing you did?‑‑ Commenced imaging the hard disk drive - hard disk.

All right. And that’s the only thing you then did on the Saturday?‑‑ No, after that - well, perhaps while that was going I then did the reading of the SIM cards‑‑‑‑‑

Right. And then?‑‑ ‑‑‑‑‑and created those SIM card reports, handed them to Gail McClure‑‑‑‑‑

And then?‑‑ ‑‑‑‑‑and went back and checked the hard disk and it had finished without any errors and then shut down the computer and put everything back the way it was.

Sure. Okay. Now, next thing, according to the notes?‑‑ Confirmed that the computer - I asked Mr Egglishaw to boot the computer‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑and he - he did that and confirmed that it was working correctly and was happy - happy with it.

And the next thing you did?‑‑ Okay. The next is on the 17th of February.

Didn’t you go to work on Monday, the Monday the 16th?‑‑ Monday was the 16th. I don’t recall if I worked Monday or not.

All right. Do you have any notes from Monday the 16th?‑‑ I have no notes for Monday the 16th.

All right. And you'd normally go to work Monday to Friday, wouldn’t you?‑‑ Generally, but I don’t generally work weekends either, so‑‑‑‑‑

Okay?‑‑ ‑‑‑‑‑perhaps I took the Monday in lieu of the Saturday, I don’t know.

Who knows? All right. It's not meant to 20 questions, just really to see what - what you did?‑‑ Sure.

So the next - now, do you - do you fill in a job card or something like this? Do you actually have a job card or a - a file of - an electronic file that you fill in when you do something like this so there's a record of what you're doing?‑‑ Generally I just make a note in - in my file here, handwritten of‑‑‑‑‑

Yes, okay?‑‑ ‑‑‑‑‑of what I do.

Okay. Right. I thought you might have been very technical and put it all‑‑‑‑‑?‑‑ In 2004 we were not overly technical.

Okay. You are now?‑‑ We're getting there.

All right. Now, so the next note you have is the 17th. You're saying you don’t recall and you don’t have a note of doing anything on the 16th, no?‑‑ No, not on the 16th, no.

Did you attend - do you attend commission hearings from time to time?‑‑ I have attending hearings very, very infrequently, yes.

All right. Have you - did you attend hearings in relation to Mr Egglishaw?‑‑ No, I did not.

Okay. So you don’t know what you did on the 16th, but on the 17th, when do your notes start on the 17th? Are they notes you made at the time or a re-note, a rewriting?‑‑ These are notes that I make as I go.

Okay. So the 17th is the next note, and do you make notes about what you do daily or do you make notes for the job?‑‑ Yeah. So for the job. So perhaps on the 16th I was working another case and those details would be in that file.

In that file, okay. And it's not like you keep a diary of what you're doing?‑‑ No, we - it would be doubling up to do that‑‑‑‑‑

Okay?‑‑ ‑‑‑‑‑so we do it this way, whereas others do it‑‑‑‑‑

So the 17th, what do your notes tell us happened on the 17th?‑‑ All I did on the 17th was receive the tasking from Ian to‑‑‑‑‑

Stop. Stop, sorry. I don’t mean to interrupt you but I will. Does that come by way of a formal request, a handwritten request, an email?‑‑ That’s a electronic system that we have and Ian would log onto a computer and - and send me a tasking via that system, I'd receive it and that’s a pre-requisite for us to do work on a case is that we receive a tasking to detail what they're after.

All right. And do you keep a record of that request?‑‑ It's kept in the system. I generally print out the request and keep it in my file, but it would always reside in the system forever.

Okay. Have you got the request here?‑‑ I do not know. I don’t think I have a copy of the - the tasking - joint tasking itself, but I do have a copy of a document which is an attachment to - to the tasking which details keywords, et cetera.

All right. And is that a copy of the search warrant?‑‑ It's not a copy of the search warrant, no.

All right. Could I - could I have a look at that, please? Now, your notes, do you have a copy of your notes or have you got the originals with you?‑‑ These are my notes, these are the originals.

Right. Would you object if the notes could be copied after you leave the witness box so the defence can get a copy of them?‑‑ I would need to consider that.

All right. Well, okay. So what we have here is the national cyber support unit tasking request submitted by Mr Andrew. I'm just looking at the document. The date submitted is the 14th of February, and the case officer is Steven O'Donnell, the tasking date is the 17th, and - and what you're asked is, is to search for Mr - these names, Egglishaw, Philip Egglishaw, Richard Egglishaw, Terrence Gerron, Philip de Figueiredo, and various - and entities that, I would suggest, relate to Mr Brereton, but you may or may not know that. Is that - then it's got the number and location and it's performed at ACCM. What's that stand for?‑‑ Australian Crime Commission, Melbourne.

Okay. And the type of warrant is a section 3 and it tells you what to do and I'll tender that, if I may.

MR ROBINSON: I think there's no objection. Yes, of course.

MR DUNN: All right. Now, what's the next entry in your notes after that, the 17th of‑‑‑‑‑

BENCH: Mr Dunn, we'll mark that Exhibit E8.

ADMITTED AND MARKED "EXHIBIT E8"

MR DUNN: Sorry, better mark that first. Thank you, sir. So you’ve got the tasking. Now, do you prepare a report when you’ve done the job?‑‑ Generally when a job is finalised or nearing finalisation then I would prepare a report, yes.

Meanwhile, would you pick up the phone and say, yeah, we've got some hits or‑‑‑‑‑?‑‑ Yeah, well, at this stage it's - it's more preliminary findings, so we've conduct a key word search. Whether those documents are relevant is not for me to decide, I'm simply separating words that match the master key words from the ones that don’t - documents that match the key words from those that don’t‑‑‑‑‑

Sure?‑‑ ‑‑‑‑‑and providing them to the people who know.

Okay. So what - what's happened to your notes for the 17th of January - February?‑‑ 17th is simply that I received the tasking from Ian Andrew and that I entered the search terms and commenced searching the forensic image for those key words.

Okay. Next - next entry in your notes?‑‑ The 18th, it says that the search was complete.

So does it take a long time to do that?‑‑ Generally it does, yes, yes.

Right?‑‑ I generally run searches as I'm leaving for the day and they're done by the time I get back in the morning.

Right, okay. So that you can see the results without having to sit there?‑‑ Yeah, exactly.

Okay. So did you - you got some results?‑‑ Yes.

And what - what results did you get?‑‑ I'll just read it.

What's your notes tell us?‑‑ It says that I then went and tagged all the valid hits, so if you imagine a system where it searches for keywords and then it finds things matching those keywords. I've then gone and selected those and exported them out of the forensic image, if you like, to a folder.

When you say exported, do you mean by that you made a copy from those?‑‑ Made a copy.

Yes?‑‑ Yeah, extracted them out from the forensic image so they could then be given to somebody.

The investigators, yes?‑‑ And - and it says for burning to CD Rom.

All right. So how many of those did you do, can you tell us?‑‑ I don’t - it doesn’t say that I did burn them to CD Rom, it just says that I exported them for burning to CD Rom.

Okay?‑‑ So perhaps that was later in the week.

I couldn’t hear you then, sorry?‑‑ I said, perhaps that was later, at a later date.

Okay?‑‑ But at this stage on the 18th it just says that I exported them to be burnt to CD‑‑‑‑‑

Okay. What happened then‑‑‑‑‑?‑‑ ‑‑‑‑‑for the purpose of‑‑‑‑‑

‑‑‑‑‑according to your notes?‑‑ It says, "Requested by investigator for a copy of the archive", and by that I think it means the forensic image.

Right. Just read out exactly what your notes says?‑‑ "Requested by investigator for a copy of archive."

All right. And then what happens, according to your notes?‑‑ On the 19th‑‑‑‑‑

Do you - just while you're looking at your notes, can I interrupt you again?‑‑ Yes.

Do you actually look at what is coming off or do you just download it?‑‑ Well‑‑‑‑‑

I'll ask you about your practice first?‑‑ A lot of the time it's impossible to examine - to - to really look at it anyway, but, no, generally I'm working various different cases and I don’t take a - a great interest in - in looking at the details of every single one of them. It's more about getting the files of the people who need to get them.

When you download them, do you get - get a result as how much information, how many gigabytes whatever it is that are in each file or‑‑‑‑‑?‑‑ When I download them?

Sure. Do you get - get a read out that says you’ve got so much information, megabytes or gigabytes or‑‑‑‑‑?‑‑ Sure. But, sorry, when you say download, how do you mean?

Well, when you make the copy or‑‑‑‑‑?‑‑ When I made the copy? Yeah, it would - it would report how many megabytes it had - it had copied out.

Okay. So somewhere have you got a record of just how many hits you got on this search?‑‑ No. No, I have not made a note of that.

Okay. So what happened next, according to your notes?‑‑ Okay. It says that I burnt the data to DVD and handed it to case officer, which would mean Ian Andrew in this case.

Okay. What happens next?‑‑ Then the next note is that I received the backup back from the case officer, being Ian Andrew, so I received it back from him.

Right. So what was the point of giving it to you him, just to‑‑‑‑‑?‑‑ My understanding is that he took the copy and handed it to Mr Egglishaw‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑and then took it from Mr Egglishaw using different powers. That’s‑‑‑‑‑

The section 29 warrant?‑‑ That’s my understanding, yeah.

Was there some discussion that you're aware of as to how they could obtain that or‑‑‑‑‑?‑‑ Not that I was particularly involved in. I was just asked to - to make the copy and‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑examine the copy.

Did you or were you asked for advice as to how much information was on the computer as to whether it was worthwhile hanging onto or‑‑‑‑‑?‑‑ I'm sorry, I don’t understand‑‑‑‑‑

You don’t, okay?‑‑ ‑‑‑‑‑what you mean by worthwhile hanging onto.

Well, were you asked - was there any discussion to which you're a party between the 17th and the 19th when there was - you were asked to advise just how much information and what the information was?‑‑ No. I - if - if - I mean, I don’t recall being asked that. If I was asked that I would say there was 20 gigabytes of information‑‑‑‑‑

Sure?‑‑ ‑‑‑‑‑and‑‑‑‑‑

Was - was there a directory?‑‑ A directory?

Yes, sure, telling you what was there?‑‑ Yes, you can - you can generate a listing of - of all the files that are on the drive, yes.

Did you do that?‑‑ No.

Why not?‑‑ Because it's not practice to do that at that stage.

Why? Wouldn’t it tell you what's there?‑‑ It will tell you the file names of what's there, but it will also include, you know, all the operating system files that‑‑‑‑‑

Yes?‑‑ ‑‑‑‑‑nobody cares to know about, really.

What about questions of legal privilege, did that cross your mind as to whether a legal document is there from lawyers and‑‑‑‑‑?‑‑ It's - I mean, I'm aware of professional privilege, but, you know, in these matters I do as I'm directed, it's not my place‑‑‑‑‑

Sure?‑‑ ‑‑‑‑‑to decide whether‑‑‑‑‑

All right. So anyway, were you aware that the process was underway or there was going to be a process of making a copy, handing it and then getting it back so that would sort of legalise where you were?‑‑ I understood - I understood why I was making the copy, yes.

Right. And who told you that?‑‑ Ian Andrew, I believe.

Sure. Anybody else?‑‑ Not that I recall.

Were you asked to report to anybody, to Mr Goodchild or to anybody else?‑‑ I do not know Mr Goodchild.

Don’t know Mr Goodchild. All right. So and is that pretty much then what you did in relation to that exercise, or what's the next note you have about this?‑‑ Okay. So then I was - I was then tasked to examine - well, to extract all the Word, Excel documents, spreadsheets, et cetera‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑from the forensic image, so whereas before we were looking for particular keywords of particular, yeah‑‑‑‑‑

Yes?‑‑ ‑‑‑‑‑matching the search warrant, when I was given the disk back, I was just told to extract all documents and spreadsheets.

All documents or just spreadsheets?‑‑ Well, documents and spreadsheets, so - so, again, not the operating system files or anything like that‑‑‑‑‑

No, no, no?‑‑ ‑‑‑‑‑just the files that contain, you know, relevant information, extract all of them without any consideration as to what - what they're - what they contain.

And did you print them up or did you just‑‑‑‑‑?‑‑ No, no, no, no, just electronic copies. I created a CD Rom with all of the documents on them‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑and I created four copies of that disk. I believe Ian wanted to have multiple investigators look at it, so I created four copies of the same disk.

Okay. And that - then that work, as you say, is probably still ongoing?‑‑ Well, I don’t know about right now, but, yes. Yes, from there it's been ongoing.

All right. Since then have you ever been asked to do anything in relation to the names, either de Figueiredo or Strachans in relation to the content of that hard drive?‑‑ I mean, the names - both those names have been - have come up a lot in - in the last few years or since that date‑‑‑‑‑

Sure, yes?‑‑ ‑‑‑‑‑working on that matter, so, I mean, I've been asked to do many things on many occasions, but I don’t know exactly what.

I mean, if I said have you been asked to look at de Figueiredo's name and see how many times it appears on the hard drive, do you say you may have but‑‑‑‑‑?‑‑ Possibly. Well, it was - it was a keyword in the tasking sheet‑‑‑‑‑

All right. And did‑‑‑‑‑?‑‑ ‑‑‑‑‑that I gave you, so absolutely it would have been‑‑‑‑‑

And did you get a result on that you can tell us about?‑‑ Well, I don’t have any records in front of me, but from memory I believe that name was hit.

And are you able to tell us by reference to your records back in Melbourne how many times de Figueiredo's name came up?‑‑ Well, yeah.

If there's a record?‑‑ Well, yeah, I - and if not, I can create one, I can search for that right now in, you know, in Melbourne and tell you that, so‑‑‑‑‑

No, no, no, just - I'm going to give you some homework?‑‑ All right.

But before I do, have we gone through your notes now?‑‑ Yes. Well‑‑‑‑‑

Is there anything you’ve left out because you thought it might be sensitive or - I'm not asking you what it is if there's something sensitive, but if there's something you’ve left out, all I'm asking you is have you left something out?‑‑ No, no, I'm just - if you'd just allow me to read it, I'll - I'll summarise what's left for you. Yeah, there's notes about assisting investigators. As you see, investigators with examining files, you know, from the CD Roms, et cetera.

And do they relate to de Figueiredo or to‑‑‑‑‑?‑‑ Nothing - nothing in the notes relate specifically to de Figueiredo, no.

All right. And these - this - just so I understand so I don’t get enviously curious about your notes, is this a note in relation to the hard drive that you’ve got there or is this a note in relation to this matter? What are these notes that you’ve got?‑‑ So - okay, one example is we use a computer forensics program called FTK and so, as part of the ongoing nature of this, we've set up the - the forensic image inside of FTK and investigators can - can use that to facilitate their own keywords searches and to, you know‑‑‑‑‑

Right, okay?‑‑ ‑‑‑‑‑look for documents and what not, so, you know, I've made notes that I've helped particular people with particular things on particular dates‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑so, I don’t believe it's overly relevant to what you're asking.

Okay. I don’t want to keep you, see?‑‑ Okay.

So can you answer this, the notes relate to more than this matter, is that what you're saying?‑‑ Yes, yes.

And - and can you assure us that in relation to Mr de Figueiredo and the company we're calling PDC and the Galaxy Trust and the Gabriel Trust and so on that there is nothing further that you’ve done in relation to this matter?‑‑ No.

Can you tell us that?‑‑ Yeah, that's correct.

All right. Well, then, on that basis, I've got no further questions, but would you be prepared to make the notes available up till the time in February when you stopped doing the general work?‑‑ Well, I mean, it's not something I've ever been asked to do before and I'd have to just check.

Sure it's got to be a first time?‑‑ No, absolutely not, I've never been asked to‑‑‑‑‑

Are you prepared to show them to the solicitor for the Crime Commission and see if she is happy with that or the DPP?‑‑ Well, I'd like to also confirm with my direct superior as well.

Okay. Well, on that basis, can you - if you get a yes or no, could you let us know?‑‑ Sure.

Or not let me know, let‑‑‑‑‑?‑‑ I'll let them, yeah.

‑‑‑‑‑my learned friend's instructor that.

BENCH: I suppose, Mr Dunn, if it's a yes‑‑‑‑‑

MR DUNN: Thank you.

BENCH: ‑‑‑‑‑an undertaking, it will be supplied.

MR DUNN: Yes, thank you, sir.

BENCH: Re-examination, Mr‑‑‑‑‑

MR WESTON: No, thank you, your Honour. May the witness be excused?

BENCH: Yes. You may step down and leave?‑‑ Thank you.

WITNESS EXCUSED

BENCH: Yes, Mr Weston‑‑‑‑‑

MR WESTON: If your Honour pleases, I call Christopher John Murphy.

BENCH: Thank you.

MR DUNN: Yes, before that witness has come in, can I - can I make a general inquiry, sir. Is it your practice to start at 9.30?

BENCH: Whenever it suits. I can start earlier if it suits, Mr Dunn‑‑‑‑‑

MR DUNN: I wouldn't encourage that.

BENCH: Certainly not later than that, no.

MR DUNN: Thank you, sir‑‑‑‑‑

BENCH: If that's suitable. Perhaps now if you want to speak generally about sitting hours is 9.30 to one and then two till four‑‑‑‑‑

MR DUNN: Right. Thank you very much, sir.

BENCH: ‑‑‑‑‑generally suitable?

MR WESTON: Yes, certainly, your Honour‑‑‑‑‑

MR DUNN: Yes. That's good.

CHRISTOPHER JOHN MURPHY, SWORN AND EXAMINED:

BENCH: Sit down, please, Mr Murphy. Mr Weston.

MR WESTON: Thank you, your Honour. Sir, is your name Christopher John Murphy?‑‑ Yes.

Mr Murphy, you - are you employed by the Australian Crime Commission?‑‑ Yes.

In what capacity? What is your job there?‑‑ Senior specialist, digital forensics.

Does part of your duties involve what might be called the forensic examination of computers?‑‑ Yes.

You have some expertise and qualifications in those matters?‑‑ Yes, I do.

What are they?‑‑ I have industry qualifications. I have a certified forensic computer examiners certificate issued by the International Association of Computer Investigative Specialists in America. I also have a number of - I have a number of certificates issued from courses that I've done in respect of the two principal computer forensic programs that I use, which are F - Forensic Tool Kit and also EnCase and also I've completed a advanced certificate in computer systems engineering.

Very well. How long have you been working as a forensic computer examiner?‑‑ Since 2001.

How long have you been employed by the Crime Commission?‑‑ About 16 or 17 years now.

Now, I take you to the 9th of June 2005. Do you remember that day?‑‑ Yes.

On that day did you attend the offices of a business called Phone Directories Company?‑‑ Yes.

At Niecon Towers - sorry, Niecon Plaza building in Broadbeach?‑‑ Yes.

I might from now on refer to that business as PDC?‑‑ Yes.

Thank you. It's the case various officers from the Crime Commission and other agencies were conducting a search of that office premises that day, weren't they?‑‑ Yes.

What was your job there? What did you do?‑‑ My job was to assist with the searches, insofar as any of the digital devices there, computers and the like, was to search there for potential evidentiary material.

I see. And, how many computers did you search? All right. Well, can - can I suggest this to you, six‑‑‑‑‑

MR DUNN: Lead the witness. Yes.

MR WESTON: Thank you?‑‑ Six, yeah.

May I suggest this to you, that two computers were seized from the premises of PDC that day?‑‑ Yes.

A - an IMac desktop computer and a G5 Apple Macintosh computer tower?‑‑ Yes.

Is that correct?‑‑ Yes.

All right. And, did you examine both of those computers at some stage?‑‑ Yes.

Where did you do that?‑‑ Where did I do it?

Yes?‑‑ At my office in - yep.

All right, and‑‑‑‑‑?‑‑ In Brisbane.

‑‑‑‑‑with each of them, what did you do? Just briefly, if you could explain to us what you did with each computer?‑‑ Well, basically I connected up my forensic computer and I used my forensic software program to acquire what is known as a bitstream image, which is a full forensic copy of the whole of the hard drive, from start to finish.

And, you did that for both of those two computers?‑‑ Yes, I did.

I see. All right. Well, after you'd prepared that forensic image, what did you do with it, if anything?‑‑ It's stored on my server and then I wait instructions as to what searches they want me to conduct.

All right. Well, were you given any instructions to do any searches?‑‑ Yes, I was, yeah.

By whom?‑‑ By the case officer.

All right. Would that have been Mr Franklin?‑‑ Yes.

Can you remember the parameters of the search - the search criteria?‑‑ The search criteria I think was the keywords that were obtained from the warrant. Whatever names were on that warrant.

All right. Well, you were given a list of search terms, were you?‑‑ Yep. Yes, I was.

And, what did you do after you were given those search terms?‑‑ Well, I just simply put them into the my forensic software program and it finds any matches.

All right. And, did you prepare reports about the - that matching process for those two computers?‑‑ Yes, I did.

And, you forwarded those reports to Mr Franklin, did you?‑‑ Yes.

All right. Can I ask you about a Dell brand mid-tower computer. Did you examine that on the 10th of June 2005?‑‑ Yes.

All right. And, what did you do with that?‑‑ Same thing. Keyword searches and then produced a report.

You say keyword searches, again, what keyword searches did you use?‑‑ Well, the keywords that were provided to me by the case officer.

I see. So, it's the same process as what you've already described, is it?‑‑ Yes.

And, after doing that search, did you prepare a report of‑‑‑‑‑?‑‑ Yes.

‑‑‑‑‑the keyword hits that you found?‑‑ Yes.

And, again, that was given to Mr Franklin, wasn't it?‑‑ Yes.

Can I take you to the 24th of June 2005? Did you along with some other officers at the Crime Commission and the Taxation Office attend the offices of a firm of accountants in Queen - sorry, Adelaide Street, Brisbane, called Cranstoun and Hussein?‑‑ Yes.

Were you given certain directions as to things to do once you arrive there?‑‑ Yes. I was.

What were you directed to do?‑‑ I was instructed to obtain the mailbox of John Feddema from the server network.

All right. Could I just try - ask you to try - I'm sorry if this might seem a little basic, but if you're - if I could ask you to try and explain in layman's terms exactly what that means?‑‑ Okay. Well, the way that mail is usually received in a network such as that is that it's captured on a dedicated server. In this case it was Microsoft Exchange mail server. And, the mailbox of the staff at the office are located on that server. So, I was asked to go to that server and copy off whatever was on that mailbox.

I see. So, that would be just - as I understand what you're saying, an inbox of e-mails received and a box of mails - e-mails sent; is that correct?‑‑ Well, I can only comment on what I actually captured on the day and that was basically an inbox.

An inbox, I see‑‑‑‑‑?‑‑ There was a deleted items box, but that was empty.

I see. All right. You didn't try and retrieve anything other than what was contained in the inbox; is that‑‑‑‑‑?‑‑ No.

‑‑‑‑‑is that what you're saying?‑‑ Well, the - when you see the file, it is actually - it's almost like a compressed file and it's - it's called the dot PST file and that's typical of the format of that type of mail server. So, I just basically obtained a copy of that PST file. And, then once I - I use my forensic software program to look at it, then I find that there's, you know, somewhere around about 6,000 e-mails in an inbox.

Mmm-hmm. I see. All right. And, what did you do with that material that you retrieved from the - the inbox?‑‑ I just provided it. I provided it to the case officer to examine.

All right. On the 6th of September 2005 at the Australian Crime Commission office, did you examine an Ericsson T610 mobile telephone and a Vodaphone brand SIM card?‑‑ Yes, I did.

Again, if you could just try and explain, Mr Murphy, in layman's terms what you actually did to those two objects?‑‑ Well, again, I've got a soft - another software program that's designed to extract data off a telephone - mobile telephone. So, what the procedure is there is you leave the SIM card in the phone. You boot the phone up. And, then you have to try and establish a connection between my laptop and the mobile phone, which I did. On this - looking at the report it was using infrared. So, the data is then transferred from the phone to my laptop and a - a report is generated.

All right. And, what did you do with that report?‑‑ I provided it to the case officer.

I see. When you say there's a report generated, can you just simply tell me this, what - what is actually generated? Is it a list of numbers called or what is the case?‑‑ Yeah, well, in this case, yes, it was the contacts and also some messages. Some calls‑‑‑‑‑

You mean text - text messages or‑‑‑‑‑?‑‑ Yes.

All right. And, you were saying calls?‑‑ Yes.

When you‑‑‑‑‑?‑‑ Well, not - yep. Calls. Just a record of what - what numbers have been dialled.

Mmm-hmm. And the dates and times?‑‑ Yes.

Duration of the call?‑‑ I'd have to look at my report to‑‑‑‑‑

All right, then. It doesn't matter that much anyway. Now, on August 30, 2006, you took possession of two CD - CD-ROM discs?‑‑ Yeah, DVDs, actually.

DVDs?‑‑ Yeah.

What did you do with those?‑‑ I took possession of them out of the registry - our exhibits registry. And, I copied the contents of those DVDs onto my server and then I used my forensic software programs to examine the contents of the DVDs, which was a forensic image that had been obtained of a laptop.

All right. If - I've just heard some evidence from Mr Freestone, one of your counterparts in Melbourne. Did you have any contact with him about requesting him to do something for you?‑‑ Yeah. To send the discs up.

All right. So, the discs that you've just spoken about were the ones that he sent you?‑‑ Yes‑‑‑‑‑

Is that - all right. All right. Thank you. That's his evidence-in-chief, your Honour.

BENCH: Mr Dunn‑‑‑‑‑

MR DUNN: Yes, thank you.

CROSS-EXAMINATION:

MR DUNN: Do you have your statement there, sir?‑‑ Yes, I do.

It might be easier if I go backwards through your statement, just so you know what I'm asking you about. While you're looking at that, what else have you brought with you, Mr Murphy?‑‑ I bought [sic] the brief from the last hearing.

Yes?‑‑ I've bought [sic] some documents that I found on the image‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑sent to me. And‑‑‑‑‑

Perhaps you'd better tell us what they are, if you would?‑‑ Yes.

That's from the DVDs that came up from Melbourne?‑‑ Yes.

Right. And, you've generated something there?‑‑ Yes, I have. Yeah. I've got a Excel spreadsheet, titled DD13.

Right. What's that all about?‑‑ It says, Strachans' list of in-house companies.

Right. Okay?‑‑ I've got a - another Excel spreadsheet, titled in-house CIES Geneva in-house companies.

Right. I've got a - another personal spreadsheet document, titled DD21.

Right?‑‑ Which is it's the first line that says, "November 1999 front section".

Right?‑‑ I've got another Excel spreadsheet, titled PJE info missing.xls.

Info missing?‑‑ Yes.

Is that what the file was called?‑‑ Yes.

Right?‑‑ And, it's got a list of files in Geneva, group active files. I mean, essentially, they're print-offs of - of the disc.

And, I think they've all been supplied?‑‑ Yep.

Yes. Thank you‑‑‑‑‑?‑‑ And, there's three other e-mails as well.

All right. And, the e-mails are?‑‑ Oh, okay. Message 1596, re Amber Rock.

Right. Yes?‑‑ Message 1644, subject Ford‑‑‑‑‑

I've got my trusty helper here. Have you got that one. Yes, thank you?‑‑ Message 1627.

Thank you very much. All right. Anything else you've got there, Mr Murphy?‑‑ I've also got a copy of the report that I did in relation to that image, which is‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑is on that disc as well.

It's on that disc as well‑‑‑‑‑?‑‑ Yep.

‑‑‑‑‑so we don't - right?‑‑ I have a printout from my forensic image - from that forensic image just stating that providing that the acquisition, the verification hashes match.

Right?‑‑ So, that there's nothing corrupted about that image.

Right?‑‑ I've just got that as a reference. List of all the documents that I've provided at the last‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑hearing. I've got just a little timeline for my own reference.

And, what's - perhaps you can tell us what that tells us?‑‑ Okay. Right. I've got here on the 3rd of August 2006, the two DVDs from Darren were lodged.

Right. That's from Mr Freestone?‑‑ That’s right.

Right?‑‑ On the 30th of‑‑‑‑‑

Can I stop you there, sorry?‑‑ Sure.

Why did you request that? Would the investigators ask you to or‑‑‑‑‑?‑‑ Oh, yes, the investigators asked me.

Right?‑‑ Yeah.

And, so you then contacted Darren and said can you make me a copy?‑‑ Yes.

A facsimile or whatever, right?‑‑ Yeah.

He then sent them through the ACC internal mail system to you?‑‑ Yes.

You then got them?‑‑ Yes.

Did they have an index or a file guide or anything like that to them?‑‑ No.

No. So you - what did you do? You had a look at them‑‑‑‑‑?‑‑ I lodged them as an exhibit straight away.

Right?‑‑ And then‑‑‑‑‑

Had a look at them?‑‑ Then on the 30th of August I - once I'd had my full set of instructions, I - I took it out of the registry and‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑examined them.

Did those instructions come to you by way of an e-mail or a written request?‑‑ I can't recall, I'm sorry.

Doesn't matter. Okay. All right. So, then the documents we've just been talking about you generated from that?‑‑ Yes.

Right. Anything else? First of all, in relation to Mr De Figueiredo or Strachans, anything else that you were asked to do?‑‑ No, not specifically.

Right. Thank you. So, that's the 30th of August and the report you've prepared there you've told us about. Now, you - you make a reference in your statement to promise reference with, in this case, 1799A?‑‑ Yes.

Does the Australian Crime Commission operate a computer system called the promise system?‑‑ Yes.

Which has - which anybody doing something can add something onto the file?‑‑ Yes.

So, in this case there would be a file with branches and sub-branches that relate to this investigation?‑‑ Yes.

And, the system's will - often used by law enforcement, the promise system?‑‑ Yeah, AFP.

AFP, exactly‑‑‑‑‑?‑‑ And us.

Yes. And you. Okay. Now, underneath that paragraph 19, you refer to the brief, which you put onto disc, right?‑‑ Sorry. Just get this‑‑‑‑‑

That's all right. I've taken you away from your statement. But‑‑‑‑‑?‑‑ Yes, that's right.

So, that - that's the actual - everything?‑‑ Yes.

Right. And, you've tried to make that as complete as you could?‑‑ Yes.

Right. And, nothing's missing that you're aware or anybody's told you about?‑‑ No.

Right. Going backwards in your statement, the - the mobile phone that you looked at paragraph 15, do you know if that was Mr Stoten's phone?‑‑ Can I have a look at my report?

Yes‑‑‑‑‑?‑‑ In relation to it.

If you could. If you've got it there?‑‑ Yes, I seem to have referenced the owner, Daniel Stoten.

Right. And, the contents of what you found there have been put in a report, which you've tendered and I think we've got - thank you. The paragraph 13 and 14, you had a look at Mr Feddema's - at the office of Cranstoun and Houston [sic] - Hussein, you had a look at the e-mail there and you accessed Mr Feddema's mailbox?‑‑ Yes.

Do you get deleted ones as well or can you‑‑‑‑‑?‑‑ There was a deleted items box‑‑‑‑‑

Right?‑‑ ‑‑‑‑‑in - as part of that file, but there was - there was nothing in it.

Right. I mean, once they're - really what I'm asking is, did you get anything that he'd actually pushed the delete button on the delete box? Does your program enable you to do that or do you just get what's fresh?‑‑ Okay. What actually happens is, when - from my understanding‑‑‑‑‑

Right. No, you're the expert?‑‑ Well‑‑‑‑‑

No, no. You're the expert?‑‑ Well, from my understanding is that the mail is captured on the server then it's downloaded to the workstation, to their e-mail account. From there, you know, certain actions are taken. Possibly e-mails are deleted.

So, let's say I - I look at the e-mail on Mr Feddema, I look at the e-mail in my inbox that's come through, read it. I can either store it, I can leave it alone or I can delete it?‑‑ Yeah, you can do that, yes.

And, if I delete it, do you still get access to it?‑‑ Well, on this‑‑‑‑‑

Through the main server?‑‑ On this occasion I didn't, no.

Okay. Well, I won't ask you about other occasions. All right. So, you've got that - and that report's been part of your material, right? Now, that's probably on the promise system somewhere as well?‑‑ Yes.

Okay. All right. Now, in relation to Mr De Figueiredo, have you ever been asked to do anything specific in relation to him anywhere?‑‑ Well, from memory, his name did come up as part of the keyword searches, so‑‑‑‑‑

Right. And, did you do a report specifically relating to that or‑‑‑‑‑?‑‑ No.

No. Are you able to tell us how many times it came up? No, it's not meant to be a memory test. Did you keep a note of that anywhere?‑‑ Sorry, I can't.

Right. Just pardon me one moment. No, I've got no other questions.

BENCH: Re-examination, Mr Weston?

MR WESTON: I've no re-examination, your Honour.

BENCH: Mr Murphy, thank you. You may step down and leave?‑‑ Yep.

WITNESS EXCUSED

MR WESTON: Mr Murphy was the last witness we have for today, your Honour.

BENCH: All right. Thank you. Nine-thirty tomorrow suit everybody?

MR DUNN: Yes, thank you, sir‑‑‑‑‑

MR WESTON: Yes, thank you, your Honour.

BENCH: The proceedings are adjourned to 9.30 tomorrow, the 11th of October 2011. Mr De Figueiredo's bail is enlarged.

MR DUNN: Thank you very much, sir.

MR WESTON: Thank you, your Honour.

THE COURT ADJOURNED