

From: Krista.Breckweg@cdpp.gov.au
Sent: Fri, 4 Nov 2011 12:03:41 +1100
To: Buick, Boris; Sheridan, Paul
Cc: Vicky.Argitis [PII]; shane.kirne [PII]; Fryer, Douglas; Frewen, Michael
Subject: DALE [SEC=IN-CONFIDENCE:LEGAL]

Dear Boris and Paul

Following on from our recent meetings, I now provide you with a list of the types of documents the prosecution considers should be disclosed to the defence in accordance with the CDDP prosecution disclosure policy (subject of course to any claims for PII you may make) as constituting relevant documents.

This list has regard to Dale's likely defence (client legal privilege) and the likely attack on the credit of the witness NG:

- Information (if any) indicating that NG encouraged Dale or any other criminal associates to believe that their communications were protected by client legal privilege (formerly known as legal professional privilege), notwithstanding she was not formally retained as their legal adviser.
- Information (if any) indicating NG was a perpetrator of or party to any criminal activity (not speeding offences)
- Information (if any) indicating NG lied to investigators/police handlers

I would be grateful if you would provide me with a list of all documents in the possession of Victoria Police that would fall into any of these categories so that this list can be provided to the defence. Upon provision of the list to the defence, they can then request access to any of the documents, following which Victoria Police should be in a position to make any relevant PII claims.

As the committal hearing commences on Monday, I would ask that the list be provided to me by **4pm today**.

Thank you for your assistance

Krista

LEGAL-IN-CONFIDENCE

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