

From: Heffernan, Tamara
Sent: Wed, 28 Feb 2007 11:32:31 +1100
To: Rowe, Paul
Cc: Flynn, Dale
Subject: [Mr Bickley] - family law proceedings

Hello,

Just to let you know that this morning I received a call from Amand GRAHAM of Richard Calley's office.

You're probably aware that she acts for [Mr Bickley] ex partner re the family law proceedings. They have a Mention in the family law matter on 19 March 2007.

She told me she has issued a subpoena to Vic Pol relating to the entire brief of [Mr Bickley] for 2005. I told her that she might want to refine the subpoena bc she'll end up with 5 volumes of material which might not be very useful to her. I told her that the main documents that would assist her would be the Police Summary and the charge sheets.

She asked if I held anything extra which might assist and I told her that I held the same docs as Victoria Police so there would be no point in issuing a subpoena to the OPP.

She knew that the Case Conference is listed on 17.4.2007 as she looked up the County Court list. She asked when a trial would be held - I told her the County Court is now listing trials in 2008.

She told me that her client is very concerned by [Mr Bickley] has had no contact with his child for 6 months, and all of a sudden wants contact, and that they believe that this is just a ruse to try to get sympathy from a judge.

I told her that contact with a child is rarely a mitigating factor, and that it's only in exceptional circumstances that a judge would take it into account eg. disabled child, acc is the sole carer etc.

She asked whether he would get long gaol term, I told her the sentence of the co-accused, and that parity would apply, and that drug sentences are rarely long for first time offenders, so in my view I didn't think he'd get a very lengthy sentence. I said that it was only my opinion though and not to quote me on that.

She did tell me something rather interesting. She said that [Mr Bickley] had offered to have Nicola Gobbo supervise the contact with the child. This is very unusual - normally it is a family member or friend who is proposed as a supervisor. They have refused this offer. Should Nicola still be offered as a supervisor, she would end up as a witness in Family Court proceedings.

Anyway, the call was very amicable, and I told her that if anything major happened I would keep her informed.

This of course would be some time down the track, but I do feel that it's my duty as a lawyer to inform her of the proceedings once we are able to do so. (ie. suppression orders lifted or partially lifted, arrests made, edited transcript & presentment prepared etc)

Thanks,

Tamara Heffernan
Senior Solicitor
Organised Crime Unit

Ph. [REDACTED]
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