THIS IS A TAPED RECORD OF CONVERSATION BETWEEN CONSTABLE TIMOTHY WAYNE DAHLSTROM AND MR ALAN SMITH CONDUCTED AT CAPE BRIDGEWATER HOLIDAY CAMP, VICTORIA, ON MONDAY 26TH OF SEPTEMBER 1994

PERSONS PRESENT: Timothy Wayne DAHLSTROM
Detective Superintendent Jeffrey PENROSE
Mr Alan SMITH

TIME COMMENCED: IS APPROXIMATELY 6.30PM

Q1. Alan just, we're conducting a further interview or record of conversation with you. You were previously interviewed by Superintendent PENROSE in February of this year?

A. I was yes.

Q2. And since then you've received quite a number of documents from Telecom?

A. I have yes.

Q3. Which have been released under Freedom of Information after you applied for them. Subsequent to your conversation earlier in February, you have now been made aware that your service here at Cape Bridgewater was live monitored at some stage by Telecom?

A. Yes I have. Actually, first of all I was made aware of that by Austel, John McMAHON and with, actually a letter from John McMAHON and with my FOI I gained a notification that, that, that you know they had monitored my lines and listened in on my lines for a period of about three months.

Q4. And in that previous record of conversation you weren't aware of that, you, you were only surmising that your service might have been monitored at some stage?

A. That's right, I had, I had good thoughts that, for different reasons we all thought we were being live monitored and I guess a lot of it, we, we might have thought was paranoia. And, but I had the, the thoughts that I was being monitored yes.

Q5. Okay. I'll just show you a few documents that you've actually sent on to us and we've also given to us from other sources. But one of the documents is an internal email message, it's dated Friday the 14th January 1994. And as you can see it details some of the problems with Cape Bridgewater Holi Camp and clearly states that monitoring

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A. Did, did take place.

Q6. Took place and the dates there are June 1993 to August 1993?

A. August.

Q7. Since then have you also had other information about monitoring on your service?

A. Yes I, I come up with a document I guess, maybe a month ago or six weeks ago, five weeks, it clearly states that the malicious call trace was on my other line which was my 26723, 230 line. And they would come out of the actual diary notes of the Portland Exchange, which is a different, a different number to what, the, the prior one you were talking about, was 267267.

Q8. Okay. I'll just show you a, just show you a photocopy of a document, which you sent to me on the 14th of September, and that's a photocopy of a diary note, page dated the 7th October 1993?

A. That's right.

Q9. And is that the one you're referring to where?

A. That's the one I'm referring to.

Q10. And that states down here, at 9.00am a malicious call trace was removed from 267230?

A. 7230 that's right.

Q11. Okay. Just for the purpose of the tape, and for our own information prior to these dates, had you ever made any request, request with Telecom for a malicious call trace to be placed on your lines?

A. No I have never, never once have I asked for malicious call trace and I make it very clear that never at any stage has Telecom said they were going to do any monitoring on my lines or any, any tapping or any listening of calls, at all at any time.

Q12. Okay. So the only testing that you were fully aware of that was conducted by Telecom on your lines, which involved recording of details etc. was the Elmi testing arranged by Austel?

A. Elmi the, this is this year Elmi by Austel but I was

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aware that there was Elmi in 92. But only because of the briefcase being left here at my premises in 93, in June, the 3rd or 4th of 93, that I found that there was Elmi being monitoring the call, like the, as the tapes in at the RCM. But I didn't, I wasn't aware of them being done.

Q13. That, that, but that pre, previous Elmi testing wasn't done with your knowledge at the time. Is that correct?

A. That wasn't done, yes. The 92 was done at my time I knew about that, but certainly not the one in the Elmi, in, in May of 93, I wasn't aware of that at all.

DAHLSTROM Okay.

A. And they've refused to give me any tapes from, from, from that. I've only got the five day tape that I managed to get a copy of out of the briefcase. Now they, they have stated in their FOI that they've had, it ran from May to July and I've received no documentation and I've applied for it twice under FOI and I've received none.

Q14. And the live monitoring as Telecom term it, that ran from approximately June 93 till August 93. Were you consulted in relation to that?

A. No.

Q15. And no approach was made from Telecom to gain your consent to live monitor your telephone calls?

A. No. Definitely not.

Q16. Another document that you've sent me, is the detail of telephone calls made, call details dated the 31st of, the calls were made on the 31st of January 1994 and along with a number of printed information on the document, it's a two page document, ah numbered K01410 and K01411, for the purpose of the tape. That's the document you sent me is that correct?

A. That's right yes.

Q17. Now along with the printed data on that, these two pages there is also a number of handwritten entries on that?

A. Mmhuh.

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Q18. And those entries actually identify the callers or the numbers called from this, from your premises?

A. It does yes.

Q19. Now those handwritten entries were not made by yourself?

A. No.

Q20. Can you tell me who might've made those entries?

A. No I, I don't recognise the handwriting. But I certainly didn't, it certainly wasn't, wasn't mine and you'll see that who actually rung these, Fay SMITH, my ex-wife, which you know I find rather, rather poor.

Q21. The other numbers called can you just run through those for me as to the sort of general people they were writing down of who you called?

A. GM, which, which if you go across the page you'll see that it was Graham SCHORER from, from Golden Messenger. If you go across the page you'll see the phone number of Austel which was then the, the General Manager, you go across the page you'll see GM again which was the Graham SCHORER, go across the page to Telecommunications Ombudsman's office, a domestic number. You go across the line again you see Austel, you see Golden Messenger, you see Austel, you see Austel, you see Fay SMITH was my ex-wife, you see the Ombudsman again, you see Golden Messenger, Golden Messenger that's twice. You turn the page you come up to the top of the page you see GM which, check the number it's the Golden Messenger and then the bottom page you see where I rang my son, Golden Messenger and if you go to the bottom of the page you will find, which is very relevant although it's not relevant to perhaps the, the monitoring is that it registered the next call which was the, in the evening registered 3,599 seconds. We've never been able to prove that the phone was completely, they, they were locked up. [illegible] communication ex, has shown the calls [illegible] being locked up into this business and that's [illegible] a clear example of calls locking up.

Q22. There are also a number of other numbers that are listed in the printed details?

A. That's right.

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Q23. Which haven't, haven't had anything written next to them?

A. But they are, they are, they are non, non company calls in other words they're calls that didn't terminate, so of them calls didn't terminate. And that, they haven't see that they didn't terminate. Some did, some didn't.

Q24. So generally the thrust of the people written into this, into this document are people associated with the COT issue?

A. With, well everyone of them on there is to do with a COT issue except my ex-wife.

Q25. Right. And do you have any recollection as to at that time back in January 94, whether you may have been speaking with your ex-wife about the COT issue?

A. I was talking to my son yeah. My son resides with my ex-wife and by gee I was yeah. Well I mean the, the whole, the whole issue has been probably last 18 months. My, my son and I have discussed, because I've been pretty sick with worry and, and like through the son and thing what's happening, he'll say, well look every time we talk it's always on, you know how far is the process going and what's happening and this, see yeah it would've been, I never, in actual fact until just now I hadn't realised. I mean I've taken and looked at all the others right and I've put them, hang on this is all to do with, with COT. But it wasn't until yeah, yeah.

Q26. And you also raised with me several weeks ago on the phone the fact that you'd be tendering for a bus service and you made mention that Telecom had written down the name of the bus service etc?

A. Mmm.

Q27. That, that's also on another document, just take a bit of time and find it. This documents, that it's dated the 10/9/92?

A. That's right.

Q28. Written by yourself to Mark Ross the Customer Service Manager, Commercial Country, Victoria, where you actually told him, in the letter itself, that you would be possibly tendering for a bus service,

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in which you don't mention the name of the bus service, and you're asking for a guarantee of your phone service?

A. That's right.

Q29. And again you've shown on this document that handwritten onto the document is the actual name of the bus service?

A. I think this is the worst out of the lot of them, because at no stage, I mean it was only a small charter but I, I kept this one very, very clear and there's no way in the world that I disclosed who it was. Because let's face it, I'm not saying anyone else would've got this contract, it was only a small charter but the point is I mentioned it in the letter form that I wanted a, a guarantee so that I could tell this gentleman, because the same person experienced problems with my phone, and I thought well at least I can do the right thing if I can give him a guarantee then, you know, then he could guarantee to his people that yeah okay, we can, we can do the service. A handwritten note is the name of the bus company on the right hand side which, it's just.

Q30. And had you been making calls to the bus company around that time, or to the owner?

A. Oh yes, yes, yeah, yeah.

Q31. And that handwritten note just for the purpose of the tape is O'Meara is the name?

A. O'Meara and actually that same fellow did send a letter prior, prior to that, that he'd experienced problems with my phones, prior. So there is a letter in Telecom archives and I have a copy, where he actually sent a letter complaining about getting through to Cape Bridgewater.

Q32. Right. All right so we'll just, you've also said that there are other documents there, although they're not directly relating to the live monitoring issue they show that the malicious call trace has been set up on your line without your knowledge.

A. That's right.

Q33. And those documents you say clearly show that the malicious call trace has affected the phone service

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here?

A. Well there are notes say in August of, of 93 that because of lines jamming and because of their own net, like network investigations it clearly said that it malfunctioned, lock ups so they, supposedly to take it off the, off the line and yet when you see the other document we talked about a moment ago, the 267230 line, well that was still on three months later or two and a half months later then when they originally found that the, was interfered with the incoming line, so why do they have it on my fax line. Which is my direct line that I ring out on. And, and you know I, I find that, that's ludicrous. They, they either was listening to my calls which I believe they were on my, in, outgoing lines, but even so they still knew at that time that it was interfering with my line at that time. It was proven they'd proven it themselves that it was malfunctioning in my, my service. So they, they didn't give a, a razoo about the, the service they were providing as long as they could listen in to my calls, and that's how I see it.

Q34. Prior to you receiving the documents under FOI were you, had you been informed earlier that the malicious call trace had been placed on?

A. No, no.

Q35. And that would lead to say that Telecom had never told you prior to you getting these documents under FOI that the malicious call trace was affecting your line?

A. No, no.

Q36. So each time that you made a complaint about your telephone service and the faults that you were experiehcing, no explanation was given to you that it was possibly testing equipment on the line that was causing the problems?

A. No, no.

Q37. Okay. Now the other issue that you raised with me several weeks ago was in relation to a technician from here at Portland exchange, Mr Gordon STOKES?

A. Mmhuh.

Q38. And I believe you approached Mr STOKES and he's

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given you some information in relation to live monitoring of your telephone service?

A. Well first of all I guess I, I'd had this document probably for about a month and it's regarding, I believe that the circumstances arose that I believe that a certain discussions were, was, was spoke about in Portland. So I rang him up, it was on a Sunday, and I, I made a, it was a pretty, pretty straight level conversation and there wasn't, it wasn't really hot headed and I'd asked him had he listened in on my calls. And he said now look, he said, look, you know there was a, you've got the documentation but he said no, he said, look there was no taping that I can assure you, there was no taping of the calls. I said well if there's no taping, I said there must be records and I said I've received no records under FOI of any faults on my line. Now if this was for fault reading where's the bloody FOI faults where's the faults on the diaries which I'm entitled to and I said well so, if you were the only one who was li, he said well there were other people across this at the time. And I said so you weren't the only one that was listening. He said, well as I said to you before there's a lot, there's a lot of people across your problem at that time. And I said well I'd like something in writing, he said, well I've got to go to, to college tomorrow, or to, to Warrnambool early in the morning, I said well you can pick up a, a, in actual fact he didn't realise, he thought you had to, his actual statement was, well that means I've got to go to the, to the Police Station or to the, to the, to the Courts to pick up a, an affidavit, and I said no, I said you can go to a local, Davis', the local newsagent, I said you can pick one up there, I can do that anywhere now. So I said if you pick that up, I said I'll accept that, I said I won't worry you again. I said even if you write it on, on a piece of paper, I said, but I want something official because I said enough's enough and that's what he was going to do. Now, I heard nothing from him for about a week, I then put a notice on the notice board at the College just asking him to ring me. I heard nothing from him then and then I rang him, it was about a week later and he said I'm not allowed to talk to you, he said if you want any information, you are to talk to my solicitor. I said, oh I said well look you know, who's your solicitor he said Simon CHALMERS of Telecom. Now this man's already left, he's already left Telecom yet they've got a Telecom solicitor. I rang

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Simon CHALMERS and he said like this is an arbitration process, I said no it's not it doesn't come under the, under the arbitration umbrella. And I said it's I want, I want to, you know I want to get to the bottom of you know what's happened. And he was reluctant to talk about it.

Q39. So the conversation you had with Gordon STOKES you said to me before we started the tape, that was on Sunday the 21st of August 94?

A. I've got, I've got to be, be sure, if it wasn't the 21st it was the following Sunday, I've got it written down somewhere.

Q40. So it'd be round about the, so almost a month ago?

A. Yeah about a month yeah.

Q41. And, Mr STOKES is an ex-Telecom employee, to your knowledge he's been out of Telecom for several months before that?

A. I think about four months yeah.

Q42. Okay. But he was a main technician here before that?

A. He was, he was the main fellow, he, he was the main.

Q43. And he's been out to your premises several times while he was with Telecom?

A. He has.

Q44. To service your phone system?

A. Right.

Q45. And during that time, he had not discussed or disclosed to you that monitoring was taking place on your lines?

A. Never, never.

Q46. And I think you mentioned before we started the tape that he in fact also, blamed your answering system at some stage for problems?

A. Not, not him, Ross ANDERSON back in April the 13th 92, he blamed the answering machine as, as my problem, source of problems.

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DAHLSTROM Okay.

A. I don't know whether I ever told you gentlemen this but, and it, it's well documented in Telecom notes, that and I don't know, remember the date. But it was within about two days after we had a, the first Current Affair program, I had rang ELSTERNWICK from the ABC and I wanted to speak to Mr McNIGHT, did I mention that before.

DAHLSTROM Yes.

PENROSE Yes.

A. Oh, ...

DAHLSTROM Yeah, yeah I do recall that.

A. Okay.

Q47. Okay. So when you spoke to Gordon STOKES a month ago, he didn't specifically say that other people were monitoring the line or monitoring your service. His general thrust was that?

A. Across, across my fault so. And he, he more or less made it quite clear that he wasn't the only one. But it wasn't until I sort of badgered him or put him in a, in a corner if you'd like to say that, he said well look, he said there was a lot of people, I said well you were the only one listening in to my calls. And he said, well no, there was, what I'm saying to you, there was a lot of people across your case at that time. But he made it quite clear that there was no taping so, when you put one against the other, I got the, I got the, the reference that yeah there was quite a few people listening in on it.

Q48. And this all came about as, as a result of certain rumours or?

A. Well it's just a gut feelin that I've got that, there's a discussion took place yeah.

Q49. About a certain incident?

A. About a certain incident, where, where I can't work out where that instance there. It would not, I mean it just wouldn't happen, it just wouldn't happen.

Q50. And the only information or the only way that it became known?

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A. Well how I saw it yeah, is through the,

Q51. Is over the telephone service?

A. Yeah mm.

PENROSE

Q52. What was the incident?

A. It was an incident that's sort of a little bit delicate.

ASK ME ABOUT THIS LATER.

DAHLSTROM

Q53. All right, so since you've spoken to Simon CHALMERS it's been your opinion or, it was virtually stated to you that Mr STOKES won't be speaking to you or making any affidavit?

A. He said there'd be no affidavits from Gordon STOKES, any, any reference has got to be dealt with this office, and I said well if, if Mr STOKES is not employed by Telecom how can you be representing him. I said all I want is an affidavis, or a, a letter of some sort to, to give the arbitrator, although it's not arbitration process I said, I want something that, to show how much we, us fellas have been under you know, under stress. And I make it very, make it known here I believe it's not only three or four or five months I think they've been monitoring the lines, and listen in on calls a lot longer then that. There was a period of time where we used to hear clicks, I've heard, I've heard like background as if I can hear the actual exchange, someone in the exchange. Now about two months ago I think it, I rang, I rang Tim, Ann was on the other line and we were getting, and we, it was, I actually taped it, and it was like as if we had, and when we first got on the line as if you could hear background, as it was hollow and you could hear sort of footsteps or, or, or work being done in the background as if he was inside an exchange, it was, it was strange. Now I've had that happen a couple of times, when I've picked the phone up I can hear that background noise, when I put the phone down and about 10 seconds or 15 seconds later, I try to use because I'm, I've worked this 90, this 90 second business on my phone, where I've been charged for the, I've tried to do my own testing and I've heard an echo in background on the line and that's happened about twice, going back probably I don't know two months ago, three months ago, but probably round about February, March.

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Q54. Just one last thing Alan that I've got, there's a letter here that you've written to Mr Paul RUMBLE of Telecom?

A. Right.

Q55. And it relates to a conversation that you had on the 31st of June with him?

A. Mmhuh.

Q56. And I believe it also relates to the bus?

A. Right, it does yes.

Q57. Company matters etcetera. The thing that I'm intrigued by is the statement here that you've given Mr RUMBLE your word that you would not go running off to the Federal Police etcetera?

A. Mmhuh.

Q58. Can you tell me what he background of that is?

A. Well I rang Paul RUMBLE up and I said look, I want some sort of clarification with all these, I said we, we get people saying that my staff no longer, as soon as I leave, that they, turn me back they're away. I said we get people that are saying that this person no longer here, and I went through all this, what you've got there. And I said, now I come up with the documentation, I said with Malcolm FRASER that I spoke to Malcolm FRASER and I know damn well I didn't tell anybody. I said I come up with this document and I said and there's no, nobody, nobody's given me any information to, to, to where you got all this information from. And he said well look I'll, I said my.. the one thing I want to know I said, how the bloody hell did you, or what made you fella's write this notifications at the side of these columns of people I've rang, I said I want to know. And he said look, well I'll do anything, he said, just don't go running off to the Federal Police. I said I won't go, I said, I'll tell you what, you do the right thing by me, you return, you give me some a letter back on this, and I said I won't go off to the Federal Police. Now I've had the letters regarding that, and I gave that copy to Warwick SMITH too.

Q59. And that, I mean that relates directly to the monitoring of your service where, where it would

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indicate that monitoring was taking place without your consent?

A. That was before I found the other document under malicious call trace, on my 267230, as I said they haven't got back to me since.

Q60. And you know what Mr RUMBLE's position is in Telecom?

A. Yes. He's Customer Response Unit, which would be sort of number, number one underneath Mr BLACK.

Q61. And he is fully aware of our investigation in relation to monitoring of telephone services?

A. Oh yeah sure.

DAHLSTROM Okay. Superintendent PENROSE have you got any questions.

PENROSE
Q62. Thanks Tim. The information that John McMAHON passed on you from Austel about live monitoring. Do you know where he got that information from?

A. No, but it, it is in an Austel document, I can't find it but it wouldn't be that hard to find. At a, it's amazing because I wanted to put it into my, my own submission but it's a document saying Mr SMITH was one of two people that were, the lines were in, and it's really to that, very similar to that one that it's in the Telecom stuff. So it did mention Glen Waters being John MAIN and it mentioned me but it did say that the certain times of 1993 that Mr SMITH's lines was, you know was monitored. And that's when I first knew right. And then I come across me FOI and of course that, that clarified it.

PENROSE Do we have that document.

DAHLSTROM Yeah I think I've seen it somewhere before, which is virtually a mirror of the document we spoke about earlier.

A. Yeah it's very close to that.

DAHLSTROM Where, it's an internal report stating that monitoring did take place.

PENROSE
Q63. And live monitoring as far as he was aware was aural

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monitoring.

A. Mm.

Q64. As far as you're aware?

A. Well that, that's I guess that's right yeah.

Q65. Your interpretation. That diary note that Tim showed you, do you know who the author of that is?

A. No. Well I'll put it this way, I, I'd say it would be Gordon STOKES because he did most of the work, but I mean I couldn't.

Q66. And you wouldn't like to guess on your behalf, you're not familiar with Mr STOKES' writing or?

A. Guess yeah. When he writes longhand yes that seems to be a bit shorthand.

DAHLSTROM Printed I think.

A. Printed yeah.

PENROSE
Q67. But the only testing you consented to was the Elmi testing in 1992?

A. In 1992 and I asked them for all the prints of 1992 and the, the one of Austel.

Q68. And in 1993 when the Telecom employees left the briefcase here. You discovered data in that?

A. I actually did yeah. For six days.

Q69. Did they, used Elmi testing?

A. Well when I, when I checked this it clearly shows that 29 incoming calls, 26 sorry, 26 incoming calls were short duration calls that didn't reach this business, and it's, they got little ticks at the side. So that in five days there was 26 calls didn't reach Cape Bridgewater, The Camp. Now that's what, when I really wanted to get on and I find other documentation in the Aus, in, in my FOI that says, the RCM was, was registering short duration calls and I've asked for this information and I still, they still haven't writ, they've refused to give it to me. And I've asked it on two separate issues which I can you know I can sort of ..... for

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some documents, to how I've asked for it. Now that was on the line for three months and they still haven't given me under FOI.

Q70. And that would be an Elmi machine connected to your service at the Portland exchange?

A. Yeah. At the Portland exchange to the RCM.

Q71. In relation to live monitoring, you spoke about it occurring in June or July of 1993?

A. Mmhuh.

Q72. Where does that information come from?

A. That's, that's in that document.

Q73. The one that you identified earlier?

A. Mmm.

Q74. And in 1993 were you still reporting faults with your telephone?

A. I have been reporting faults right up until June 1994. And, and, and Telecom themselves have found faults in 1994, a lot of faults in 1994. Well up to, even up to June, May the 25th we are, I had repeated voice announcements, I'll tell you something that, that I've, I've done a four minute video clip, that when I rang, I rang 1100, a girl got on the phone and I've signed a Stat Dec to this, her name was Heidi and I gave her a nice little bit of a run around about her name, about a Swiss story that we will, probably shouldn't tell.

PENROSE I think you've told me about this before.

A. Yeah.

PENROSE From Ballarat.

A. Yeah and from Bendigo. And this lady then turned around and says mate, turns around and I asked her to, to tell me what she heard if you [illegible] 26[illegible] number, 008 number. No phones rang [illegible] one ring and that's all that happened and I had somebody present in, in, in the building here. She gets back on to my fax line which I was dialling out and I said what did you hear, and she says something about the Camp. I said I beg your pardon? She said

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something about a camp, I said I'm sorry I didn't quite hear you what did you say, she said something about a camp, she said I heard somebody say something about a camp. I said my lady I said nobody even picked the phone up, I said it only rang once, she said well I heard something about it, I said do you mind, she said what, what are you trying to do. I said well go get me the supervisor, so the supervisor come on, I said look, I said I want to go into all this, I said but there, there's something wrong, I said now this is what's happened. Do you mind getting her to ring the phone again, with that she got back, she rang the phone, it rang once or twice as normal right, the person picked the phone up and spoke on the phone and said hello, and that's all she done right. Okay, now the phone was put down and then we left it at that, three weeks later I get my phone bill, and I was charged for the first call, I was charged for 19, for 19 seconds which I never even picked up. The next call which was said hello, and Telecom's admitted this right, I was charged for four minutes and 19 seconds. Now I've done a video clip of this, of, of in front of a professional video right, of exactly this case because she, there was something wrong and she didn't want to, she didn't want to, at no time did I speak on that phone, nobody said the Cape Bridgewater Holiday Camp, I find another documentation that, that I rang, I was ringing Graham SCHORER's and I couldn't get through to him. I rang 132999, the reporter from there turns around and says, when he realised we were COT he didn't report the call. So we've not only been dealing with, with, with COT issues like with, with, with through Telecom, we've been try, we're getting bum steered by 132999 and 1100. Now that, that's clarified, I mean I, I've, I mean it's documented that that's a fact it happened yeah.

Q75. And when did you discover that the malicious call trace was on your line in the FOI documents that you received. Just roughly?

A. About two months ago, oh six weeks ago.

Q76. And you had no knowledge of it?

A. No I had, I'd seen it but I didn't report, I'd written so much of, I've listened to so much stuff I hadn't put a great significance to it, yeah.

Q77. And in relation to Gordon STOKES what did he say to

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you specifically that, that's suggested that he was involved in live monitoring of your telephone service?

A. Well now you've put it this way. I assumed, so that's why I rang him, I thought well he'd have to be the person, him being in charge right. And that's, and he, he didn't refute it, now I found that strange at the time, he didn't re, he didn't say oh it wasn't me, he didn't deny it, he didn't deny it at all, he just said that I wasn't, no, he said, there was no taping. *

Q78. I haven't heard, I'd haven't heard rain like that for six months?

A. Didn't ask, take it with you. He said it's, it's, it's, we, we, there was, there was no taping done and he made it quite, in fact, which I believe right. But what I'm left, what I'm wondering is, is quite common I've been lead to believe now it's quite common that they, they, when they, when they listen in on the calls it goes through the whole exchange. Now I've been told that on a lot of occasions, so I'm wondering if this, if that's the case how many other people could've listened to it. Could be Mrs SMITH, could've been Mrs BROWN, Mrs BROWN talks to Mrs SMITH, husband and next minute it's all around town. *

Q79. At which college did you put the notice up at?

A. Ah, the, the Warrnambool Deakin University.

Q80. What's, Mr STOKES associated with it is he?

A. He, he's doing a, a course there at the moment. And all I done was put a please contact me Mr STOKES.

Q81. Did John McMAHON ever describe the document that he'd spoken to you where it had been identified to him about the live monitoring? *

A. No, no never.

DAHLSTROM Okay. That, that document that you, that you may be referring to, or John McMAHON may be referring to, we do have a copy of it.

A. Right.

DAHLSTROM However, because it's been provided to us by

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Telecom, I'm, I won't show it to you.

A. You can't yeah I understand.

DAHLSTROM But it does identify the fact that, that you were live monitored for a period of time. So we're quite satisfied that, that there are other references to it.

A. Right.

PENROSE
Q82. How often does it rain down here?

A. Only when you fellas come down. We've had about five good days actually.

DAHLSTROM
Q83. Have you got anything else Alan to do with the live monitoring issue?

A. Ah, no but I, this, I mean how can you say that you know, because it's, it's documented that it happened from this time to that time, but nothing, in my wildest dreams would think that I'd ever been taped but now I know that what I'd thought for five months, six months, 12 months. I believe I've been taped or listened too over a good, you know a good period of time, 12 months, 18 months, and I believe up until only a matter of two months ago, a lot of funny things used to happen on the line, we'd hear clicks and, and it's just, well I can no longer use the phone. I, I really bel, I mean just cause you fellas are here now I, really don't know, I mean when I go in there I go to the gold phone, I really don't know whether I can use the phone with, with any, you know any safety. I, I, you know it's just,

Q84. There is just one more document that you've sent to us that probably wasn't in the initial record of conversation and that's a handwritten note?

A. Sorry.

FEMALE Brad wants you to know if he can break for a second.

DAHLSTROM I'll just suspend the tape then. The time is approximately 7.05pm.

TAPED RECORD OF CONVERSATION RECOMMENCED, APPROXIMATELY 7.08PM

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Q85. Alan just before the suspension we were just discussing the live monitoring and we established that it was around June, July, August of 93?

A. Right.

Q86. The document here that you've sent to us earlier has got the date, 27/6 on it?

A. Right.

Q87. We can only assume I suppose that it's 1993. But there is a number blacked out?

A. Mmhuh.

Q88. And an arrow to your number which would show that this, this person called you?

A. Right.

Q89. At 6.40pm. And the notation written on it is caller, caller is usually from this number but apparently somewhere in Adelaide on this occasion? *

A. Right.

Q90. And I think you've brought that to our attention to say well how would they know that this person, and whether he calls from?

A. Yeah how would they know.

Q91. A certain number but is away in Adelaide. Other then, as you say, listening in to the telephone? *

A. I, that's it, I mean how would you know. I, I've shown that to quite a few people and they said oh God yeah, you know how, how would they know. You tell me, it's a, it's a pizza parlour and he had a dial-a-pizza parlour, and he's gone broke and he's pretty, clear set sort of a fella, and he put in about 60 grand and he's done the lot. And I was using this as an example to give to Senator BOSWELL and at that time we were getting all these people that I could get the information so that I could forward it to BOSWELL at that time to present to the Senate. So all this was being done, or being known at that time, because they knew that we were getting as much information we could to give to, to BOSWELL and to Richard ALSTON, Shadow Minister, to present to the Senate.

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Q92. And that's not Ralphie's Pizza, that's someone else?

A. No that's, I can't think of it, think of the name of the place but it's, it's in Adelaide and, he actually was on, on, on the Current Affair program that, not Current Affair, yeah Current Affair program, and he's the gentleman that was, so I contacted him and I said well give me as much information you can and we can present your case perhaps to, you know to, to the Senate, which we did.

Q93. Okay. All right do you have anything else Alan?

A. No I don't, not really, no.

DAHLSTROM And Superintendent PENROSE anything else that you'd like to discuss with Alan.

PENROSE No thanks.

DAHLSTROM Okay. That being the case I'll turn the tape off.

AND THE TIME IS 7.11PM

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