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Haunting memories and flashbacks of the S.O.G. arrest back in December 1992

POST-TRAUMATIC STRESS DISORDER (PTSD).

As I wasn’t going to any meeting alone.

LA PORCHETTA. <TRISTAN KASSIS, sworn and examined:

This was like a very bad dream, only worse. It was f*cking real!

Police Stand off on the 21/05/2012 till the 23/05 2012. –

P.T.S.D. CONDITION KEPT ME ALIVE. /“COMBATANT MODE”, US V’S THEM!

This is a Classic Text book case of P.T.S.D. I could not feign (or) fudge!

The mind shuts down from the exposure to great levels of fear and stress.

I was so overwhelmed now with stress. Sleep brought me a temporary respite.

As the first flash bang explodes inside the house.

Lighting up the darkness/sky as if were Gyfork’s day!

Coughing and spluttering from ingesting copious amounts of tear gas.

Without any second blink. Boom Boom Boom, I return fire. Giving them something to think about.

I didn’t know just what the fuck was going on, as shit was blowing up around me.

As the first flashbang explodes inside the house.

Get the fuck out now! You’re not dying on my watch.

Wanting now to be shot dead, in the field, then be captured alive!

For my organs to be donated to others, if they survived the ordeal at all. Not full of lead,

“I had gone to measures in preserving last final dying wishes!”

I then decided f*ck it! I’m going. Runty is with me till the end!

“Bigger than Ned Kelly!”

“This was not my intent or game plan at all.” I had no desire to kill or maim any period!

I had strategically positioned myself dead centre of the lounge room.

This would surely trigger off a deadly gunfight between us.

Boom, Boom, Boom, Boom,kashoo, kashoo, kashoo, kashoo, kashoo, kashoo, Boom, Boom, Kashoo, kashoo, kashoo, Booom, Kashoo, Kashoo!

I know that I have to get out, and get out now. Runty aint coming.

Lighting up the darkness/sky as if were Gyfork’s day!

Expecting to be shot at any moment. NOTHING! What the fuck! They can’t see me.

Coughing and spluttering from ingesting copious amounts of tear gas.

357 MAGNUM WAS LITERALLY STILL SMOKING!

And against a “far superior armed combatant forces in armoured vehicles and machine guns”.

NOW READ REAL LIFE TRUE EVIDENCE. OF THE SIEGE EVENTS UNFOLDING!

THE FLASH BANG EXPERT SPEAKS.

LORRETA COLLIER TELLS:

I had believed were real live fire! "BOOM" "BOOM" "BOOM" "BOOM" "BOOM" "BOOM."

HIS HONOUR HAD HIMSELF WITNESSED IT TAKING PLACE.

“NOW THE WAR ZONE INSIDE HOUSE!”

FIRST SHOT FIRED YES. SEEN ON C.C.T.V. AT 10.09. AM. 22 MAY 2012

!

This round seems to be that of a “Hollow Point.” As explodes on impact. I had a mix.

SHELL SHOCKED!

BIBLIOGRAPHY.

From little things, minor assaults by Police-----
“BIG THINGS GROW”, ENDING WITH THE SIEGE!

“REPEATED EXPOSURE TO VIOLENCE AT HANDS OF VICTORIA POLICE.”
HAS OVER TIME AND MANY INCIDENTS SPAWNED A **“P.T.S.D CONDITION!”**

CREATE’S AN ANTI –AUTHORITY ATTITUDE AND ANTI- SOCIAL CONDITION!

Coming in to custody after a high speed police car chase, not pulling over, in my own car treated it as if it were a hottie- stolen car. I was eventually rammed into a cyclone fence at a round-a-bout in Footscray, a back street behind Footscray Hospital. This car chase went for 20 odd minutes, involving some 28 police cars and Polair, the helicopter. The police were all hyped up, adrenaline still coursing through their veins, as was mine. **Ripping me out from my vehicle, as a rag doll. Dragged to the bitumen handcuffed behind my back then stomped on hard.** They were not nice fellows at all, pissed off at me was an understatement. I was spoken to over the theft of a policeman’s personal car, a Ford XB coupe. Yes I had stolen this vehicle, I was chased from the site that it was recovered from, and it had my crashed Ford XA coupe number plates on at the time. The owner was from Moonee Ponds police station, tried to have me reveal where his missing motor and vehicle identification tags were. I never said, was loaded up with trumped up drug possession charges and assaulted, and charged with assault to. Remanded into custody, 27th October 1989. **My wrists still swollen, showing signs of bruising, my body sore also.**

18

The above medical report states unable to sleep, looking tired. These are two key symptoms of P.T.S.D. **Un-able to sleep, and fatigued, a little depressed are at minimum identified. Dating back to Oct 1989. This is a part diagnosis,** remember P.T.S.D. Condition was not common in this period, **nor where they looking for such unidentified conditions.**

It wasn’t recognised or appreciated either for that Matter.

Only in recent years has it been given the attention it deserves, and even then short of.

18. THE FOLLOWING REPORTS:

Now all angry towards prison officers, unstable, emotionally erratic. Key P.T.S.D. signs.
The symptoms of such conditions normally begin to surface between 4- 6 weeks after trauma.

18. **Presents as very angry, states he has attacked people, he looks a little paranoid.**

Again key significant features and symptoms of P.T.S.D. **In complete turmoil with the world.**

I would be released in January 1991, and be violently assaulted by the Victorian Armed Hold Up squad. They were merciless brutal thugs hiding behind a shield, protected by the state. I was literally tortured for hours by them at my father’s house in St Albans Victoria. They had even denied my poor ailing father his desperately needed heart medication. Paid him no heed at all. **Ripped a chink of Nido hair implants that I just had done.** Some few thousand strands imbedded into front of my scalp. Not to mention twisting my left knee around. Fresh from a knee reconstruction 6 weeks earlier. The knee was in a knee brace, and. I was hobbling around on crutches.

Trying their best to cripple me, in tearing open my fresh surgery. Ohh I overlooked the fact of a broken nose suffered too along with facial swelling and bruising too! READ ON!

18. **“DUST TO DUST”** was the name of the Operation which was mounted upon me by the Victorian Armed Hold up Squad at the time. **The name evoking DEATH.** A spate of Police shootings were also occurring during this period. Victoria had the highest police fatality in the Nation for a few years. Following the Walsh Street Police ambush Killings. The Kill count by Police Shootings had spiked off the Richter scale. **Exposed to extreme fear & threat of death conveyed to me from police. I was actually** (Hospitalized). And my mate Edward **“Jockey”** Smith was shot and killed by the Police. **The true nature of my injuries were not visible. Was the deep profound**

psychological trauma un-recognised at time. Required me to be hospitalised, the extent of my injuries requiring micro plastic surgery to be undertaken. A pin inserted into my left ring finger, re-attaching it, as was literally severed just hanging there. This was caused by the S.O.G. barrels of shotguns, coming down on me. Again a broken nose, black eyes multiple head wounds from butts and the barrels of shotguns. Broken ribs, severe bruising too much of my upper body. I was un-armed and naked at the time. Not to mention the psychological injuries I sustained by the S. O.G. placing an empty revolver pointed to the back of my head and clicked, click click click click. I was not aware the gun used was not loaded at the time. Expecting my brains to be splattered across laundry linen floor at any moment.

Remember the operation name. Dust to Dust. How morbid and macabre it was indeed!

Ya reckon this did not have an impact upon me. They were telling me in no uncertain terms!

A bedside hearing took place before Magistrate Ms Linda Dessau who noted the obvious injuries to me on the 07/12/92 and had indeed referred to at a later Court Hearing * EO2691300, which she presided over. This trauma I have never been able to extinguish from my mind at all. I still have repeated "flash backs some 20 odd years later" and continues to haunt me I kid you not. "Deeply etched and ingrained in my mind" sadly. Prison medical reports of those injuries. "Patient unable to give circumstances to injury". Still in shock from event! "Memory is shut down by trauma!"

18.

8 December 1992 Transferred to Pentridge Hospital.

10 DECEMBER 1992 TRANSFER TO H- DIVISION

Haunting memories and flashbacks of the S.O.G. arrest back in December 1992 instilled instant apprehension. **Fear, panic and deep concern to me whenever their names were mentioned now.** These were mercenaries who worked for the state. "Elite commandos." Killers! Of being tortured. **The very same fears and flashbacks a rape victim would suffer, full of anxiety and apprehension!** I will now infuse some medical reporting of this extremely underestimated condition. It is something not to be trifled with at all. So profound that the X- Australian servicemen are committing suicide in un-precedent numbers. **Last year alone was a tragic 78 lives lost. A huge toll, considering that in the 14 year war fought in Afghanistan. The death rate casualty's was some 41.** And a damning indictment on this nation and then some I say. They had all served this country well and proud. Put their lives on the front line of active combat and are now spent useless bullet shell casings in their eyes. **The figures of 78 only relate to the year 2016. Not all those other un-accounted victims in between!** Even the Police association is voicing their utmost alarm and concern at the high volume of its own members afflicted with this troubling condition. No-one's immune **me included!** You can't pick and choose and decide. **Just who they will recognise and who they won't!** My own suffering, realising the profound impact it had upon me, doing research on this condition. To better grapple and understand it. To help cure myself from this debilitating impairment. As there are literally no resources to heal the servicemen that served this country, let alone for prisoners. So I had to **assess, improvise and overcome this myself.** With the aid of a few prison nurse's counselling. Leading me through a quagmire that I has found myself in. By realising the damaging impact P.T.S.D. condition had on me. Caused me to review all those. **I had subjected to acts of terror and violence through the course of my armed robbery career. Feeling empathy towards and now relating to them.** The suggestion by the false claims of Doctor Danny Sullivan, that I attributed my P.T.S.D. condition to my "austere conditions." **Instead! This fraudulent report was never questioned, nor tested for its veracity. This outrageous fallacy was slipped in and introduced by my defence counsel Saul Holt.** Now therefore negating my P.T.S.D. condition and a Bona-fida state of mind. These misleading accounts to then now be accepted by the Courts. **That I did not suffer P.T.S.D. Only fuelled my anger and distress.** Compounding my state even further, my determination giving rise to expose the facts of my true repeated diagnosed P.T.S.D. state. And the early signs and symptoms over the course of decades. By a host of medical professionals. This matter is delved into further in lengths, fleshed out proper in **Remorse/ P.T.S.D and BETRAYED "Judas Counsel."** chapters. **Read. Warning you will puke!**

POST-TRAUMATIC STRESS DISORDER (PTSD).

When in danger, it's natural to feel afraid. This fear triggers many split-second changes in the body to defend against the danger or to avoid it. This "fight-or-flight" response is a healthy reaction meant to protect a person from harm.

But in post-traumatic stress disorder frightened even when they're no longer in danger.

PTSD developments after a terrifying ordeal that involved physical harm or the threat of physical harm. The person develops PTSD may have been the one who was harmed, the harm may have happened to a loved one, or the person may have witnessed a harmful event that happened to loved ones or strangers.

PTSD can result from a variety of traumatic incidents, such as mugging, rape, torture, being kidnapped or held captive, child abuse, car accidents, train wrecks, plane crashes, bombings, or natural disasters such as floods or earth quakes.

Causes; Genes. Currently, many scientists are focusing on genes that play a role in creating fear memories. Understanding how fear memories are created may help to refine or find new interventions for reducing the symptoms of PTSD.

For example, PTSD researchers have pinpointed a gene that make: **Stathmin**, a protein needed to form fear memories. In one study, mice that did not make Stathmin were less likely than normal mice **to "freeze," a natural, protective response to danger, after being exposed to a fearful experience.**

They also showed less innate fear by exploring open spaces more willingly than normal mice. GRP (gastrin-releasing peptide), a signalling chemical in the brain released during emotional events. In mice, GRP seems to help control the fear response, **and lack of GRP may lead to the creation of greater and more lasting memories of fear.**

Researchers have also found a version of the 5-HTTLPR gene, which controls levels of serotonin- a brain chemical related to mood-that-appears to fuel the fear response.

Like other mental disorders, it is likely that many genes with small effects are at work in PTSD.

BRAIN AREAS; Studying parts of the brain involved in dealing with stress and fear also helps researchers to better understand possible causes of PTSD. One such brain structure is the amygdala, known for its role in emotion, learning, and memory. The amygdala appears to be active in fear acquisition, or learning to fear an event (such as touching a hot stove), **as well as in the early stages of fear extinction, or learning not to fear.**

Storing extinction memories and dampening the original fear response appears to involve the prefrontal cortex (PFC) area of the brain, involved in tasks such as decision-making, problem-solving, and judgement. Certain areas of the PFC play slightly different roles. For example, when it deems a source of stress controllable, the medial PFC suppresses the amygdala an alarm centre deep in the brainstem and controls the stress response. Brain area may affect its ability to do so. **67**.

The above P.T.S.D. condition medical report was important to infuse. To better appreciate my conduct and behaviour. **To fully appreciate the dynamics of the body's internal safety coping mechanisms. How it's designed to operate under perceived threat and apprehension of bad memories- past trauma suffered. Which is buried in the deep recess of one's sub-conscious mind. That had went un-noticed by me and prison doctors for many years. To be then finally identified and well documented. Answering in part my actions, to then be buried. Hidden and told that I don't suffer it by Saul Holt!**

I WOULD GO ON TO BE DIAGNOSED AS TO SUFFER **EXTREME ANGER.**

THESE SYMPTOMS ARE A KEY UNDERLYING FACTOR IN A P.T.S.D CONDITION, WHICH WAS NOT RECOGNISED BACK THEN. NOR WERE DOCTORS LOOKING FOR THIS CONDITION AT ALL.

IT HAS ONLY NOW BECOME MORE OF A RECOGNISED MENTAL DISABILITY!

18.

[50] Later in 2012 he returned to Barwon Prison and was reviewed by a psychiatrist, who in September 2012 noted features of depression and anxiety. Medication was offered but declined by Mr Binse. In late November 2012 he reported some symptoms of post-traumatic stress disorder and the visiting psychiatrist noted this diagnosis. 70.

[66] "persistent fears that he could be harmed"- KEY MARKER IN P.T.S.D.

[67] "He reports past traumas involving believing that he was to be killed by Police or others"

[68] "He reports that various otherwise innocuous events trigger emotional responses including anxiety or distress, that he is preoccupied with threat to him or those close to him, and that he has repeated recollections of traumatic events that have happened to him. He has had periods of marked emotional volatility which may reflect periods in which his coping strategies are ineffective".

AND 2013, I WOULD BE DIAGNOSED WITH P.T.S.D. BY MULTIPLE PSYCHIATRICALS 48.

My last previous life threatening encounter was with the Victorian Police S.O.G. in 1992.

I was arrested and interned for thirteen years for the crimes I had committed, in both Vic and N.S.W. Now released in Feb 2005. Back in the community, some months pass adjusting to society. Not involved in any crimes, let alone armed robberies. **Which I would have by now. Given that I was a prolific robber in the 1990's. An adrenaline junkie towards them in fact.** That all changed with my arrest in December 1992. **The impact and nature of it, along with the death of my mate.** In 2005. I was now being nominated as a suspect in an Armed

Robbery and Murder of a Security guard. My associate **"SQUIGGLES"** had informed me of this real disturbing troubling situation. As he had **"friendly"** Police connections, who knew. That I was a close associate of his, he had been warned by them. That the S.O.G. had plans to hit my place, **"to talk to me."** **This had now triggered off alarm, fear and trepidation as last time.** I was hospitalised by these **"Sons of God."** To avoid them **"Squiggles"** had arranged a meeting between me and his brother Ricky. Which I requested to be present.

As I wasn't going to any meeting alone.

I still did not trust the Police at all, to avoid **"the S.O.G.'s greetings."** I agreed to meet with Detective Mr Ron Iddles of the Victorian "Homicide Squad." He had brought along a male partner. I ended up meeting him and his partner at a coffee shop across from Essendon railway station. To eliminate myself as a suspect in that crime. This was the first time in my life that I had ever gone to speak with Police. I needed to eliminate myself as having played any role in this heinous crime. **My alibi was unshakable. Thank f*ck for that!**

I was signing in at N.S.W. Parliament house register on the day. Meeting with the opposition Prison minister and the opposition Health minister for forensic patients/inmates. **What a sigh of relief that was!** The daunting prospect of real harm met by the S.O.G.'s had now been averted. Hugo Rich would later be charged and convicted of this. **SQUIGGLES** would mail me of warnings and of any dangers from S.O.G as they arose in future again. Every time an occasion have surfaced. I had gone to measures to reduce the risk of violence to me.

By either not carrying any kind of firearms on me. As I had been told if S.O.G. found me with any weapons. They would break my hand and fingers at minimum, **if not be shot and killed by these assassins. There are few things that can invoke fear into me.** The S.O.G. are at the top, and they are real serious fuckers! **They train, eat. Breathe and live for the action! Adrenalin junkies. As I was with robberies.**

I have come to admire and envy them. They truly are worthy adversaries, like no other that exists. They are more than just your average solja, they are on another level, above the norm. They kick ass!

To demonstrate the long lasting effects and impact that they had had on me, on just the Daylesford arrest alone back on the 5th December 1992. When guns were put to the back of my head and clicked click, click, demanding the whereabouts of the stolen cash from robbery location. Not to mention, **the savage beating in the prolonged sustained assault. Leaving me hospitalized as a result, needing micro plastic surgery with a pin inserted into my finger to help it heal and re-attached in the repair recovery process.**

In May 2012. I would be confronted by a group of un-identified males. Displaying thug type attitudes and behaviour. I had serious dramas at the time, was assaulted by a group of unidentified males months earlier. **Associates being shot, others killed. My life was in danger and grave peril at the time.** This was even conceded and accepted by the Police and the Crown. I was not to know at the time. They were in fact undercover Police officers. I was confronted by them in an "aggressive manner." Where I believed them to be underworld enemies of mine, so I produced a silver 3.57 magnum on them. Pointing it directly in the face of the closest cop. Resting barrel on the tip of his nose, telling him and his sidekicks to fuck off twice. This incident **only lasted a few brief moments, no longer than ten seconds at tops.** Not even. Far from what I had been subjected to and had experienced at the hands of S.O.G. He had not been

hospitalized either. **Yet he was deeply traumatised by this act**, he was later to give evidence at the committal hearing proceedings. I had conducted personally myself, at the time did not appear to be effected by the incident at all. Yet what belied beneath, **was a now a broken man, deeply affected by this**. He could not conceal this fact in later proceedings when he re-visited events at trial. I was even moved by his state. Read the facts see how P.T.S.D works!

HOW IT F*CKS PEOPLES METAL STATES IT'S DEBILTATING IMPACT!

LA PORCHETTA. <TRISTAN KASSIS, sworn and examined:

Your Honour, my name is Tristan Kassis. I'm a First Constable of Police stationed at Sunbury Police Station. HER HONOUR: Yes, very good. HER HONOUR: Do you want any - do you want to ask him anything about that or what - - - ACCUSED: I do, I do, I do.

HER HONOUR: - - - what cross-examination is from me or are you happy to just go on?

ACCUSED: No, I'm happy to conduct it myself. HER HONOUR: All right. You understand that my job is in relation to your cross examination is to - and you probably understand this from other cases but that my job is to make sure that the questions you ask him - - -

ACCUSED: Yes. HER HONOUR: - - - are relevant - - - ACCUSED: They are.

HER HONOUR: - - - to the case. ACCUSED: They are. Relevant to his statement. Or if it's true and accurate. HER HONOUR: Yes. OK, I'm reflect - we do our scenario, you know, a repeat. You know what I mean? Like, I get a little bit enthusiastic, passionate and try to replay events, OK, as accurate as I can, OK. I spin around, produce a silver hanger?---Sorry?

I produce a silver handgun? ---Correct. You could see the silver handgun---Yes.

A glint off any lights? ---I was looking straight down the barrel. You were looking straight - you say you would have been - - -?---It was right on my mouth. So you're right under my arse?

Sorry, I'm sorry. You're right on my tail? ---Correct. Looking straight down the barrel. What was I carrying in my hands?---Just a gun. You dropped your motorbike helmet. I dropped the motorbike helmet? To carry the gun? Actually, to reach for the gun? ---I can't tell you what you did, I can say what I saw. All right, so held the gun, one hand, two hands? --Well, as I said, I was just looking straight down the barrel. I don't know (indistinct). OK, so if I said to you that I was holding it with both hands ACCUSED: All right, the gun, couple inches away. The words were, I said to you? ---You can read it out, I'm not going to say it. So nothing beyond that? ---No, not that I can recall. And I was two feet away from you, (indistinct) barrel of the gun? ---You were only a couple of inches away from me. A couple - actually, the gun was a couple of inches away, yes? ---M'mm. OK, so it's like, hand, full extended arm, half extended arm? ---I can't tell you that, I was just looking down the barrel.

HER HONOUR: Yes MS WILLIAMS: Your Honour, just before we recommence, if we do recommence – Your Honour, I've got some - some real concerns about this matter the way it's proceeding. The purpose of a committal is not for Mr Binse's entertainment. It's not for him to cross-examine willy nilly for purposes that are not related. As I understand what he's saying, he doesn't dispute that he's committed these offences. That's the first thing. So it seems to me that this is a futile exercise and it's one that I'm concerned about. For example, that police officer by the accused's actions in re-enacting pointing the gun at him, he has been further traumatised. Now I'm simply not going to allow other witnesses to be placed in that position so I really couldn't be confident that he can control himself with the witnesses and as I say, I don't understand what the purpose and what the point of this committal is. If Mr Binse wants to respond to me in a way - or my submission to Your Honour, not to me but to Your Honour - in a way that gives some point to this exercise, then I'll certainly consider it but at the moment I'm considering stopping this committal and when I say, "Stopping this committal" by simply exercising - and I will see the director about it to get instructions if need be - to directly present because I certainly am not going to stay

here for ten days calling witnesses for what is a pointless exercise. So, if Mr Binse can enlighten Your Honour and buy back me as well, but otherwise I'm simply not going to call witnesses to have them further traumatised by his re-enactments. And may I say this - sorry - just so that Mr Binse understands this. That any plea he later may put in will be hampered by this sham that's going on now because submissions will certainly be made that he has re-traumatised victims by this exercise so it seems to me that he is admitting what happened. Therefore, it would be very hard for it to be a trial so I guess I'm also highlighting, this is not to his advantage, this exercise. It's simply not.

HER HONOUR: Of course and I have the same thoughts as you in relation to the futility of it. However, having said that, I don't need to tell you he's entitled to have the committal proceeding and in the absence of a clear statement that he wants to plead guilty to the charges I don't feel that it's appropriate for me to say, "Well you've in effect forfeited your right to a committal".

MS WILLIAMS: No. HER HONOUR: Because it's not particular clear as to that issue. MS

WILLIAMS: Yes. Yes. HER HONOUR: In terms of his cross-examination, I - look, he's in person, I can't say that it's been particular off - well to an extent it has been - off kilter - - -.

MS WILLIAMS: Some of it's been right on point though too. HER HONOUR: Some of it's been right. That's right. So, I mean, some of it has and other aspects are not but I don't think in that sense he's any different to anyone who tries to do this on their own. MS WILLIAMS:

Except for this. If we're dealing with the La Porchetta incident on its own, he does admit it's him - that's very clear from the way he's been cross-examining and what he has said, so he's not denying any of that. There has been some cross-examination as to whether he knew that they were police officers or not. I'm just concerned that, as I said, if he is admitting to this incident and yet he wants to cross examine these witnesses, then he's on notice from the Crown that we will make a submission that he has re-traumatised these witnesses by seeking to cross-examine them in the way he is. Now, I don't say that as a threat because that's not the purpose of it but I'm putting him on notice because he might not appreciate that's what will happen.

HER HONOUR: If we were - look, I'm - obviously I'm disturbed by what you say in relation to the last witness and I made a comment at the time. Perhaps I didn't make it strongly enough because I was watching him and felt that he was doing all right. MS WILLIAMS: I did - yes I

agree. HER HONOUR: And I went to ask him if he wanted to a break and he said, "No", he seemed quite all right and there's always the tension of course with someone in person to - to know how far to - to let things go. MS WILLIAMS: I know.

HER HONOUR: And I know you appreciate that and I - look I'm very bothered by his reaction to it and perhaps it was my mistake because I - I had the feeling looking at him that he was OK although, that was such a superficial assessment anyway.

MS WILLIAMS: Well I can say this. I'm not - I'm not trying to blame Your Honour in any way. I actually had the same feeling but it wasn't until we were outside court when I spoke to him and the informant and I thought myself, perhaps I should have stopped it, so - but that's not the point - - - HER HONOUR: No. MS WILLIAMS: The point is that I want him to be on notice. If he is going to and has admitted to this, that if he seeks to cross-examine in the way that he did, then I just say, he needs to be a little bit careful about that because he's on notice and, of course, a plea of guilty Your Honour, I'm not his lawyer. I'm for the Crown. I'm doing my job. But he's unrepresented and he should know that an early plea of guilty without re-traumatising

Victims has much more weight that a later plea where he's cross-examined them. That's the only Point I'm making so that he understands where we're going from our point of view - from the Crown's point of view in this committal. HER HONOUR: Yes. Look, I understand that. He probably understands as well. In terms of the committal itself, well, if you have the power to do what you say you might do then obviously I can't - - MS WILLIAMS: No, no.

HER HONOUR: There's nothing I can do about that. My view is that he's doing - he's doing OK and that the committal should continue. Now, having said that, if an issue arose in relation to a witness being traumatised like that then I have to be mindful of that, as do you. ¹¹

THIS OFFICER WAS "NOT HOSPITALIZED EITHER BY EXTENT OF HIS EXPERIENCES". I WAS! NEEDING PLASTIC SURGERY TO RE-ATTACH MY FINGER. BROKEN RIB/ NOSE, BLACK EYES & NOT TO MENTION "HEAD FULL OF SUTURES!" "NOT TO OVERLOOK "JOCKEY" WAS KILLED BY POLICE HOURS EARLYER". COMPOUNDING MY VERY OWN STATE OF MIND. THIS WOULD REMAIN LIFELONG

For the Record. I was acquitted by a jury, self- defence was proven & established I was in fear.

But the point and fact I seek to highlight. That the Crown is hyper sensitive to exposing victims To traumatic experiences, as it triggers them re-living experience and a P.T.S.D. condition felt.

I had noticed a male in a hoody, outside La Porchetta in Niddrie acting suspiciously, near my motor bike as he had caught my attention, who would later in a group make an attempt to man handle me. I was concerned for my safety from unknown unidentified men. A group of them.

I had tried to avoid them and did not look over my shoulder at all. I produced a hand gun on them, only after one of them had attempted to aggressively grab me on the shoulder. **I was full of trepidation and caution/fear/concern and paranoia at this point in time.** I would learn they were indeed Police. As I came into possession of their radio, as the first cop had dropped it at my feet. I too dropped my helmet reaching for my weapon. I picked his police radio up along with my phone. The penny dropped. Now I am even more worried for my life, knowing that the S.O.G. would not take this too lightly. Their own being held at gun point. And me armed. This was a real dilemma I was faced with now, my chances of being shot and killed by them was more likely than not and most probable.

After all the previous past warnings given to me. Not to be armed. Let alone point guns at cops.

I had never imagined that I would ever find myself in such a pickle of circumstances at all. I was now filled with complete and utter apprehension the rising trepidation of the impending imminent danger posed to me. I could not possibly fathom at all.

This was like a very bad dream, only worse. It was f*cking real!

That there was shit like this now unfolding around me in the community.

I was more used to being held in solitary confinement and was never prepared for any of this.

HER HONOUR: What do you want to raise this morning?

ACCUSED: Just there's things because I don't wanna - I'm conscious of next week, there's a

Monday off and then we might need to subpoena stuff, OK. There's stuff I've requested. Magistrate Linda Dessau actually was - conducted a bedside hearing following my arrest in 1992 December. Actually the bedside hearing was at St Vincent's Hospital and that was on the 7th of December. The court case followed. It's zero, asterisk - - HER HONOUR: Sorry, but what's the relevance of that?

ACCUSED: Because she observed me, the injuries sustained by the Special Operations, you know, following my arrest. HER HONOUR: So that's not relevant - -

ACCUSED: It is - but the - yeah but the thing is, the SOG had actually arrested me or attempted to arrest me on the siege and that's - I was still suffering like post-traumatic stress syndrome from that - - HER HONOUR: I understand. I understand.

ACCUSED: - - previous event. That's why I need to demonstrate, that's a crucial element that I need to - previous past arrests by police, OK, and I'm still traumatised by that incident.

HER HONOUR: I understand that. ACCUSED: And she has relevance, yeah.

HER HONOUR: But that's not something we need to address at the committal.

ACCUSED: OK. **11**

Police Stand off on the 21/05/2012 till the 23/05 2012. –

P.T.S.D. CONDITION KEPT ME ALIVE. /“COMBATANT MODE”. US V'S THEM!

This is a Classic Text book case of P.T.S.D. I could not feign (or) fudge! My conduct a natural expected response to the perceived threat to me. Reflects real life text book behaviour in this condition. Way before I had ever read the text on such conditions and to then become familiar with the natural responses and behaviours to fear. Marker in P.T.S.D. **Fight (or) flight is natural response**

This all started at around 6.30.am with the loud police whaler calling out to me to surrender,

Exposure to extreme fear. A real threat of being shot and killed, had my adrenaline surging now. At the start of the siege, with the first warnings conveyed over the whaler on the S.O.G. armoured vehicle, this had scared the shit out of me. I quickly put on my boxers, grabbed my bum bag and the silver 3.57 magnum that I would sleep with. No runners, just a handful of clothes. **I'm outta here!**

I had run out to the back yard's side rear fence, on the empty paddock adjacent to the property. Was half way over, when I caught the glimpse of a S.O.G. officer scurrying for cover. As he was exposed out in the open, seeing this. I knew. **I was now boxed in and f*cked!** And wasn't about to continue, as I would have been shot then and there in an open paddock. **Not today I said to myself.**

Attempting to flee the rear. Scaling the side fence, in flight, then spot the S.O.G present. I then retreat.

This realisation set in now, **overcome with extreme panic.** Not able to get past a cordon of the area.

I made my way back into the house. Literally a retreat, with a sickening gut churning feeling rumble inside. What next do I do, I say to myself. These f*cks with come in blasting in any fucking moment. If they have plans to storm the house. I will make it as hard as possible for them to gain entry, created

Obstacles. This done, they then lose the element of surprise. And get stuck, therefore now exposed to me. This would not bode well with them at all. They like the sneak ambush.

I will ambush them now. The only option I had left and open to me.

I begin a mad frantic dash around the inside of the house. Stripping mattresses from beds. Positioned over windows now, stripping doonas and bedding to then double over the existing curtains, now drawn into place. In the thought. The thicker, the less chances of infrared, or heat sensors would penetrate it. I then barricaded front and rear entry points of house. The side rear door and check points of heavy furniture positioned now in place in the corridors. Poured Olive oil from a 4 litre tin around the entire passages way from front to back, **this oil slick, would make them slow down. Or slip up!**

With all the windows now blacked and olive oil in place my **“COUNTER”** measures intact.

I could then relax, regardless of a platoon outside itching to fill me full of lead. As if they tried to gain entry, I had plugged all the entry points. And there presence would alert me, be hard to miss.

The extreme stress of it all. **Draining me of all my energy's, had left me depleted now.**

My mind of the sequel of events was **sketchy for some time, this a natural thing.**

The mind shuts down from the exposure to great levels of fear and stress.

Your memory is left in pieces, bits here, bits there.

The more you re-visit the incident. The more comes floating to the surface, the sooner the healing process begins too. I actually had to put things to the S.O.G. and Police negotiator to learn more about what had unfolded, till then there were many gaps which existed. Many things were answered for me by them, putting the fragmented pieces together. I then went to sleep for a few hours. True,

I was so overwhelmed now with stress. Sleep brought me a temporary respite. With complete peace. Otherwise. I was full of complete trepidation, pacing up and down inside the house on a constant vigil. **Constantly peeping through curtains, expecting imminent death.** At the beginning of the siege. The sound of the heavy armoured S.O.G vehicle, being driven down the driveway.

Sirens going stopping at front door expecting them to launch an imminent assault. **Had caused me to panic and be fearful of being shot by them. Flashbacks of previous arrests that had left me hospitalised in a bedside hearing. And I was still left profoundly traumatised by the incident.**

That I have not been able to this very day to forget, it is vivid deeply etched into my mind sadly. Even now revisiting these memories. I am triggering bad experiences, they just don't go away at all. They remain for ever!

Along with the past warnings from them and now the most current indeed. Led me to be scared yes.

Just as the case being with Vietnam Veteran **“Bob Walter”** had experienced with his own diagnosed chronic late onset of P.T.S.D. He in fact did not know he was afflicted with such debilitating conditions. **He had suffered silently for decades, untreated in and out of mental institutions.**

The haunting sound of a Helicopter a **“Huey”** in fact being fired up, **was enough to relapse.** It had evoked and triggered off the lingering emotions that were buried deep in his subconscious mind. **Some 40 years later! I had witnessed him relaying this situation he faced with his own demon's on an Anzac day memorial back in 2014.** Televised on channel two, his bravery to reveal this.

Indeed allowed me to begin to understand and help me navigate my own demons, in identifying the source and how to heal with it.

Yet at the time of the siege, I was totally oblivious of this state that I was now rendered in, as I heard the humming noise of the special operations

armoured vehicle stop at the front door I did not know

Just how. I now peered out from the front porch side window. All those in the vehicle had a direct line of vision of me. As I did them. There was not attempt to conceal my location, **nor the silver 3.57 revolver now being levelled and directed at them at all. Pointing it at the front windscreen.** Then lowering it to the front grill area. Then pulling the trigger. Bang! F*ck the window. I now have a hole, All the better to shoot from. Those inside the vehicle all went white. Yes I opened fire upon the advancing threat perceived to me and my life in danger true. To keep them at bay, and not come anywhere near me. **They were not about to unload from that f*cking vehicle at all!**

If they were not able to decamp from this truck. Then **"I perceived I was safe."** I did not hesitate to act to protect myself. I wore a bullet proof vest to openly display this to them. Within a few moments the S.O.G truck was slowly reversing out up the driveway ha! Not so keen to launch an attack.

I was somewhat relieved to see this sight, yet knew it was a short lived win. They don't give up so easily. They would be back, and in the meantime I gave them something to think about. I was now barricaded up inside of house, protected I felt. I now said to myself that I would shoot S.O.G. truck every time it ventured anywhere near the front door. This way I would see them as they approached house. **Aggressive offence.** I shot at them in reply to acts of perceived aggression towards me.

After initial acts of Aggressive Offensive conduct. I returned to a passive **"playing Possum role subdued behaviour."** Going to sleep, sound in mind that barricades were set up, erected in place.

I then return to the lounge room area, lie down on the mattress positioned strategically in the centre. Pulling Loretta to my side cuddling her, **then falling asleep, some hours later I woke up.** Before I had fired at them again, as they ventured stationary close to front door, **in absolute fear of them,** for the S.O.G to go into retreat at 8.30.am.

I would later on fire three shots from the rear security door, into the rear yard/fence. This infamous incident is well played by the media. Done to scare any perceived attempt to mount a rear yard assault

I DID NOT SHOOT AT THE ARMoured VEHICLE ANY MORE PARKED ON FRONT KERB.

The show now over, **going to sleep. Waking up after lunch.** To then begin sentry duty's patrolling the inside of the house. Loretta cooking me something to eat. **This I could not hold down at all, all the anxiety and nausea.** The stress was literally making me sick. Her vomiting too. **Both of us in "complete fear", anticipating a mad attempt to "storm the house" at any moment.**

Loretta constantly going to the bath room and hiding in the shower cubicle under a doona to get away from me. I never understood just why, she was doing this at the time. It was only later did it make more sense to me. She didn't want to be anywhere near me. When the S.O.G stormed the house. She didn't want to be shot and killed, yet at the time. I kept on bringing her back to the lounge room to hang out with me there. I needed her company. I thought she needed mine too. **She didn't!**

Returning to the siege, this shot now fired, causing S.O.G. truck to remain on the road side. Driving up and down the street, lights and sirens blaring. Now gone again, I return to the comfort of my mattress in the lounge room, and go back to sleep. **All this too much for me, my system literally was overwhelmed and overloaded with extreme fear and stress. Leaving me completely fatigued as a result. Hence the reason to sleep to re-charge my energies. Depleted.**

As things developed, my belief that I was not going to survive this ordeal. I requested, a simple phone call to my daughter. A last dying wish saying good bye to her. I requested a simple phone call to my daughter, to convey a last dying warning to her that I could not save her from the evils around her. That of Ursula and Kylie and others. I wanted my Daughter to know the real truth and the whole truth, as I so desperately wanted to do in the stand-off with Police. A phone call to her was all I ever wanted. To tell her I could not save her, or protect her from the evil perils and dangers around her.

From the criminal dynasty she was born into. **That I was a failure as a father to her, in not being able to save her from the lies and deceit, and possible dangers. Which I could no longer protect her from.**

As the first flash bang explodes inside the house. I actually rugby tackle Loretta to the ground. Shielding her from the perceived shrapnel that was in her radius. I was wearing a bullet proof vest at the time. I had protection, she never. Both landing on the lounge room floor. Picking ourselves back up, **her face white in fear now. I said to her then and there.**

Get the fuck out now! You're not dying on my watch.

I refuse to be responsible for anything to happen to you. Go, Go!

YES and shot at them in reply to acts of perceived aggression towards me, and as things developed. And in my belief that I was not going to survive this ordeal. Due to this escalation in threat to life and the danger posed inside house. I told Loretta to leave, **that she would not die on my watch, that I did not want to be held accountable.**

The emotional roller coaster of it, began as self-preservation in mind worried being shot and killed by S.O.G. Then as time lapsed, left me with nothing but despair.

The reality now setting in, in the magnitude of the impending charges that were to unfold and the hard time in solitary ahead. Decades buried alive in cement and razor wire for my flowers placed on top of my coffin. I went from being fearful of death. To now inviting it, as a quick exit, to the cruel mental torture.

Wanting now to be shot dead, in the field, then be captured alive!

All the windows in house) a scene from the GAZA strip, with the rockets fired off into the crowds of the Palestinians the gas billowing in every direction. Not to mention the use of (7) flash bang munitions used upon me now.

Lighting up the darkness/sky as if were Gyfork's day!

Which I referred to in the committal hearing.

I make the mad departure from the heavily surrounded house. I crash through the smashed side window, now literally falling out of it. Now I was in the side area of the house.

Coughing and spluttering from ingesting copious amounts of tear gas.

Literally lethal amounts consumed in my lungs. My eyes all watery from the effects, my head deadest buzzing from all the flashbangs used on me. I then head to the front lawn for the final show down. A gunfight. With no heart in it. That will end the lingering pain that awaits me. Huge M.C.G. Flood Light's now blind me. I hear the voices, call out my name. I repeatedly refuse to accept,

The S.O.G. employed the use of flash bang grenades, exploding around me inside. Initially I had refused to leave the house as felt they would shoot me. They gassed me out with C.S. gas canisters.

I confronted them on the front lawn, I had never shot at them.

The true reason I emerged from dwelling was due to the fact.

C.S. gas nothing more nothing less! Nor did I shoot at Police.

I was smoked out with the use of

This breaking the stand-off impasse

between me and the SOG. Police.

Exposed to extreme threat of imminent death. **A marker in P.T.S.D. condition.**

I was in fact wearing a bullet proof vest underneath a jacket.

A token gesture and it had afforded no real protection at all from the fire power of the S.O.G arsenal. **"NONE what so ever!"** The perceived threat to my life from both Police / others I felt **was real** not imagined. To later be shot by the S.O.G, whilst on the front lawn un-armed, wearing a bullet proof vest. **The impact(s) hitting me. I felt at the time "were real live rounds". Period!**

THE REAL FACT OF THE MATTER MY HISTORY WILL REVEAL THAT I HAD A SERIOUS ISSUE WITH AUTHORITY. POLICE & GOVERNMENT AGENTS. "ANTI-AUTHORITY" YES.

I HAVE A LONG HISTORY OF BEING ASSAULTED BY POLICE/ PRISON STAFF, IT'S SOURCE.

NO POLICE KILLED (OR) SHOT AT.

WHEN "POINT BLANK ON FRONT LAWN" AND "HAND GUN STILL LOADED AT TIME!"

"S.O.G. SHOT ME! THE SHOOTING OF AN UN ARMED PERSON (ME). SHOWING NO SIGNS OF HOSTILITY OR ANY AGGRESSION TOWARDS ANY POLICE MEMBERS.

THE FACT I COULD HAVE SHOT POLICE ON FRONT LAWN AND NEVER!

DEMONSTRATES NO REAL INTENT! HANDGUN WAS STILL LOADED WITH (3) ROUNDS AND

IN MY LEFT HAND BY MY SIDE. The photos taken of loaded handgun at time of arrest, establishing no true intent to kill Police (or) shoot them **"when chance and opportunity presented itself to me".**

WATCH THE FOLLOWING C.C.T.V. FOOTAGE OF "SAME SEIGE WITHELD"!

The following Siege c. c. t. v. "Not shown" withheld from His Honour "by defence."

VT_TxKITMIRV100_IV---10.10.3.11_2012-05-21_09-50-00(64).m.p.4".⁶⁸

This first volley of flash bangs, clearly visible starts at 6.16.53.P.M./6.16.55.P.M./6.17.01.P.M./ending at 6.17.09.P.M.

This causing the dogs to bark, going crazy. Me too. A rude awakening to the otherwise serenity of the moment, bringing about a tirade of obscenities from me.

Jumping up from the mattress, the silver 3.57. Revolver now firmly held in both hands, pointed automatically in the direction of the last known location of the S.O.G. where, in the right top corner of fence,

Without any second blink. Boom Boom Boom, I return fire. Giving them something to think about. Now yelling "Ustasha", as "each shot was discharged at them".

This really got the dogs going. **Runtly knew this was bad, and dangerous for both me and him.**

He knew what the inside of a pound felt like, as I did too. We had both got arrested and gone to the hole. A concrete fenced in yard, yet on different roads. He was with me and watched me be arrested by the S.O.G. twice already, this would be the third.

Loretta now freaking out even more, screaming. Then the police phone rings, she picks it up.

I tell her not to, and then begin to launch into a tirade at those on the other end, read the transcripts of their evidence. Let them tell you, and in **Loretta's police interview, he reveals much about me!** When the first salvo of flashbangs were deployed into the house.

I didn't know just what the fuck was going on, as shit was blowing up around me.

Thinking. That they were indeed real live grenades being used. They sounded f*cken real, ringing in my ears for ages. This alarmed me, alarmed Loretta even more. She refers to them in her police interview as those rubber things they shot at us. There was a brief lull in events, then again without any warning the next salvo hits us.

The 2ND VOLLEY begins "6.24.29.P.M ending at 6.26.33.P.M". "VTS-10-1.VOB, "23/05/2012."⁶⁸

You can not only hear them, but clearly see them on c. c. t. v. footage of the siege.

The explosions emanating from the widows, as a bomb had exploded inside. The red flame and glow mushrooming out into a naked dark evening light. Bit f*cken hard to miss! **Yet Saul Holt does! He would have you believe and all others for that matter. Only a "set used!"**

As the first flashbang explodes inside the house. I actually rugby tackle Loretta to the ground. Shielding her from the perceived shrapnel that was in her radius. I was wearing a bullet proof vest at the time. I had protection, she never. Both landing on the lounge room floor. Picking ourselves back up, **her face white in fear now. I said to her then and there.**

Get the fuck out now! You're not dying on my watch.

I refuse to be responsible for anything to happen to you. Go, Go!

Wanting now to be shot dead, in the field, then be captured alive!

I had conveyed these views to Loretta as she left the house. Telling her we have now just separated our paths, see you in the next life. Told her to take the pup Gucci, my daughter's dog given to her by Tobi Mitchel. A pure bred American staffy a blue breed, a bitch pup.

Told her where I had hidden the stolen monies from the robbery in a black bag hidden in bushes in the paddock next door, to see that my daughter

receives a good portion of this. Gave her the \$20 odd grand, which was handy in the house to take with her. When she left. **Hidden in the soles of her shoes.** Which were now platforms an inch higher than normal. Any more cash stuffed inside would have been obvious, the other \$ 13 odd grand was hidden in the house. The Police were later to recover and seize. I was now telling Loretta, that.

I would come out blasting, shooting any copper that came in my sight. Not wanting to return to jail.

For my organs to be donated to others, if they survived the ordeal at all. **Not full of lead,** From the S.O.G. Now I was opening up the front door, removing all the positioned barricades first, gave her a hug, **and she was gone!** Closing the door behind her. Now putting all the barricades back into place, like a jig saw puzzle.

I remain resolute in the face of supreme superior adversity I couldn't run from.

Now goading them to enter the house (if) they were hard c*nts. Peace of mind my loyal dog Runty. "Grunty" too many, and a loyal protector was now with me. I didn't need any one else,

He made up for them. He always had my back, he was a true solja. Never wavered at all, and **he knew the jig was up!** Dogs sense danger, he felt it deep inside of him to the core. We just kicked back on the mattress together. **Now resting up for the big showdown that was definite now to come.**

This would play out bad for me, he may survive. Only if I kept him away from the police, as when they tried to subdue me. **He would go to defend me. It was in his nature. He would die doing this.**

This I sought to avoid, when it came down to the crunch if I could, otherwise we'd go together.

Not wishing to be alive to be the subject of an indefinite gruelling Punitive Prison regime ahead of me true. The situation faced "un-able to escape being found in." Danger's I could not outrun from.

Now I begun frantically writing notes on post it tabs, in lip stick, as the pen wouldn't work. Leaving messages to my daughter, how much I had loved her, how sorry I was for letting her down. These wishes were denied me in the phone call I had requested to her. Now she would get them afterwards, recovered as evidence in a crime scene. **Assess, improvise, and overcome!**

Then remembering that I had a covert video/audio recording clock radio, I had now located this device, and then had my final words said to my daughter.

"I had gone to measures in preserving last final dying wishes!"

To my daughter Charlie Dean and this device was pictured in police crime scene evidence exhibits. I had also referred to this item during my Police record of interview following my arrest. That I had left my last final dying words to my daughter, **"did they I ask?"**

I then decided f*ck it! I'm going. Runty is with me till the end!

I then set about turning all the gas pipes in the kitchen stove on, in the thought yeah. **Next time they lob the flash bangs in, by doing this, they will then cause the whole area to ignite and explode!" "See how they like them apples." "it would have blown back in their face!"**

After **"some 30 minutes. I had thought better of this,"** as "I did not know, just how far the explosion would reach." "I did not have an issue with the neighbours in the nearby surrounding area at all." So I returned to the kitchen and turned all the stove gas dials off. I could have so easily gone out, in taking the lives of the Police if I had so desired, by leaving the gas lines open in the house.

And **"their actions of lobbing the gas in would have ignited."** not to mention the C.S. gas canisters had in fact set fire to the house.

"Bigger than Ned Kelly!"

"With the cream of the crop of Victoria's finest S.O.G. being decimated!" "Not just a few Constable as Ned had done." "Since last Century."

"This was not my intent or game plan at all." I had no desire to kill or maim any period!

And as it stands, "no casualties were sustained not even a Band-Aid required of by any and all!"

The SOG knew. By now from Loretta, the insides of dwelling was now heavily fortified. From every conceivable entry point, even then. The corridors posed a problem too, **jammed there!**

Now exposed to me ha ha! Then the fact,

I had strategically positioned myself dead centre of the lounge room.

To the side, where every possible

angle was covered. Should they breach the perimeter.

I could open fire, on those entering the front, and those entering from the rear in conjunction.

This would then cause a cross fire. **With me**

in the middle! That by entering the house,

This would surely trigger off a deadly gunfight between us, this they sought to avoid at all costs.

Not due to my welfare at stake. But their own, as gaining entry was a huge problem littered with grave danger and casualty's had. So then decide the next best thing. Flush him out with a combination of flashbangs, get him all out of whack, with the impact they have on those. Rendering me as a stunned mullet, as a fish is. With t.n.t. used to blow up the water, or as seen in the Movie "The Town" with Ben Affleck in, an armed robbery movie in America. Rendered in a complete daze. Ya mind turned to jelly, then pump the joint full of tear gas. This tactic was deemed far safer in the end.

Hours later, at 2.09.am begins the third barrage of flashbangs.

Along with the tear gas, which had sounded like rockets fired into the house.

Boom, Boom, Booom, Boom,kashooo, kashoo, kashoo, kashoo, kashoo, Boom, Boom, Kashoo, kashoo, kashoo, Booom.

Kashoo, Kashoo!

I initially panic, my mind just booming literally inside from the flashbangs

as they dis-orientate you.

This is their sole primary function and purpose and they **f*cking WORK! In panic survival mode now!** My instincts now kick in, from my past experiences of being gassed in Prison. A long held tried and true tested counter measure. The insides of the house now rising with tear gas. An eerie sight as the mist begins to creep into every room, enveloping it with this thick lethal fog. **It is not designed for indoor confined spaces use at all. But that don't stop them for one minute. People die from this, especially those with heart conditions or asthma.**

The place is filling up real quick, within a few minutes. I can't see my hands in front of me at all.

By now I have run into the bath room, grabbed a thick terry Dowling towel. Placed it into the sink, and ran the cold water over it, soaking it nicely. Then instantly wrap it around my face now, as if I were an Arab in the desert. The water blocks the gas fumes from entering your mouth, works as if it were an air filter.

What next I think. I wait for them to storm house. Nahhh, that aint happening at all. SOG aint stupid! My lungs are now on fire, the towel works in a limited capacity, reducing the effects yes.

But not to the extent that was pumped into the house, I gotta get out of here. I know Runty is right there by my side. F*cking loyal mate, he would follow me to ends of the earth absolutely no doubts.

I know that I have to get out, and get out now. Runty aint coming.

As I have plans to wave the gun about on the front lawn. Let them shoot me dead. If he came with me, he would defend me, and be shot too. I knew that tear gas doesn't have the same effect on dogs, as it does humans. The prison squad would always be sending in their German Sheppard's into a cell extraction, after the prisoner was gassed. They were far more tolerate to this then us.

When the S.O.G. had launched the (13) odd C.S. GAS rockets fired into dwelling, (smashing all the windows in house) a scene from the GAZA strip, with the rockets fired off into the crowds of the Palestinians the gas billowing in every direction. Not to mention the use of (7) flash bang munitions used upon me now.

Lighting up the darkness/sky as if were Gyfork's day!

I make the mad departure from the heavily surrounded house. I crash through the smashed side window, now literally falling out of it. Now I was in the side area of the house.

Expecting to be shot at any moment. **NOTHING!** What the fuck! **They can't see me.**

The c. c. t. v. hasn't picked me up, it can't from this angle.

Coughing and spluttering from ingesting copious amounts of tear gas.

Literally lethal amounts consumed in my lungs. My eyes all watery from the effects, my head deadest buzzing from all the flashbangs used on me. I then head to the front lawn for the final show down. A gunfight. With no heart in it. That will end the lingering pain that awaits me. Huge M.C.G. Flood Light's now blind me. I hear the voices, call out my name. I repeatedly refuse to accept, **f*cking shoot me, I say to myself. End it now please!** The rest, the ending. I will have others reveal in their testimony given during committal. I still seek to avoid this event for my own reasons enjoy!

WATCH THE FOLLOWING C.C.T.V. FOOTAGE OF "SAME SEIGE WITHELD"!

The Siege c. c. t. v. that was "Not shown" and withheld from His Honour "by defence".

The 3rd Volley begins 2.09.35.am with five flash's visible, till 2.10.15.am.

The final salvo begins at

2.12.47.am. 68

With an additional two flash's seen again, just "these two alone".

Tally Saul Holt's "total figures" being (2x) a set. Ending at 2.13.13.am.

A total of (11) flash bangs munitions deployed, aside from gas canisters I might add.

This is true front line stuff experienced by soldiers on the battle field under enemy fire. And feeling the impact of projectiles hit my body and the sounds of grenades exploding around me in the house. Shrapnel from flash bang grenades exploding all around me and Loretta. **This was hairy indeed!**

JUST EXAMINE THE STATS ON THE AUSTRALIA DEFENCE FORCE RETURNED SOLJA'S

THE ASTRONOMICAL FIGURES OF P.T.S.D. CHECK DO YOU RESEARCH ON THE SUBJECT. "IT IS ALARMING TRUE".

The S.O.G. employed the use of flash bang grenades, exploding around me inside. Initially I had refused to leave the house as felt they would shoot me. They gassed me out with C.S. gas canisters. I confronted them on the front lawn, I had never shot at them.

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C.S. gas nothing more nothing less! Nor did I shoot at Police.

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Exposed to extreme threat of imminent death. A marker in P.T.S.D. condition.

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(NO POLICE KILLED (OR) SHOT AT.

WHEN POINT BLANK ON FRONT LAWN AND HAND GUN STILL LOADED AT TIME.

THE FACT I COULD HAVE SHOT POLICE ON FRONT LAWN AND NEVER. DEMONSTRATES NO REAL INTENT! HANDGUN WAS STILL LOADED WITH (3) ROUNDS AND IN MY LEFT HAND BY MY SIDE.

357 MAGNUM WAS LITERALLY STILL SMOKING!

The photos taken of loaded handgun at time of arrest, establishing no true intent to kill Police (or) shoot them when chance and opportunity presented itself to me.

Yes I stood firm in holding my position and ground in the Siege. **I have since spoken to retired war veterans, who I sought their opinion on. Into the conduct of my actions, if I was in a war zone defending the life of an innocent child.**

And against a **"far superior armed combatant forces in armoured vehicles and machine guns".**

One handgun I had, pinned down for 44 hours and finally **losing my ground by being overcome with gas canisters until I could no longer breathe. Before I was captured.**

What my actions would earn me on a battle field, was told, **Nothing short of a "Victorian Cross", for "CHARLIZE!"**

NOW READ REAL LIFE TRUE EVIDENCE, OF THE SIEGE EVENTS UNFOLDING!**POLICE S.O.G. OPERATOR (132) EVIDENCE.****<SOG OPERATOR 132, sworn and examined:**

<CROSS-EXAMINED BY ACCUSED: How are you doing, good? ---Good.

You made a statement in relation to these matters? ---I did. That's the statement that is before you? ---It's been taken but that's the one that was provided in front of me yes. OK yes. And when was that made, on the 25th of the 5th 2012? ---That's correct. So probably maybe a day or two after the incident? ---That's correct. So still fresh in your mind? ---It was. Vivid? ---Sorry? Still fresh and vivid? ---It was fresh in my mind, yes. OK. Have you been a police officer for some time? ---I have. Can you say how long, maybe? ---Thirteen years. OK, all right. How long of that is in the SOG? ---Twelve months. Twelve months, OK. You were the team leader? ---No. And there was, like - I call it the bomb-proof truck or the armoured personnel carrier, tank or what would you - how would you - - - ? --It's called "Ballistic vehicle". Ballistic vehicle? ---Yep.

Do you know how long it was situated out front of that location for? --It was parked out the front for the entire siege. And it arrived there probably about 6.30 and as - speakers and sirens and all that sort of stuff going off? ---It arrived at about 6.30, that's correct. Do you know if there was a call over the radio that the accused, upon hearing this tried to decamp from the location and tried - was actually seen by other SOG officers attempt to jump over the back fence? ---Can't recall. You don't know if that occurred? ---Can't recall. Are you in the vehicle? ---I was in the vehicle. OK. Do you know what officers were in the paddock area adjacent to the - do you know what their location was, the officers that were in your - in attendance?---I don't know their exact location, no. All right. So it was never mentioned to you that the accused was seen trying to jump the fence and observe the SOG members and then retreated back inside?---I can't recall. OK, all right. So approximately - maybe about an hour later or something you say that 7.40 was instructed to - any actually - were any shots fired at this vehicle at this point?---Not at the vehicle, no. Right, anyone? Or any shots discharged?---I don't believe they were, not whilst we were still out the front. OK, all right, but it launches, you know, and it's got like something - is it a diesel? Or petrol, do you know? No, I'm just trying to - because it makes a big humming sort of, you know, like a - - - ?---It's a truck. Yeah, yeah, it's a truck. It makes like a pretty sick sort of - - - ?---Yeah, it's (indistinct) - - - It's not quiet, you know, I mean, it's pretty "Aaaah"?---It's a truck with a diesel motor, yes. Yeah, yeah, that's what I'm saying. It's - when it comes down that driveway, I tell you what, you can't not hear it. Just as the engine and stuff, yes? ---Yep. It's hard to miss? ---Yep. OK, so that pulls up outside - in the driveway, outside around the front door area, you know?---That's correct. Sirens going at this time, you know, like flashing lights or something? ---I can't recall. But if I was to tell you that the sirens were actually - some sort of siren or alarm. Is it - it's not like the police siren, but is it like a - just sort of alarm - some sort of - I don't know what it is, can you describe?---No, I can't. Is it a normal police siren? ---It is a normal police siren. OK, all right. Then it arrives there. It pulls up out the front of the front door

and then you actually was it still stationary or still in - was it stationary or in transit, still moving when you hear a shot fired?---We were stationary. OK, so you were about to launch an assault? --No. OK but if - if you're inside the house and those sort of movements and activities were Observed by someone, you would assume that they're about to launch an assault? ---No I wouldn't. So you just park at front and what, stay there and just have a coffee inside?

OK, all right, so it held up all right. And then there was another shot. Can you tell me just -- because there was a number of shots fired at the vehicle, OK, which was the one that actually came and hit the front of the ballistic vehicle just below where you were seated? Was that the first one or was that maybe the second, third, or what? ---You've got the statement in front of me - in front of you, sorry. Yes? ---That's the first round that you fired at us. OK, so that was one - - - ?---Hit the front of the vehicle. The front of the vehicle and that was at the window? ---No. It was at the front of the vehicle. OK? ---Lower than where I was sitting.

OK, all right. So - then - out front, shot is fired from in the house in the direction of the vehicle?---That's correct. Did it hit the vehicle? ---It did. Whereabouts did it hit the vehicle? --- At the front. The window? ---Not that one. OK. So it was actually - did that projectile actually penetrate the vehicle? ---It did not. Small arms fire, yes? ---Couldn't tell you at that point.

Yeah, did that - the weapon I use, the calibre I used, the round I used, the small arms fire - small arms fire, not high calibre assault rifles, small arms fire, did that penetrate the vehicle?---Thank God it didn't. OK, yes. Thank God? ---Yeah. That's right. All right. Now the front of the vehicle, do you know whereabouts it hit the front of the vehicle? ---Not exactly. But you heard a shot and made - ricocheted - hit - - - ?---We knew it ricocheted off the front of the vehicle. Did it go into the fence maybe? ---Possibly. All right. Then what happened? Then what happened? ---You have my statement, you know what happened.

OK, through the front door, you - one shot. Hit the ballistic vehicle, just below where I was sitting. But you say - that's the thing, I'm trying to work it out. So you say one shot first, OK. That was - you don't know where that hit. OK? ---It was at the front of the vehicle that it struck.

HER HONOUR: Mr Binse, have a look at the first paragraph on p.842, he might be referring to that. I don't know. ACCUSED: Yeah, no. He says at first this is a - "I heard a shot fired from inside the house. The projectile came through a window near the front door." OK and hit the (indistinct) - - - HER HONOUR: Yes, no - - - ACCUSED: - - - so is there a shot before that, OK, or is this the one you're talking about that hit the front of the ballistic vest just below (indistinct). That's what I'm trying to work out, which - - - HER HONOUR: I think that's the one he's talking about? --That's the one that hit the front of the vehicle. That's the first one.

ACCUSED: OK. HER HONOUR: Have you seen the top of p.842?

ACCUSED: Yeah, yeah. Two - there was a number of shots fired at the vehicle.

ACCUSED: Yeah, I know that. Exactly, that's what - I'm aware of that. I'm trying to establish that may have been a previous shot, OK. The thing is, so the first shot hit the front of the vehicle, OK?---Yep. And was that recovered, that spent - - - ?---I don't know. - - - casing, OK. Was it lodged in the vehicle at all? ---Not that I could see on later inspection. OK, I'd say it just (indistinct), held up all right. Bullet-proof ballistic? ---Well nothing's bullet Proof so - - -OK, all right, so it held up all right. And then there was another shot. Can you tell me just - because

there was a number of shots fired at the vehicle, OK, which was the one that actually came and hit the front of the ballistic vehicle just below where you were seated? Was that the first one or was that maybe the second, third, or what? ---You've got the statement in front of me - in front of you, sorry. Yes? ---That's the first round that you fired at us. OK, so that was one - - - ?---Hit the front of the vehicle. The front of the vehicle and that was at the window? ---No. It was at the front of the vehicle. OK? ---Lower than where I was sitting. OK, all right. So it wasn't like a head shot or anything like that. I'm trying to work out the - - - ?---That one wasn't.

- - - the grouping pattern. Understand? I'm trying to work out if it was a - if it was like - that's what I'm trying to establish?---I think I've already answered this question. That round that you fired is the one that landed or hit the front of the ballistic vehicle. Yes, OK. All right. And after that, the first one - the first shot, you reversed the ballistic vehicle to the edge of the property line? ---That's correct. And you were still parked facing towards the premises? ---That's correct. Any more shots fired at that vehicle at that location? ---Not - - - At that point of time? --- - - - not specifically at the vehicle, no. OK, all right. Any more shots fired? ---Yes there were. And where - do you know where they went? ---Two in quick succession went towards the left-hand fence. OK, so it was - - - ?---The others, I couldn't tell you. - - - so it wasn't directed at the vehicle, it was actually to the side of the vehicle? ---No, at that point it would've been approximately 6 or 7 metres in front of the vehicle. OK, but it's not a far distance really is it? It's probably maybe 30 feet, 40 feet maybe, distance?---About 6 or 7 metres. OK, OK. And it's pretty hard to miss the - it's a big target the truck. It's pretty hard to miss, OK? So it wasn't directly fired at the officers. It was fired to the side of the officers, yes? ---Yeah, I've already answered that question. They weren't fired at the ballistic vehicle at that time.

All right. Basically if I was to say, "Stay away, don't come near me." OK. "Don't come near me. Stay away." Warning shot fired. Would that be the case? ---I don't know. Then what - any more shots fired from inside the house? ---Yes, there were. At the vehicle? ---Not at that time. OK, all right. So the vehicle's, "Shwh" backed off? ---Yep. You didn't do any wheelie marks on the way out? ---What's the relevance of that? No it didn't. No, do you - what - maybe it was there - maybe you just, "Shwh" skidded out sort of thing or it was just slowly - - - ?---No it didn't. - - - slowly went out. Didn't smoke 'em up on the way out? No? ---No it didn't. OK, all right. So it just paused there at the edge of the boundary so it's no longer on the property and no more shots fired at it?---That's correct.

OK. Then probably, I don't know, an hour, two hours later you heard a few - three more shots fired from inside the house?---That's correct.

OK, all right. Negotiator inside the vehicle at the time, yes? ---Yes there was. Do you recall his name? ---I do. Can you tell me who that person was? ---No I can't. If you recall, how can - - - ?---It will be on the witness list. OK, but I thought maybe you might know who this person was? ---I do. That's what I'm trying to work out. HER HONOUR: Sorry, so who was it? ---It was one of the negotiators from the Force Response Unit. ACCUSED: Yeah, which one and was it Hollis? Was it Vipond? Was it Howard, I think? ---It was Howard. OK, Howard. Did he try to negotiate with me? ---He did. In what form?---Via talking to you over the PA system.

No and you don't know where those shots were discharged, if they were at the front of the building on to the street or to the rear of the house? Towards Sterling Drive? ---The shots that were fired from within the house? Yeah, at that point of time. Were they fired towards the rear section or towards the front? You don't know? --We're still on the morning of the first day now? Yes, yes, yes, yes? ---We're back to that? OK. Yeah, yeah, that - - - ?---No, I can't tell you where they were fired. OK, so is this between - you know, this is on the first day, you know, only -- we're only just opening up, you know what I mean? Just warming up, you know. Nine o'clock, nine - 10.30 you know?---Yep. Some hours pass, it's all quiet. No noise. No shots. No car down the driveway. No incident. Correct? ---Correct. There's a lull in the engagement between the two hostile forces. About 3.30 you're instructed to drive the ballistic vehicle again up the driveway, down the driveway. Were you present in the vehicle at this stage? --You just read that I was instructed to drive the vehicle. I'm just being sure - - - ? ---I was present inside the vehicle if I was driving the vehicle, yes. OK, so you were the driver? ---I was the driver. All right. The noise and stuff going again, yes? ---Possibly. I can't tell you. I can't remember if at that time - - - You know, scaring the shit out of (indistinct) he's in there, trying to scare the shit out of him. We're coming down the driveway, you can hear us - - - ?---No, if you read the statement, it says that we tried to resume communications indicating that all communications with you had failed. OK? ---So we had to resume communications to make sure that you had not committed suicide. OK, all right. Negotiator inside the vehicle at the time, yes? ---Yes there was. Do you recall his name? ---I do. Can you tell me who that person was? ---No I can't. If you recall, how can - - - ?---It will be on the witness list. OK, but I thought maybe you might know who this person was? ---I do. That's what I'm trying to work out. HER HONOUR: Sorry, so who was it? ---It was one of the negotiators from the Force Response Unit. ACCUSED: Yeah, which one and was it Hollis? Was it Vipond? Was it Howard, I think? ---It was Howard. OK, Howard. Did he try to negotiate with me? ---He did.

All right. So approximately 3.38 you heard another shot. Whereabouts at this stage, you're in an armoured personnel carrier, the ballistic vehicle, in the driveway. Was it right down the - near the front door again, was it?---Near the front door again. OK, so sirens going? --Can't remember. OK, were you about to launch an assault? ---No, we weren't. But it appeared that maybe, you'd come right up to the door and may appear to anyone inside that you may have been about to launch an assault?---I can't answer that question. I wasn't inside. OK, all right. Then you pause, the vehicle comes to a halt, a few moments later or minutes later, pass, a shot, bang at the vehicle again?---That's correct. Correct? Whereabouts in the vehicle was it hit? ---Hit the driver's side window. That's where you were positioned? ---It was. And it was - your head's - about here, to here, here or there? ---It was the driver door window. OK. And it's hit the window and a short distance from your head and - didn't penetrate the vehicle, did it? ---Again, thank God it didn't. Yes, that's right. Thank God. Allah is great. Then what - then this caused you to be concerned? --Yeah it did.

I'm just trying to work out what sort of exposure, it's not like you haven't been exposed to fire in the field or - - -?---I can't reveal our tactics, nor will I reveal our tactics. Have you ever used live

fire amongst yourself cos I know they do train, certain you know like military or SOG special operations sort of - - - MS WILLIAMS: Your Honour I'm going to object to the questioning, the questioning needs to be relevant, if it's not relevant I'm going to keep objecting to every question. ACCUSED: It is, I feel it is. HER HONOUR: Mr Binse you've done very well so far in relation to cross examining the witnesses on the statements, so - - -

ACCUSED: OK, his fear - exposure you know if you train in that sort of shit.

HER HONOUR: - - - at the end of the day, he was there. ACCUSED: But if you train in that, you know, you live for that, you know what I mean? HER HONOUR: Yes.

All right. Sons of God - is that what they call youse? S-O-G is that the like abbreviation, "Sons of God". Some people refer to us as that but what relevance is that? OK all right, I'm just trying to work it out, only because it has it - like a fearsome - fearless reputation throughout the community that's all? ACCUSED: We want elite people in that role, yes? ---We don't use that word at our office. OK, what's the word you use? ---We're just ordinary guys doing an extraordinary job. You are, really, you are. Absolutely. Fearless? ---No. Not fearless? ---No. That would be stupid. OK, all right. But you can be fearless but you know still have you know, be switched on, you know?---I just answered that question. To be fearless would be stupid. OK, all right. Are they weak in nature, SOG? ---You'd have to ask the individual. I'm asking you, are you weak in nature? ---No, I'm not. OK, so you're not meek, you're not easily intimidated, are you? ---No, I'm not. I'm - I've had difficulties with you, I mean, engaging in the dock from over here and we're engaging at the moment, you know what I mean? So you're not intimidated b - - ?---Do you have a question? I'm just asking, you're not easily intimidated? ---No. Were you wearing body armour at the time? ---I was. OK, what type of body armour? ---Helmet and ballistic vest. OK and did it have plates in the front? ---It did. It had the plates, so it had ceramic plates on top of the vest?---What's it matter about the plates? I'm trying to work it out, I mean what you were wearing? ---I was wearing ballistic armour. OK ballistic armour, so it's not just the normal - nothing like the body armour I had is it? ---I didn't see your body armour. I just - mine is - how do I say it um, obsolete. Mine didn't carry ceramic plates, did yours? ---I had plates in my vest.

Can we go to - Photo 4 of the same book please? ---Photo 4?

Yep. Whereabouts on the first occasion would the ballistic vehicle have stopped at in that photo, can you just point it out? Would it be at the - at the steps there? ---I thought we've already moved past that. No I'm just trying to work out - we have, we have moved past it, but I've got photos now, I'm just trying to work out exactly - exactly where there it stopped. We're not going to talk about what occurred? --We stopped near those front steps, we obviously couldn't - - - You stopped?-- - - go any further cos of the van. OK so right at the steps there leading up to the entry? ---Yes.

ACCUSED: OK, 842. So one sec - I was in a - you reversed the vehicle out - can I just - you

reversed the vehicle out, OK - of the - after there was a shot discharged at the vehicle, you reversed it out, any further shots fired at that vehicle?---Not that I can recall.

OK, so you've gone back to the borderline of the property, no more shots fired, correct? ---Correct. No more shots fired at the vehicle. At the vehicle, that's right, I'm glad? ---Correct.

OK, all right. See Photo 9, there's a police officer in overalls, female? ---Yes. Pointing with two hands? ---Yes. Seems to be maybe slugs, spent not cartridges but slugs? ---I can't tell you. Would they have been actually here's a better photo - No.11 - No.11, No.12 and No.13. Would they have been the - the rounds that actually hit the vehicle?---I can't tell you if they're the rounds that hit the vehicle. There's nothing else - would they have been where the vehicle was - see it looks like to me -right out the front of the door there, where she's pointing, and it seems to be maybe - bang, drops? ---Again I'm not a ballistics expert. Saved by the vehicle? The vehicle's hit, and they just drop? ---Couldn't tell you. All right. Photo 16, actually yeah - sorry - yeah Photo 16 it is actually. MS WILLIAMS: Your Honour what's the point of this question?

ACCUSED: The ricochet, I'm trying to work out where the location of the vehicle was Your Honour. MS WILLIAMS: So what - what's the point of the questioning Your Honour? How does that assist Your Honour in relation to the charges? ACCUSED: Level of fear.

MS WILLIAMS: This is not a fact finding exercise for the accused.

ACCUSED: Where the actual vehicle was targeted, what location - -HER HONOUR: Just one moment. He's already said that it was stationed at one point at least near the stairs. All right, no I'm just trying to work out - because at one stage yeah, it's a lot of - there's a lot of gaps, and I want to try and get everything into

OK, all right, so at no time - did you observe me step out and shoot into the direction of the garage?---Myself personally no I did not. Did you see me at any time step out of the house and shoot at the robot? ---No I did not. You weren't present then? ---No I was not.

OK. Were any shots fired into the garage by members of the SOG, do you know? ---What was your question sorry? Was any shots fired into the garage of that location? ---By you or by us? By you, not by me? ---No. Was I observed shooting, discharging my weapon from the driveway into the garage area at all? ---Not by me.

Is that transit van like obscuring the driveway, it doesn't seem to be a clear shot at all if I was to fire in that direction into the garage roller-door, OK - that van seems to be in front of it. It would be very difficult for me to - see your weapons firing shot and very hard to actually shoot around that vehicle is it?---You tell me. It would be like a banana sort of thing, like there's no ammunition that goes like that is there? ---Not that I'm aware of, but what's the relevance of that question? Because there's a shot, there's actually a shot - a hole, bullet-hole and entry, I'll show you in a sec. It's actually in 40, Photo 42 and 43 - and 44 - and 45. It seems to be a bullet hole, on Photo 43?---Yup. Seems to be a bullet hole? ---Yeah, OK this one I can comment on.

Yes? ---Again I'm not ballistics expert, but when you look at the damage created to that door there, that would suggest that that round was fired from the windows at the back of the house, from where the front of the van is - you've got that little alcove, and you've got those side

windows where the kitchen is - - - Yes, yes, yes? --- - - - as you can see the scraping to how the round actually came in. OK, all right? ---If that was straight on from the direction that you were talking about, indicating trying to shoot around the van, that would be a perfect hole, and not torn like it is there. So that round was actually fired from inside the house, right-hand side. OK, all right, so I'm just trying to work that out. My memory is very sketchy of it also - and I seen that and I thought to myself, "Where'd that come from man"?---So what's the relevance? Nah, you've just worked it out for me thank you? ---OK, so you fired it from inside the house.

Yeah must've. Any police officers present at that location do you know? ---Is that a serious question? It is a serious question, was there any officers - - -? --The siege went for two and a half days. HER HONOUR: So do you mean near the garage - - - ACCUSED: Not quite two and a half days, 44 hours man. HER HONOUR: Mr Binse, Mr Binse did you mean near the garage door? ACCUSED: Yeah, yeah inside the - was there any police located at that area, in that area? ---No we would not put anyone that close. OK, all right, that's what I'm trying to work out if there was a threat to any officers' life in that direction, no.

ACCUSED: Can I take you to Photo 1 please, the first photo - is that the place - the location that - that I was arrested at?---Yes it is. Do you see the windows there at all - they seem to be - they don't seem to be intact at all? --No they don't. Was that because of - that's where the gas canisters were launched into the house? ---I would suggest so. OK, all right and if I was to say that they weren't the only entry points to the gas canisters, would that be correct?---Most likely.

OK, so the rear of the premises would have been the same, "Bang, bang" - - -? ---Most likely. - - - like not - from each angle and the front, the sides, everything's mate - we're smoking him out, he's not coming out - we're smoking him out, yes?---Most likely yes.

All right, no I'm just trying to work out - because at one stage yeah, it's a lot of - there's a lot of gaps, and I want to try and get everything into - at about 2 a.m. on 23 May, you and other members decide to discharge chemical munitions?---I didn't discharge any chemical munitions. But other members did? ---Other members did. Have they had gas masks on and stuff? ---They did.

And I actually exited from the side of the house in between the house you were located in, and the side section to where there is like a walkway - the thing, yes?---Yes you did. OK and I actually come out of the window sort of thing and crashed through the area there and coughing and spluttering, is that where you've first seen me?---I first saw your shoulder when you came around the blind side of the house - - - Yes? --- - - - from the property that I was standing in. OK, and coughing and spluttering? ---At that time yeah you were coughing. Wearing a top, a green top or anything? ---Couldn't tell, you had a brown towel draped over your head and shoulder. OK - maybe further the gas, maybe do you know if that was to try and - improvised - - - ?---I couldn't tell you. - - - improvised, was it - do you know if it was ever recovered with water to improvise the gas?---Couldn't tell you. Poor man's James Bond, you know? And, how long was I in the house for, do you know after the first volley of gas was

launched there?---Couldn't tell you.

ACCUSED: Yeah I have, yeah I heard - I heard a short time later I heard a volley of shots, yes?--Correct. Do you know how many - six, if I'd say six there were six, it would be about that? ---I couldn't tell you the exact number. OK, were they in quick succession or, "Bang bang", pause, "bang bang bang bang", or were they - - -?---I couldn't tell you. - - - "bang, bang, bang, bang, bang, bang, bang" you don't know?---I couldn't tell ya. You didn't - you can't remember? --I can't remember. OK, all right. It wasn't - it wasn't live rounds? ---No they weren't cos you were still standing there. I dunno, I had a vest on too man but it wasn't as good as yours, and I didn't have an assault and it wasn't capable to - how can I say it - repel assault rifles either. Stock standard 38s and stuff, small arms. A short time later it was communicated over the radio that Binse had been taken into custody, is that correct?---That's correct.

Thank you. Oh sorry - one sec - did I actually send you a letter at all?---You did.

An apology sort of thing? Concerns for your exposure to - - - ?---It was a half cocked apology. I had concerns for your exposure to my actions, you know - did I understand that your post traumatic stress experiences because I was shot myself six times - but mine hit - weren't lethal they weren't live rounds but mine hit - yes?

ACCUSED: I understood what he went through in his traumatic experience of being, you know, shot at, but mine was actually (accused thumps chest a number of times). HER HONOUR: So is that the last thing? ACCUSED: That's all I have for that one. HER HONOUR: Because we'll get the next witness at least outside the door. ACCUSED: You're a good officer?---Sorry? You're a good officer, you're a good soldier man.

MS WILLIAMS: Can the witness be excused Your Honour? 11.

POLICE NEGOTIATOR EVIDENCE "JOHN HOLLIS"

<JOHN JAMES HOLLIS, sworn and examined:

So - you're out the front there for - I dunno - probably close to a good hour maybe, and then it was decided that you - travel down to the front near the front door sort of thing and maybe get closer and engage me there?---That is correct Your Honour.

ACCUSED: That you know what I mean - the noise, you know what I mean, like the sirens and stuff, you know, cos that's intimidating it's very scary,

And - were the sirens and stuff still activated?---They were activated intermittently yes.

OK, all right - and I was looking - "I was looking towards the front of the premises and I seen the curtain or blind on the left window move"?---That is correct Your Honour. Then you heard a loud bang?---That is correct. And you observed something hit the front of the armoured vehicle?--That is correct. And you observed it bounce up or something into the air?---Correct.

Do you know if that went - that ricocheted into the fence at all?---No, I don't Your Honour.

And - it was obvious to you that a shot had been discharged at the vehicle?---That is correct.

And that caused you to be concerned? ---The initial bang, absolutely. OK. At probably seven,

about ten minutes to eight or something, two more shots fired?---That's correct. At the vehicle or to the side of the vehicle, do you know?---I don't know where they were aimed, I didn't see the point of origin of fire. Do you know if they actually hit the - do you know if they hit the vehicle and ricocheted off?—Nah. Or they actually went to the side of the vehicle into the fence there? -- No they hit the fence Your Honour.

ACCUSED: Oh sorry Paragraph 3. "And shot from inside", and you say that, "The vehicle remained there"?---Ah no it reversed. It reversed?---Reversed back up to the entrance of the driveway Your Honour. Soon after, just following that like moments later or bang, shot wheeled out?---Moments or minutes Your Honour, I don't recall exact - - - ACCUSED: Did I seem like I was calm and collective? ---No Your Honour. Erratic maybe? ---If you'd like to use that word Your Honour yeah. Up and down? You know what I mean, one minute he's - maybe talking and the next thing he's just off the deep end?---Correct Your Honour. Yeah. Do you know if that may have been due to paranoia? ---I'm not aware of what your emotional state of mind was at the time - - - OK? --- - - - other than your responses. OK, was I concerned about being shot by police, did I mention that? ---Yes you were. OK, my safety, I was concerned about my safety? --- Yes you were. That I refused to leave the location, because I thought I was perceived to be shot by police?— Yes you did, Your Honour. OK, and I mentioned that on more than one occasion? -- --Yes. Throughout the course of the negotiations? ---During the times I spoke to you, you mentioned it to me once or twice yes. OK, and that's why I refused to leave the premises? ---Yes, a reason.

Yes. Do you know - did I actually - did I mention to you at any time why I was concerned about being shot by police? ---I can't recall what - - - Can't you?--- - - - if that happened, but I gave you an assurance that that would not happen. OK, yeah but see you're in blue, so you're still the, "Us and them" and nothing personal, it's just once you're exposed to certain events, you're very untrusting towards the other team - "Us and them" conditioning, are you familiar with, "Us and them" conditioning? HER HONOUR: Well let's - - - ACCUSED: OK, all right no - - - HER HONOUR: You're telling him that, how you view it. ACCUSED: OK, no no - I'm trying to work out maybe the negotiator, they aren't familiar with certain mental conditions, states of minds and stuff like that, you

ACCUSED: No fault of theirs, we learn everyday we learn something new everyday. Did I seem to be aggressive towards you at all?---He did Your Honour. OK, and what did I - and what was - in what - in what fashion? ---Well to the best of my knowledge, and these would be the negotiator notes, they're not my notes. Yeah, yeah, yeah? ---Shortly after the female was taken out, my first conversation with you, with the defendant Your Honour, was in relation to, "If you blokes wanna play tough, I've got more explosives in here than you guys have and I'll blow a radius a kilometre wide", similar to that. And I sort of said, "Calm down" and started negotiating and started talking and then hung up and then there was further conversations throughout the time, but my first conversation yes you were very erratic and very aggressive. Yep, so I suggested if youse wanna play hardball, you know, I'll play hardball too?---Similar to that Your Honour yes. OK, yeah and - basically on that - on that level you know words to the effect that you know, "Youse wanna fuck" oh sorry, all right - it's hard for me not to - I'm just - what you

see is what you get Your Honour, and I wanna - this is raw. "So if you wanna play, let's play"? –
--That is correct Your Honour. "You wanna engage, let's engage", is that correct? ---That's
correct Your Honour. OK, all right. And I'm prepared to blow the whole place to smithereens? –
-That is correct. OK and by this stage had they cleared the area for the civilians, or was just –
police still - only just police in the area?---Ah no, I'm pretty sure there was an evacuation in
place, what distance that was back, I'm not aware of as far as the options from command, but I
know there was a further evacuation conduction throughout - - -Code black I think was called?---
I'm not aware of any - - - Do you know what stage that was, was that prior to that - those
comments made or after those comments?---I'm not aware of any code black and what you're
referring to as that. From my understanding there was a code black announced and the whole
place was cleared?—OK, I know there was a further evacuation after our conversation, but I'm
not aware of any code black that you're referring to. OK, all right - no I'm just - that's what I read
somewhere. And after that, you thought that maybe this is pretty serious?---I thought it was
pretty serious before that. OK, all right. OK, and then what was your respond - response to those **11**.

<SOG OPERATOR 55, sworn and examined: MS WILLIAMS: Now for the purposes of you
giving evidence, are you Operator 55? ---Yes. Are you from the Special Operations Group at
Flinders Street? ---Yes.

<CROSS-EXAMINED BY ACCUSED:

Your statement was made in January - only days after the incident? ---That's correct.

OK, so it's fresh in your mind? ---Yes.

Do you refer to notes or straight off the memory? --I refer to a - analyst log for times but most of
it from my memory. How long have you been a police officer for? ---Seventeen years.

Seventeen years? SOG, how many tours in the SOG? ---Ten years. We've got a veteran.

Leadership. Right. You team leader? ---Yes. You arrived at what time? ---7 p.m. on the

Monday, 21st. OK, so you were one of the first to arrive, of that group. First to arrive? ---No.

No, there was people there. You were in the second wave? --I don't know what wave I was in but

I was called to attend and I was at the office at seven o'clock on the Monday night. All right.

You were directed by Operator 6? ---Yes. Where was Operator 6? He's the command leader,

was he, or something like that? He's the chief? --He's a Senior Sergeant. A general? ---One of,

yes.

Yeah. Did you know - did you know about my history? Did you know who you were handling

or dealing with or who I was at the time?---Yes. Have you dealt with me in the past? ---Yep.

He has. 92? ---I don't know the years. It wasn't 92 though. It would've been 92, man. Actually,

maybe 95. Sorry, sorry? ---I was in (indistinct) 92. 2005? ---Yes, round that time. 2005 - 2006?

---Yep. Intercepted the Fairlane at the service station? ---Yes. Touch one, touch all on the roof?

Remember that? ---No. You don't remember? You couldn't miss it, man. Touch one, touch all.

The whole roof was emblazed by it? ---Nah. Do you remember the - - - MS WILLIAMS: Your

Honour, what's the relevance of this? ACCUSED: I'm just trying to work out which vehicle he

remembers, you know. Like if it was the same vehicle. MS WILLIAMS: Well it's not relevant.

HER HONOUR: That's fine Detective - - - ACCUSED: No I'm just trying to work out - - -

HER HONOUR: - - - this particular (indistinct) - - - ACCUSED: - - - yeah, it's (indistinct) it's us and them conditioning. I don't realise how deep and profound it is. Do you remember there was a CB aerial on the boot with the Eureka flag hoisted, fluttering.

ACCUSED: Yeah, I'm just trying to work out something that he - it's pretty - I'm trying - want to demonstrate through the witness here, it's a perfect opportunity. When he's - when he arrested me in 2006 at the service station, there was a - do you recall the bullet - bullet stickers littered all over the vehicle at the time? ---I've arrested thousands of people since then. I don't remember every job. OK. But the vehicle was white and had - was littered with bullet holes - - -

MS WILLIAMS: Your Honour, this is not relevant. HER HONOUR: (Indistinct).

ACCUSED: Well it was. State of mind. HER HONOUR: Can you have - can you have a look-

ACCUSED: Us and them, conditioning.

ACCUSED: OK. All right. Was that the 2006, actually is it January 2006 that arrest. Was that the only other previous arrest you have been involved with me?---No, I think there were others.

I can't recall when. Fair dinkum? Small world. All right. Did I shoot at police or anything like that? Resist arrest or anything on those occasions? ---No. Was I armed on those occasions? ---I can't recall. OK. Were you present when I was hospitalised? MS WILLIAMS: This is not

relevant Your Honour. ACCUSED: Post traumatic stress man. HER HONOUR: Yes, let's try

and see where this is going. Have a look at the last paragraph. ACCUSED: Maybe he contributed to the injuries I was - (indistinct) get the finger reattached. You know, microsurgery and stuff.

HER HONOUR: I'm interested to hear about Paragraph - the last paragraph.

ACCUSED: OK. Right. HER HONOUR: Because that's when things start to happen.

ACCUSED: Well it might be - pretty warmed up within - you know, within the hour or so it got exciting. HER HONOUR: Yes but then he says, "I observed the security door opened and a male's arm holding a silver coloured revolver appeared from behind the open security door."

HER HONOUR: What do you think - do you think you'll be finished by one? No?

ACCUSED: No way. HER HONOUR: So we're going to come back at two - he needs to come back at two. ACCUSED: Yeah, have a recess, fill the canteen, have something to eat, chow.

ACCUSED: I'm biting at the bit. HER HONOUR: So it would be good if we can get them

done. ACCUSED: I would like to, seriously, but I want to be thorough and I want to get as

much as - on the record, you know. HER HONOUR: Yes. No, I understand. ACCUSED: And proving that - establish much - much relevance.

ACCUSED: OK, all right. At this location. OK. On the following morning, so this is the day after the initial discharge of weapon by me towards the armoured personnel, is this - I'm trying to read this. Is that the way it reads? The day after? ---Well you've got it in front of you.

The following morning, so the first day you were on site. Never engaged with you? ---No, I got there at eight o'clock at night on the Monday. OK. And by this stage I'd already opened up on

the armoured personnel carrier a few times. Can you - - - ?---Can't recall. I wasn't there then.

OK, but you were aware of it? ---Yeah. And where were you positioned? ---To start with, on the Monday night, the northeast corner of the property.

So you're at the rear of the property? ---yes. And you were in the - were you - or were you in the group that my dog, both dogs identified in the corner, the right-hand corner of the building - the house, the property? Right, so there's - I'll find - there's photos. One second I'll see (indistinct) . There's some sort of vehicle there too I think in front, covering you. Like - was that some sort of vehicle in front of you, as a cover, bunker sort of thing? Shielding? ---There was a four wheel drive. I was in the four wheel drive. Like a black, I think, was it? I think it was on the (indistinct) too? ---Yeah I think it was. Actually on the TV. They identified your location man. Not good. Any shots fired at that vehicle or at you at all? ---There were shots fired in a northerly direction.

like - scared the shit out of you maybe?---Nuh. No? You are a tough man, I like ya. He's fearless, that's why he's leader.

see any of that?---I saw three shots fired. OK, so you were peeking over the fence maybe or had - - - ?---Nuh. I was looking at a monitor. The monitor. The whole perimeter was secured by monitors, yes? ---The whole perimeter - the perimeter was secured, yes. OK. And shots - if I take you to p.63 or Photo 63? ---Yes. Is that - it looks like a police officer pointing at a hole or something, a bullet hole that - - - ?--- Yes. - - - seems to be on the side of the location where you were, yes? ---Yes. And that, I think, went through and then - and embedded itself in the sound barrier on Keilor Park Drive? ---I couldn't tell you. After shots were fired in that direction, they closed down the traffic, I think? ---Yes they did. So there's only soldiers left in the field. No civilians, all the civilians evacuated, (indistinct), yes?---That's cos there are holes in the barrier on Keilor Park Drive as well. Yeah but by this stage it's all civilians in the area were evacuated because of the gunfire, yes? --- They were - - -Concerns for their safety? --It was closed down after you fired to the north. Holes in your fence, holes in the sound barrier, if that's what you want to call it, for Keilor Park Drive. Thank you. So all the - there was only soldiers left in the field, yes? I consider myself a soldier. I consider you a soldier. I use that terminology. Only soldiers left in the field, yes?

HER HONOUR: Do you want that - what was the last question? ACCUSED: Just if the civilians in the - civilians were evacuated by this stage or after that incident, yes?---Because you were endangering them, yes. OK, that's fine. Just us engaged left. HER HONOUR: All right, HER HONOUR: The last paragraph, p.844. "The following morning at about 10.09 a.m. I was (indistinct) " et cetera et cetera. ACCUSED: OK, what - - - HER HONOUR: "Along with Operator 131." ACCUSED: What page is this? HER HONOUR: That's the first page. ACCUSED: OK, right. HER HONOUR: "I observed" - sorry, do you have that? ACCUSED: Yeah. HER HONOUR: Right at the bottom. ACCUSED: Yes, yes, yes, yes. Sorry. Sorry. Can I just pause for a moment. Earlier on, that projectile going through the fence and he says in his

statement that he actually went to - actually it's p.2, the first paragraph. HER HONOUR: Yes.

ACCUSED: You say that you went to inspect it. You see - noticed the bullet hole and you done like a line thing sort of thing and you see that it's penetrated the sound barrier but did you see where the projectile landed?

Was there any other holes, bullet holes in that area, in that region? ---From what I recall, I only remember seeing one in the sound barrier. And that's the one you - you done the - like, retraced its line of trajectory? ---Yes. That's the one we're talking about here, appears - it would appear to be? --- It would appear so. so that's Tuesday, is it, last paragraph on page - the first page. "The following morning about ten- ten past ten, I was viewing the monitor along with Operator 13 and we see - observed the security door open and a male holding a silver coloured revolver from behind the open security door. The male fired three rounds into" - that's - - - ?

---That's Tuesday. - -That's Tuesday the day after - - - ?--- M'mm. - - - it starts? ---Yeah.

And that's - is that the time that these bullets penetrate the rear of the - the fence? ---That's the time I saw the shots fired and I went up to the fence and had a look and saw the holes, yes.

OK, there was only one holes or two holes? ---From what I recall, I remember seeing one hole in the fence and one hole in the sound barrier. OK, all right. And the others may have gone into the ground?---I don't know. Do you know if they were ever recovered, those slugs? ---I don't know.

ACCUSED: Yes, yep. Are you aware of any flashbang grenades being used during the course of this standoff?---Um, no. Not that I recall. Right, so you're not absolutely certain about this? --No. Not on your shift, not on your watch? ---No. OK, all right. If I was to say to you that there's empty cartridges in the house and the garage would you say it's possible?---I'd say it's possible you're mixing them up with something else. Do you know what - what type of munitions were used on me during this period? ---Yes. Yes, what were they? ---I'm not going to divulge any methodology in relation to our tactics. I like you, you're good. OK, so flashbang grenades or something to stun or something like this? I've got bits and pieces in me vest man? ---No. I've got shrapnel in me vest from inside, from exploding. You would say that's a lie? ---I don't know what you had in your vest. OK, all right. Were you aware of loud noise tactics to scare and suggest and maybe explosions, simulated explosions used during this period?---No. Not aware of that? ---No. So we can rub that out? ---I'm not aware of it. OK, all right. Cross that off the list. All right.

OK. All right. Is it true that I never fired at any police officers SOG on the front lawn? ---What are you talking about? Never fired at any police officers, police (indistinct) when I was gassed out at the final stages prior to my arrest? ---So you're talking about at the end?

Yeah? ---Not when you fired at the ballistic vehicle? Yeah, yes? ---You're talking about the end?

Yes, yes?---Yeah, that's true. And there was a number of - you were present also, I believe? ---

Yes. There were how many police officers would've been in that vicinity, probably been ten maybe? Under ten? More than ten? ---I wouldn't say ten, there'd be probably about six to eight maybe in the vicinity of you. OK, spread out. They weren't, you know, single file, they were - - - ?---Probably three in front of you. OK, so strategically they would have been positioned, "Bang" you know all over, and that woulda only been a short distance like maybe from me to you

away?---Yeah about that far maybe a little bit further. OK, all right and I woulda noticed him there, yes? ---Don't know, you were affected by gas - - - OK? --- - - - or appeared you were affected by gas. All right, was I still coughing and spluttering? ---Yes. OK. Do you know how long I was in the house for after the first gas canister was lobbed in there?---A very short time. A minute, five minutes, ten minutes? ---No more than five minutes. No more than five minutes, do you know how many canisters were placed in there? --Not off the top of my head no.

Approximately, less than ten? ---Couldn't tell ya. OK. Can I get you to have a look at Photo Folio F, take you to p.121 and 122, 123? ---Yes. Does that seem to be some sort of burning, or something that's on fire or some - - -? ---Yes. And do you know what caused that? ---Nope.

Would it've been the munitions, the gas or whatever was used by special operations? ---Possibly. OK. Did that - was that a similar incident with Tony Laguinzia? ---Wasn't there. OK, no just trying to work out if there's a consistency of pattern - there's many parallels. Were you - you weren't involved in that matter?---No.

OK - did you - you were at the rear of the residence, were you able to - did you have any infrared vision or anything like that?---Ah no. So you - thermal heating or anything like that, were you able to monitor my movements inside at all?---No. Were up able to hear what was being said inside?---No. Did you have a directional boom mike at all? ---No. Oh come on man. You got all of the other gadgets but you're not listening to what he's up to in there? Come on please. Did you - were you aware that I set up a - barricades inside of the place?---No. You weren't aware? -- Nah. Counter-measures I'll call them. Were you able to look into the rear of the place the place or was it obscured by blankets or mattresses - the windows?---I couldn't see in from where I was no. OK - maybe they were obscured by counter-measures? ---I don't know, couldn't see in.

Did you ever actually enter the premises after I was arrested? ---Yes. Did you notice barricades situated around - at both front and rear entry points? ---At the rear yes. OK, not at the front? ---I can't recall the front. OK. Did you notice olive oil spread all over the place? ---No. No slippery surface? ---It was slippery. OK - olive oil counter-measure, cheap and effective. OK, all right. What was my position inside? Do you know if I was in the centre of - if I was able to observe the front and rear entry points from my location?---I told you I couldn't see you in the house.

OK? ---How possibly could I know that.

The round that I discharged into the vehicle, did the window have to be replaced at all? ---No. OK so it stood up? ---Yes. Wasn't shattered or anything like that? ---No. Right. All right, so about 8 p.m. I'll take you to p.2 Paragraph 2, "About 8 p.m. I returned to command post and was instructed to take up a team leader role inside the ballistic vehicle, which was parked out front of the target", is that true?---Yes. "And deliberate action to resolve the incident"? ---Yes. And what was that? ---I'm not gonna divulge the methodology. Was that engaging or, passive, aggressive offense? ---I'm not divulging methodology. Do you know - if from a tactical point of view if my actions met the principles of a textbook case actually of aggressive offence?---I don't understand what you're getting at. Aggressive offence - you know, from a tactical point of view, did I meet that - or did I qualify post-traumatic stress actually - it's aggressive offence.

HER HONOUR: I don't think he can answer that.

ACCUSED: OK, so during this time 8 p.m. you're out front of the target address, and deliberate action to resolve the incident didn't appear to have occurred, wasn't successful?---Very successful. It's 8 p.m.?---If we did a deliberate action to resolve the incident, you're here now, very successful. Ah yeah but that's 8 p.m. the following day OK, so there's some like 24 hours or more that transpired - I'm happy that I'm alive too man - I live to tell. I wanted to be shot at the time but you know, things change. **11**.

<SOG OPERATOR 125, sworn and examined:

How long have you been a member of the police force for?

--Approaching six years Your Honour. And how long - how many tours have you done SOG?

Like 12 months, tour I say - 12 months term? ---How long have I been in the SOG? The SOG

yeah? ---Approaching two years. So two tours I'd say? ---OK. That's soldier jargon? ---OK. You

consider yourself a soldier? HER HONOUR: Mr Binse. ACCUSED: I consider myself as a

solidier man. HER HONOUR: Yes, well - - - ACCUSED: One soldier to another

And you arrived after the first shooting, after the first shots discharged? ---That's correct.

Did you hear those shots? ---The first shots? Yeah, fired by me? ---I wasn't there, so no.

Would you agree that the SOG just doesn't select any type of police officer to perform that role?

They're vetted, they're selected, they're hand-picked, you know? ---Of course.

I mean they're a very high standard, you know? ---Of course. Would you consider yourself

fearless, or a coward? Timid? MS WILLIAMS: What's the relevance of the - - -

ACCUSED: I'm just trying to work out what sort of batch we're dealing with here, you know. I

reckon they're hardcore and I really admire them man, you know. Worthy adversaries. Probably

the best this state has to offer. They are the best this state has to offer actually. During the

briefing, what - what was said and what was discussed by Operator 6 about me - well he said

maybe, "Watch this" - sorry - sorry about the language - "This person has a history of violence,

armed robberies, discharges firearms, assault rifles, weapons, we've been dealing with him since

- since 1992 the SOG arrest. You know, normal police don't in normal circumstances arrest this

person, they send the SOG in since 1992" did they mention any of that? ---No. So you weren't

aware of my history? ---Limited.

I'm just trying to work it out. Were you present when police used flash bang grenades lobbed

into the house?---Yes I was. OK. Do you know how many flash bang grenades were - - -? ---No,

I don't. A number? ---Wouldn't have a clue, couldn't tell you. Don't know. OK. If I said more

than two, more than three? ---Don't know. They were flash bang grenades, they weren't the gas,

that was later on - that was at the tail end? Yes? ---Oh OK. Yes? Yes? The tail end the gas? ---

Yes. That's when they smoked me out? --- That's right. And that's when I come out the front

lawn, that's how it ended? ---Right OK. The standoff, the impasse broke, OK. Do you know

what - (a) that would have occurred or what time the flash bang grenades were lobbed into the

house?---My misunderstanding, I thought that when you referred to them you were talking about

at the conclusion. OK, no the flash bang grenades, the inside I've got - there's photos, images, the munitions, the spent cartridges are inside, there's the evidence?---Can you tell me what time that was and I'll tell you. I'm trying to work it out myself, were you present - cos I - my - my recollection - - -? --Well I know what I was present for, I don't know what I wasn't present for. Because mine's pretty hazy too man? ---OK. I mean really it went for a while and you know, and that's one of the conditions of post-traumatic stress - your memory doesn't have a clear recollection, only bits and pieces. Did you experience any post-traumatic stress?

MS WILLIAMS: Your Honour I object to the questioning. ACCUSED: No, no I'm just trying -

- - MS WILLIAMS: Don't answer it. ACCUSED: - - - if he experienced any post-traumatic stress from this incident? ---No. HER HONOUR: Let's have a look at the statement.

ACCUSED: It's a pretty hairy sort of - some people have got it you know - he's fearless man - you don't give a - you know?

OK, all right. What was - when was the first occasion that you actually made visual contact with me? ---It was sometime shortly after approximately 2.10 a.m. on - - - The final hours, the final moments? ---That's correct. Not before that, you never seen me before that? ---Nah. And - you hear - I come out - I - from the side of the house and did I have anything around my head or anything like that? Was I masked or - - -? ---I don't recall if you had anything around your head. No towel round or anything like that? ---Oh perhaps, I don't recall that. Did you hear me, did you hear me (makes coughing noises)? ---I heard coughing yes. All right, and the front lawn, lot of lights - like the MCG actually - you had big stands there with the lights there yes?---

Yeah, heaps of lighting. And there was the armoured personnel vehicle out front too? ---Yes. And that's where the officers inside launched their arrest, the assault, from that vehicle - they were actually behind I think they had like - I dunno - those like bullet-proof shields sort of thing? Were you carrying any of those? ---I don't know, I don't know. What sort of weapon were you carrying, man? ---I was carrying a 12 gauge less lethal shotgun. So you had the beanbag rounds? ---That's correct. OK, and you confronted - seen me - you've seen me - did you realise that I had a - were you aware that I had a ballistic vest underneath? --- No. I had some sort of jacket though covering it, yes? I was wearing some top sort of thing yes?---That's right. OK and I have a weapon in my hand at all? ---Yes. Do you know what sort of weapon? ---It was a silver revolver. Would that be it? ---Could be. It was recovered on the front lawn? ---I believe so.

OK, and do you see on the footpath there some sort of silver item appears to be a handgun, you see that? ---Yes I do. OK was that the weapon that was in my possession at the time? ---I believe so. It wasn't there before though, was it? ---Not that I noticed no. All right, so Photo 2 - same booklet, is that appear to be in the gutter there some sort of jacket, some clothing and on the - the nature-strip ballistic two-piece vest? ---Yes. Is that what I was wearing? ---Yes.

And would that have been where I was arrested - that location sort of thing? That spot - - -? --- Yes it is. - - - OK, on the street. And - OK - now do you know if that weapon was loaded at the time?---I don't know. I pointed it around, waved it around? ---Yes you did. Clearly visible to the officers ---Yes you did. No officers shot? ---No. OK, but there was plenty of - there was a

number of maybe half a dozen police officers in that area, a good half - how many you reckon - I'm not sure? ---There were several police there. Probably about ten, more than ten? ---In what vicinity? In that area the front scene - you know, the - - -? ---Numerous.

Sorry - they called out to me, "Surrender to stop". I ignored the officers' commands, yes? ---Yes.

They called out to me on a number of occasions to, "Stop, drop the weapon"? ---Words to that effect yes. OK, and I ignored these demands, yes. Did I drop the weapon? ---Yes you did.

Was it after I was shot on that day or - - -? ---No it was before. OK, so I surrendered. Did I drop the weapon? ---You dropped the weapon. OK, all right - and then I was shot? Yes? ---Yep. Yes

you were shot after that that's correct. Six times? ---Not by myself, no. OK but I was shot six times do you know? ---OK. And they were in quick succession, or then two - three and then pause, and then another two - three or just an intense volley?---Well I can describe what I did, but I don't know what other people did. All right, and you shot me at all? --Yes. And how many times, do you know? --Four. Four? ---Missed once. Missed once? Man you gotta go back to the training man. And how close were you? ---15 metres. 15 metres? That's a bit of a distance? ---An estimate, I'd have to look at the photos, I'm not too sure. OK and they were upper body? ---Yes.

OK, all right, no head shots, no? All right, did they - were they imbedded in my ballistic vest those shots, or did they bounce off - or what was the - - - ?---I didn't locate any during the search so I assume that they bounced off. OK, all right and I was - did I - "Drop the weapon, drop the weapon" I ignored the demands, and said to me on a number of occasions, eventually I decided - I dropped the weapon, then I'm shot, OK - six times - OK, yes? ---No. No? What happened? ---You were told to drop the weapon, you dropped the weapon, the revolver in the front of the premises. Then you staggered around and then motioned back towards the revolver, bent over to pick it up - which was when I fired the first two shots. So I went - so I've dropped it, and then I've gone back for it? ---Gone back, that's correct. OK, and that's when youse opened up? ---That's correct. OK all right and then I've what - I fell to my knees? ---I don't recall you falling to your knees. I dropped, kinda like dropped to my knees sort of thing or did I - how was I? --I gave you further instructions to lay down on the ground. OK, did I comply? ---After several instructions, you lay down. OK and that's when I was taken into custody? ---That's correct.

ACCUSED: Did I send you a letter? --- I beg your pardon? Did you receive a letter from me at all? Actually it was sent to a group of you, it was you're 125, oh you get a mention too - "To whom it may concern collectively, Operators 11, 94, 113, 134, 55, 125, 133 and 14" did you receive that back at the office? --- I was aware that it arrived. Did you read that at all? ---Nah. You're not familiar with the content at all? ---No. ACCUSED: He's aware that it arrived.

MS WILLIAMS: - - - and I'd love to know what the relevance of this is. I haven't objected to the other one but - - - ACCUSED: The relevance is, that I'm concerned from one colleague - I'll say soldier to another stand point of view - - - HER HONOUR: I tell you what we'll do, Mr Binse. We'll just leave this to one side for the moment and we'll discuss its tendering at some

stage - - - ACCUSED: OK, I gave him some advice. In future, I mean, maybe they should practise any future life - maybe they can learn something from this. We don't want anything to happen to them. I mean they're here for - to protect the community, mate, I don't want nothing - - - MS WILLIAMS: May the witness be excused Your Honour? HER HONOUR: Yes. ACCUSED: It's all good. MS WILLIAMS: Thank you. HER HONOUR: So you're finished with - - - ACCUSED: I am, thank you. < (THE WITNESS WITHDREW) **11**.

-
<MARK CHAPMAN, affirmed and examined:

All right Photo 58, can I take you to that photo please. Seems to be some sort of again, some sort of device some sort of munition or something like that, similar in appearance to Photo 5. Do you know where that was recovered?---It doesn't appear on my exhibit log, so it wasn't seized, well not by me anyway. OK, you know that's one that hasn't been entered or recorded that one, there's a - there's pretty much Guy Fawkes Day, there's about 15 or something lobbed in, and I only get to count two so far, three - actually four, only two are entered on the books. Do you know when that photo was taken? ---I don't. Sixty-three, take you to Photo 63. Do you know, there seems to be some sort of damage to the wall - the walls there do you know, do you know where that photo was taken? ---No. All right, Photo 65 seems to be some sort of (indistinct) in the centre of that photo on the floorboards behind some sort of cushion in the couch, seems to be another projectile. Do you know what - where that photo was taken? ---No. And you say you only entered in two? Only two have been document recorded? ---Yes. OK. One in the garage and one in the house somewhere? MS WARREN: Your Honour, how is any of this relevant to fact and issue, it's whether there was ten projectiles or one projectile - - - ACCUSED: Yeah there's so many projectiles that I can count, you know but there's only two entered in as evidence. MS WARREN: In my submission Your Honour it doesn't have anything to do with the charges in this case. ACCUSED: It does. HER HONOUR: How long do you think because - - - ACCUSED: I'll wind up with him now. HER HONOUR: Because Pringle is as I said, the Ballistics - - - ACCUSED: I like it. HER HONOUR: Ballistics guy. ACCUSED: I gotta get the truth man, reveal the truth - how many projectiles are we talking about, when you come up with the photos - and you haven't even recorded. HER HONOUR: So Pringle's coming. ACCUSED: OK. HER HONOUR: And he's the - - - ACCUSED: OK I'll wait. HER HONOUR: Ballistics. ACCUSED: OK, all right. All right. That's all I have with this witness Your Honour. **11**.

THE FLASH BANG EXPERT SPEAKS.

<ALAN FRANKLIN PRINGLE, sworn and examined:

Your Honour my full name is Alan Franklin Pringle. I'm a Leading Senior Constable of police, attached to the Victoria Police Forensic Services Centre at Macleod. There I am a firearm and tool mark examiner.

<CROSS-EXAMINED BY ACCUSED:

You've been a police officer for how long? ---Ah 37 years. You'd be on the verge of retirement?---(No audible response.) How long have you been working in the ballistics section

for? ---Thirty-three years. Thirty-three? ---Yes. The (indistinct), so you're experienced I'd say yes? ---Yes. The person I need to see, speak to, qualify 33 years' experience. All right now how many - are you familiar with flash-bang grenade ammunition, you know the leftover spent cartridges or whatever they're called?---I'm aware of it yes. Are you aware of the CS gas canisters and cartridges?---I am yes. Do they look similar or are they different? ---They appear different. You're experienced in the field, 23 years in the ballistics, you'd know one from the other? ---Correct.

Can I take you to Folio N please, have you got Folio N in front of you, can I take you to page or Photo 5 please. That's the one, can you describe what that maybe? ---That's ah, the charge from a CS gas um - - - Canister? ---Canister, yes. Can I take you - actually were any flash-bang grenade ammunitions recovered from 46 Sterling Drive do you know? ---If I may refer to my notes. Yeah go for it man, go for it. Actually I will rephrase that, handed to you not recovered. Have you got a photo of one of those flash-bang grenade spent cartridge? ---No, I don't have - the items I collected were from the periphery of the premises and I hadn't - I haven't entered the premises so whatever was contained in the premises was still there. That was examined on another day by another member. So all I'm trying to work out, so you didn't conduct a search, you're a ballistic expert, you would know what to look for if you're looking for flash-bang grenades, spent cartridges, you know, CS gas spent cartridges - I say cartridges for a better term - OK, but you relied upon other police personnel to provide you with these items that they say they found and you conducted searches - examinations of it did you?---Um I - I collected various CS canisters, bean bag cartridge components and flash-bang devices from around the outside of the premises. You say we got some flash-bang devices have we? --Ah yes. How many of those? ---If you bear with me. Yeah take your time man, let's be proper, let's be through, let's be factual? --- Now I have - actually what I have, the flash-bang device is the clip, the handle that comes away from the device. What do the notes say (indistinct) I was under the assumption they maybe launched from some sort of like (indistinct) or something, that's not the case?---I don't believe - - How - how - - -? ---I believe the flash-bang canisters they - yes, they have a clip. Like a grenade? ---Like a grenade yes. OK and they're logged over, what, so what you see or recover or - are the clips? ---Yes. The actual - the pin, the thing that keeps it safe? ---The actual - - Like that pin there, is that what you see? ---Um, not so much the pin as the clip itself. The clip, OK, so the rest of the ammunition explodes or something like that, is that what occurs?---It um, it doesn't explode, it makes a loud bang. But disorientates the person or causes a big bang, scary, does shrapnel explode anywhere? ---No they're a sound device. I'm trying to work it out because from my memory and recollection of events I was told that actually exploding shrapnel lodged in the bullet-proof vest that I was wearing at the time, that wouldn't be the case?---The sound of the explosion may in fact cause - come into contact when it explodes with secondary devices which may um, become a missile. So a secondary device, can you explain that, what do you mean? --- Such as if they explode next to an object, a fragile object like pottery or a timber table for example, it may cause splinters or pottery or crockery or - - - So if one was lobbed in, thrown in, lands maybe on the bench and this is a hypothetical but if it was to land on a bench and there's stuff in the bench area, maybe pottery or stuff like that, lands there, boom, it goes off and

explodes and shrapnel goes (witness demonstrates)?---That could be a reason yes.

It's like an incendiary device, incendiary device to whatever object it is - - -? ---What's - - -

I say incendiary device, it's activates, it's like a fuse, it explodes, boom, and whatever it's next to that is shown and explodes and spreads like a you know, explosive? ---As in second - yes.

Yes? ---That is a probability yes. Yes all right.

ACCUSED: Yes, OK, all right. I just want to establish a few things. What are we going to say is are they on like a five second - like for a grenade example, like a five second fuse or something like this before it explodes, can you explain maybe what the situation is there?

---These devices can have various timings, yes. So it's like maybe five second, three second, ten second or something?---Correct. What would the percussion sort of range be, you know, like say if I lobbed it - next to that jug there, that jug of water and how good radius is it for?---Um, I haven't tested the effects of percussion against something like that so all I can do is suggest that it's a probability that it would fragment and those fragments would scatter.

That's fine, all right, you found secondary missiles, you know like they're designed to stun - render the person unconscious or something are they?---No, the percussion is designed to disorient. When I say disorient, maybe cause unconsciousness or how would you best describe disorientate, unconscious or immobile or you know what I mean, given - - -? ---No I don't - I don't have any experience in that area. It's scary shit man. I do. And you say how many of those are recovered by you? --I had - as part of Item 11 I've got four expended, now they're referred to as two bang delay grenade canisters. Yes, they're not canisters because they've been exploded so they're only - - -? ---So they're just the canister that remains yes, the percussion has been um depleted. Yes? --And various bean bag cartridge components. And how many have you recorded there? ---Four. You got four but are they easy to miss, you know how big are they, the cartridge of just the pin that's left?---Um, now - - - I'm under the impression that - - -?---They - no, they were um, they were the expended canisters, that's four, and the number of - the number of clips consisted of one, two - - -Double figures or single figures?---Single figures, five. And they're just clips that you recovered? ---Yes. The ring pull sort of thing like a - - -? ---No. They're like that big part? ---The handle. All right, and that was on the perimeter of the place? --- Outside yes, in the backyard. In the backyard? ---Yes. And they make a loud boom that you can't miss them can you? ---I believe so yes - - -They're not quite - - -? ---- - - that's their design, yes.

They'd hear what you would refer to as the effects of an explosion which have echoing effects in residential areas. Yes? ---So there maybe for example five sounds or say five launched but there maybe many more sounds on top of that yes. So boom, boom, so maybe like we want it hypothetically, maybe one is thrown, boom, boom, boom, it could actually give off the sound - the appearance of maybe three explosions, is that what you're saying? ---Maybe yes. Maybe four, maybe five, maybe six, how many? ---No I can't say. More than one though, you'd say just one -

--MS WARREN: Your Honour, can we move on from this. ACCUSED: No hold on, settle down. HER HONOUR: I think he's nearing the end anyway. ACCUSED: Yeah I'm nearing the end, you don't like it, just tell me we'd get how many, boom, boom, booms reverberating in my head inside, how many - - - HER HONOUR: Yes, so do you know the answer to that? ---No, no Your Honour, not how many - - - ACCUSED: (Indistinct) in the (indistinct)? ---so three is a probability, any more than that I can't say. OK we'll just settle with three then, I'm happy to stick with three, so three to five, that's 15, boom, boom, boom, you know. Bean bags - bean bags ammunition, any of those recovered? -- So I recovered six bean bag socks. When you say socks? ---Socks, which are the contents of the 12-gauge bean bag cartridge for want of a better word. So the socks is the actual projectile that's fired from the cartridge, is that if I was to put it in that context, yes? ---Yes. And that's the things that impact on the target? ---Correct. There were five of those recovered? ---Six. Six, OK. Do you know how many were - they were the ones recovered but do you know how many were actually discharged?---Ah no I don't have evidence - - - All right, I'm just trying to work out if you're talking about the cartridges, maybe I think pump actions, were they used pump actions?---I believe so yes. So (witness demonstrates) ejection comes out (witness demonstrates) and they're expelled, the empty cartridge, is that correct?--- They are yes. So they don't remain within any type of vessel in the weapon at all but they're ejected onto the street or in that area, would that be correct?---Correct yes. You never recovered any of those did you? ---I did not recover any of those no. 11.

LORRETA COLLIER TELLS:



THAT THE **"SHOTS FIRED ON THE TUESDAY NIGHT"**

HAD TAKEN PLACE THE DAY BEFORE!

WHEN THE KEILOR PARK DRIVE FREEWAY WAS STILL OPERATING.

THE CHARGE OF THIS MULTIPLY SHOTS FIRED IN THIS AREA. STILL UN-ACCOUNTED FOR. HAD INDEED COMPOUNDED AND AGGRAVATED OFFENDING.

I DID ATTEMPT TO ADDRESS THIS FACT AND POINT DURING MY PLEA. YET **SAUL HOLT** HAD DISMISSED THIS SIGNIFICANT ISSUE. READ MORE OF THIS

AND MUCH MUCH MORE IN **BETRAYED. JUDAS COUNSEL. CHAPTER!**

I WAS SENTENCED AND CONVICTED OF THIS FALSE INDICTMENT BY HIM!

24

FIRST SHOT FIRED YES. SEEN ON C.C.T.V. AT 10.09. AM. 22 MAY 2012

24

First shot fired at 10.09 am on the 22nd seen on T.V. Continued on into the Heavy sound barrier of Keilor Park Drive. **The powerful 3.57 magnum, is a deadly round & calibre indeed.**

24

This round seems to be that of a "Hollow Point." As explodes on impact. I had a mix.

24

24

Have you ever been exposed to the stunning effects of flash bangs grenades?

Their sole purpose is to disorient the target. To render **them shell shocked by their use!**

Left in a complete daze and a blur. Totally oblivious to what's unfolding around you.

SHELL SHOCKED! They were used on me on a number of separate occasions, and in multiple successions too. The total tally. **Were in excess of ten.** Double figures deployed in an enclosed defined space. Look at insides of the house occupied at the time. Left in tatters,

destroyed beggars' belief! Read the police testimony and evidence of wandering around aimlessly, coughing and spluttering from the effects of the tear gas. Not to mention my head still buzzing from all percussion/ flash bangs munitions pumped into house. **Literally shell- shocked!** C.S. gas is not designed for indoor use either, as is lethal in confined spaces.

Intended for outdoor open areas, not confined small areas. I don't not register what is unfolding around me, not fully appreciating or comprehending the Police orders and repeated instructions to drop the weapon. The 3.57 firmly in my grips at the time, not to mention blinded by the M.C.G spot lights trained on the front of house lawn area. All I could make out were dark figures in gas masks wearing black overalls, behind Perspex type bullet proof riot shields armed with machine guns and pump actions all pointed and trained on me. Or was it a deliberate act of provocation refusing to surrender the hand gun. A suicide by cop ending sought after by me? Seeking to avoid a decade plus ahead of solitary confinement, that awaited me sadly. The silver 3.57 magnum obvious to all firmly held in my left hand, no real imminent threat to all Police in the vicinity.

Page 102 L24 Mr Holt: More than difficult. This of course is a man who's involvement with the police and particularly the SOG and armed offender squads and so on stretch back to the times when they behaved less properly than they do now and where his records - -

Pamela Lynn Mathews evidence Page 174 L8 – 22 Mr Chatwick: In his opinion and recommendations, this is at **Paragraph 66**, Dr Sullivan states, **"Mr Binse would satisfy a diagnosis of mixed personality disorder with antisocial and narcissistic traits"**, would you agree with that?--- **Well it's in my 2010 report, so I guess I do.**²¹

I WILL NOW ONCE AGAIN INFUSE PRISON MEDICAL REPORTING OF P.T.S.D.

Geo Care entry dated 24/ 09/ 2012 "Chris seen for a lengthy period of time. Write @ door whilst prisoner cooking/ preparing food in cell, whilst talking, easy going & pleasant in interactions. Revisited memories events surrounding psychotic episode when now in custody. Chris displaying detail of recall of events/delusions/behaviour. New weight of stressors taking effect on mental state, feeling low flat, depressed, fearful of sentence pending and future in prison. Homesick, tearful, missing family **BLACKED OUT**, sad, & remorseful, angry toward justice system for poor insight into rehabilitation & reintegration into community on release. "I have failed twice now because I don't have any idea how to function out there". "Stressors": "case coming up" & "representing self at court, feels pressure to do a good job". Angry at M.O.U. "they don't stick to their promises", sad & missing family. Subjectively anxious flat "I don't even want to wake up anymore", "but there's hope I will get better", "if I didn't want to too, I wouldn't talk to you". "I would end it all" "Prisoner motivated to improve /recover". Denies suicidal ideation as above. Now interested in seeing **BLACKED OUT** about "Antidepressant although apprehensive" "I don't want my metabolism to change" and "will not be a zombie". "Good rapport developed".

Geo Care entry dated 2nd / 12/ 2012 Psychiatric Nurse: Chris seen in Acacia to "review since zoloft commenced 50mg 2/7 days ago"." Noticed sf of "Butterflies & nausea" otherwise compliant. "Given copy of OMI for Rx to read copy of info in correspondence section". **Mental state and effects of abuse of ice, "traumas, assaults, injuries in past". "Prisoner a strong critic of self, "I'm fried, I hate it", "it's not getting any better". "I think this is as good as I'll get".**

Geo Care entry dated 15/ 12/ 2012 Psychiatric Nurse: Chris seen for extended review today. "Discussed seitaline", "negative effects", "experience & hesitance to continue with any type of Antidepressant Rx". "Chris c/o feeling very flat low amotivated" "sad". "After 4/7 of medication", prisoner ceased states returned to feeling "normal" "after 2/7". "Does not wish to continue", "feels benefits from psychotherapy rather than Rx".

Geo Care entry dated 25/ 12/ 2012 Psychiatric Nurse: Chris seen in Acacia today for psych support. Coping well over past few days. Chris discussed Court case, document's which he has prepared for trial. "Talks to remain off Antidepressant Medication pre-trial". "Might try it after my trial" "depending on the outcome". Document with details of events leading up to custody to b returned to prisoner after gaining background to drug induced psychosis on admission to custody to follow up 1/52 **BLACKED OUT**.

Geo Care entry dated 29/ 12/ 2012 Psychiatric Nurse: Chris seen today in Acacia for review. Returned document to prisoner. "Given a summary of pre custody events ice use", "psychosis". Chris states has been flat for past 3/7. "Mood fluctuating". "Feeling down", "despondent", "fearful" 'withdrawing/isolative in cell". "Little interaction", "others available". Difficulty in "Switching off". "Not able to direct thoughts away from ruminating/sadness about" **BLACKED OUT etc.**

Geo Care Medical report doc, entry dated 24/01/ 2013. Psychiatric Nurse: Chris seen this A.M. in Acacia Visits (BLACKED OUT). Chris stating that he had been researching P.T.S.D., effects, causes, triggers, treatment management. Has accessed educational material keen to motivate "self to knowledge & awareness of P.T.S.D. & effects. Chris C/o mood, energy, amotional, loss of interest in usual enjoyable activities. Experiencing anxiety response to certain triggers combined & flashbacks from past events). Television- guns loud noises, **violence etc. Unit doors slamming, officer's keys.** States that this causes racing thoughts, nausea, panic, sweating, tremor, fear. Usually able to train during days to tire self & be too exhausted to be concerned by anxiety. Now nil motivation to exercise. Chris very fixated on idea that M.O.U. are not appropriate to seek psychotherapy from due to breach of trust in past. Not willing to begin therapeutic relationship with clinical services clinicians. Discussed with Chris, lack of resources, time able to offer to begin P.T.S.D. Counselling from mental Health Services.

Geo Care Medical report entry dated 26/01/2013. Psychiatric Nurse. Chris seen for review today. "Discussed past traumas @ length", "effects on mental state", "current way of thinking". "Feels that has been able to adapt self to avoid" "flight instinct & always fight". Therefore confrontations & Police & authority. "Chris now wishes to alter way of thinking" and "inmate response to over react in dangerous settings".¹⁸

Geo Care Medical report entry dated 28/01/2013. Psychiatric Nurse. Whilst on Unit this Am. Staff notified self-prisoner had handed in T.V. as "was sick" of watching so many people die in Syria" Nil risk identified.¹⁸

P.T.S.D. I understand this debilitating state better than most. It hurts!

48

93

[24] She is of the view that you are persistently suicidal and she adheres to her view expressed in 2010 and 2014 that a lengthy sentence involving restrictive custody will exacerbate your chronic post-traumatic stress disorder, your mental state fluctuations and abhorrent behaviours. I accept this opinion.¹¹¹

BIBLIOGRAPHY.

¹¹ Melbourne Magistrates Court Evidence March 2013.

¹⁸ Prison medical reports. ¹⁸ Prison reports.

²¹ Supreme Court of Victoria from dates of 28th -30th May 2014. Plea submissions

²⁴ Siege. Police brief, photos taken May 2012.

⁴⁸ DR CAROL NEWLANDS, DR MICHAEL EPSTEIN MEDICAL PANEL REPORT DATED 10 MAY 2013.

⁶⁷ **INFORMATION ATTAINED FROM NATIONAL INSTITUTE OF HEALTH (NIH)**

<http://www.nimh.nih.gov/health/topics/post-traumatic-stress-disorder-ptsd/index.shtml>

⁶⁸ (IIXXXX).I. SIEGE C.C.T.V. FOOTAGE FLASH BANGS EXPOSURE EVIDENCE.

⁶⁹ INSIDE HOUSE OCCUPIED DURING SIEGE, AFTER FLASH BANGS DEPLOYED 23 MAY 2012.

⁷⁰ **Dr Danny Sullivans report dated 19th January 2014.**

⁹³ **Sentencing Citation 23rd May 2014. R v Binse [2014] VSC 253.**

Before His Honour Justice T. Forrest

¹⁸ Prison reports.

¹⁸ Prison reports.

¹⁸ Prison reports.

¹⁸ Prison reports.

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¹¹ Melbourne Magistrates Court Evidence March 2013.

¹¹ Melbourne Magistrates Court Evidence March 2013.

¹¹ Melbourne Magistrates Court Evidence March 2013.

²³ LORETTA COLLIER-CURAVIC POLICE INTERVIEW 22nd MAY 2012

²¹ Supreme Court of Victoria from dates of 28th -30th May 2014. Before His Honour Justice T. Forrest

⁶⁹ INSIDE HOUSE OCCUPIED DURING SIEGE, AFTER FLASH BANGS DEPLOYED 23 MAY 2012.

²⁴ Siege. Police brief, photos taken May 2012.

²⁴ Siege. Police brief, photos taken May 2012.

²⁴ Siege. Police brief, photos taken May 2012.

²⁴ Siege. Police brief, photos taken May 2012.

²⁴ Siege. Police brief, photos taken May 2012.

[21](#) Supreme Court of Victoria from dates of 28th -30th May 2014. Before His Honour Justice T. Forrest

[18](#) Prison medical reports.

[18](#) Prison medical reports.

[48](#) DR CAROL NEWLANDS, DR MICHAEL EPSTEIN MEDICAL PANEL REPORT DATED 10 MAY 2013.

[93](#) **Sentencing Citation 23rd May 2014. R v Binse [2014] VSC 253.**

[111](#) R v Pecotic 14th June 2017. [2017] VSC. T. Forrest, J.