

## Investigation Progress Report

IRG Meeting Date: 13 September 2006  
 File Number: 03/01056  
 Complainant Details: AWH  
 Respondent Details: Dr John Phillip Rolleston  
 Complaint Received: 10 July 2006  
 Assessment Decision: 20 July 2006

Conditions or Suspension: N/A

Investigation Officer: Angela O'Gorman – allocated 09/08/2006  
 Investigation Manager: Rob Beetson  
 Legal Advisor (if applicable): N/A at this stage.

### 1. Conduct Description

Mr AWH has alleged that Dr Rolleston sexual assaulted him every time he attended his rooms for medical consultations in the 1970s. At this stage, Mr AWH has stated that Dr Rolleston would pull his pants down and masturbate Mr Wilson.

### 2. Background

Mr AWH first complained about Dr Rolleston in 2003. As the Commission was unable to obtain a statutory declaration and further and better particulars from Mr AWH the investigation was discontinued.

Mr AWH has again been asked to provide the Commission with specific information about the alleged sexual assaults.

The likelihood of the Commission obtaining sufficient evidence to warrant a prosecution remains remote due to the significant delay in making the complaint, the length of time since the alleged sexual assaults occurred.

The 2003 Investigation Report is attached for background information.

### 3. Not within scope of investigation

Mr AWH's unspecified allegations from 2003 that allege his brother and sister were also sexually assaulted by Dr Rolleston in the 1970s.

### 4. Findings to date

No findings to date, this matter was allocated on 09/08/2006 and we are still waiting on further particulars about the allegations. Reply due 31/08/2006.

### 5. Investigation actions and critical decisions since last report.

Mr AWH has been asked to provide more specific information about the alleged sexual assaults. He has been given 21 days to forward this information in writing.

Dr Rolleston has been given the option of responding to Mr AWH's generalised allegations as per his 2003 email to the Commission.

The Commission has not received any correspondence from Mr AWH that particularises his complaint. The matter shall be prepared for consult at the October

meeting with the NSWMB with a recommendation that the matter be terminated pursuant to s39(1)(e).

6. Investigation actions proposed

Action	Date
Further information from Mr <sup>AWH</sup> due.	31/08/2006
General response from Dr Rolleston requested 11/08/2006 due.	31/08/2006
Review on return from annual leave (rtn date 18/09/2006) for either closure or investigation.	20/09/2006
Prepare for consult in October recommending termination.	27/09/2006

7. Recommendations/Comments by the IRG

Angela O'Gorman  
Investigation Officer  
7 September 2006

  
Rob Beetson  
Team Manager