

OUR REFERENCE  
REDACTED

YOUR REFERENCE  
GW:MA:200301

DATE  
17 November 2003



**OFFICE OF THE DIRECTOR  
OF PUBLIC PROSECUTIONS**

265 Castlereagh Street  
Locked Bag A8  
Sydney South NSW 1232  
DX 11525 Sydney Downtown  
Telephone (02) 9285 8606  
Facsimile (02) 9285 8600

Mr Greg Walsh & Co  
Solicitors  
DX11224 BANKSTOWN  
Facsimile No 9644 5417

Dear Mr Walsh

**NOTICE: TENDENCY EVIDENCE**

PURSUANT TO : **SECTION 97 OF THE EVIDENCE ACT 1995**  
MATTER : PROSECUTION of John Dennis Maguire  
REFERENCE : 03/11/0584  
DPP CASES NO : 2213025

Notice is hereby given in addition to our letters of 16 September 2003 and 23 October 2003, that the Prosecution presently intends to adduce evidence of "tendency" pursuant to the tendency rule in sub-section 97(1) of the Evidence Act 1995, ie. evidence of the character, reputation or conduct of a person, or tendency that a person has or had to prove that a person has or had a tendency (whether because of the person's character or otherwise) to act in a particular way or to have a particular state of mind.

1. The person whose "tendency" is the subject of the evidence sought to be adduced is John Dennis Maguire.
2. The substance of the "tendency" evidence which the Prosecution intends to adduce is contained within the following documents which previously have been served upon you.

<u>DOCUMENT</u>	<u>DATE</u>	<u>PARAGRAPH</u>
1. CDR [REDACTED]	1. 21/03/2001	1. 8,9,10,11,12,13,14,15, 16
2. CFD [REDACTED]	2. 28/05/2001	2. 9 & 10
3. CFA [REDACTED]	3. 28/01/2001	3. 11
4. CFB [REDACTED]	4. 25/09/2001	4. 14,15,20
5. REDACTED [REDACTED]	5. 04/10/2001	5. 15
6. CFC [REDACTED]	6. 13/03/2001	6. 8,9

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3. So far as is known to the Prosecution, particulars of the date, time, place and circumstances at or in which the conduct referred to in paragraph 2 above occurred are contained within the documents referred to in paragraph 2 above.
4. So far as is known to the Prosecution, the names of each person who saw, heard or otherwise perceived the conduct referred to in paragraph 2 above are contained within the documents referred to in paragraph 2 above.

Yours faithfully

SIGNED: REDACTED

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PRINTED NAME: Pearl Jassy /

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Solicitor in the employ of the Office of the Director of Public Prosecutions

TELEPHONE: 928REDACTED

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