



NSW POLICE FORCE

P190A

Version 4.3 (01/2014)

STATEMENT OF A WITNESS

2

In the matter of: John MAGUIRE
Place: Eastwood Police Station
Date: 12 February 2014

Name: CDS

STATES:

1. This statement made by me accurately sets out the evidence that I would be prepared, if necessary, to give in court as a witness. The statement is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I will be liable to prosecution if I have wilfully stated in it anything that I know to be false, or do not believe to be true.
2. I am 42 years of age.
3. Further to my previous statement that I made on 12th October 2012 I wish to add the following information. In paragraph 23-24 in relation to the underpants that John MAGUIRE I can say that he said that he has something for me and gave me the underpants. He told me that he had made them and cut them out (cut the pair of underpants around the front and side to make them look similar to a G-String/jockstrap). He said he gave them to me because I was embarrassed because I had to pull my pants down when he wanted to rub cream on my legs. When I pulled my pants down my genitals were exposed and by wearing the underpants they were covered. I remember I was in his room when I would put them on. I recall he usually started by rubbing my legs with cream (moisturizer). I remember the first time that I wore the underpants I felt, 'what was the point in wearing them as he would push the underpants aside on each occasion and rub my penis and testicles.' I recall that John MAGUIRE looked pleased with giving me the underpants on this occasion. It appeared to me that he was pleased that he had done something nice for me. On the occasions after that I would always wear the underpants as it was part of the routine.

Witness

REDACTED

James ROBERTSON
 Detective Senior Constable
 Eastwood Police Station
 12 February 2014

Signature:

CDS

CDS

12 February 2014

Statement of CDS
 In the matter of John MAGUIRE

4. In paragraph 30 I speak about when John MAGUIRE pulled my pubic hair. John MAGUIRE was massaging my penis and testicles with my underpants pulled to one side at which time he became quite chatty. I can't remember exactly what we spoke about but he became more relaxed and comfortable. I recall I was still at a stage where I was beginning to grow pubic hair and he would make fun of the fact I had started to grow a few pubic hairs. This was the first time he commented on me growing pubic hair and was some time later from the first time he had assaulted me. The previous times he rubbed my penis and testicles I didn't have any pubic hair as it was before puberty. I recall that I felt embarrassed by his comment.
5. In paragraph 31 I speak about the knock on John MAGUIRE door when I was lying on his bed. I recall that he was rubbing my penis and testicles at the time of the knock on the door and I recall that he stood up and looked a bit panicked. I recall that he said to me words similar to, "Stay there and be quiet."

I heard the sound of a boy come into the room. It sounded like the voice of a boy in my year called CFE. I heard him say to John MAGUIRE that he wanted to discuss a passage in the bible but John MAGUIRE told the boy he was busy and to come back another time. I recall the boy would not take no for an answer and appeared to insist that he stay and discuss the passage at this time. I remained laying on John MAGUIRE bed whilst he spoke with the boy about the passage in the bible. I remember it was quite a long period of time as if 10 or 15 minutes long. I remember their conversation was a robust one with disagreements on the true meaning of the passage. The boy finally left and John MAGUIRE came back into the bedroom where I was lying on the bed. I was still naked but for my pyjama top. I recall that he appeared agitated when he came back to the room, his face looked like he was a bit worried about the boy coming into the room and interrupting what he was doing to me. I think he was worried he may have been caught rubbing my penis and being seen by one of the boys and then get into trouble with the college. He continued where he left off in that he started to rub my penis and testicles again. As always, at some point it would stop when he had enough of rubbing me, but it would always come to an end suddenly. It was like, ok, I have finished now and that was it. I don't remember any reason for it finishing on each occasion but it would just finish.

Witness

REDACTED

James ROBERTSON
 Detective Senior Constable
 Eastwood Police Station
 12 February 2014

Signature:

CDS

CDS

12 February 2014

Statement of CDS
In the matter of John MAGUIRE

6. John MAGUIRE would usually wear clothes when he masturbated me. The least I saw him wear was a white T Shirt and underpants. I never saw him naked and can't remember him asking me to do anything sexual to him.
7. I have two photos of me that was taken when I had just joined the St Josephs College. They were taken when I was outside my father's house and we were about to drive to the college where I was to sleep the night before the first day of Year 7. The pictures show my parents and me.

EXHIBIT I PRODUCE THESE TWO COLOUR PHOTOS OF ME AND MY PARENTS.

8. On the 12th February 2014 I attended the Eastwood Police Station and spoke with Detective ROBERTSON and provided a signed statement in relation to this mater. I also made a diagram of the dormitory where I slept at the St Josephs College in 1983. I then signed and dated this diagram.

EXHIBIT I PRODUCE THIS DIAGRAM OF THE DORMITORY

9. I also made a diagram of John MAGUIRE bedroom where the assaults would take place. I signed and dated this diagram.

EXHIBIT I PRODUCE THIS DIAGRAM OF JOHN MAGUIRE BEDROOM

Witness

REDACTED

James ROBERTSON
 Detective Senior Constable
 Eastwood Police Station
 12 February 2014

Signature:

CDS

CDS

12 February 2014