

Form 40 (version 2)
UCPR 35.1

**AFFIDAVIT OF RALPH DOUGHTY IN RESPECT OF RECORDED
TRANSCRIPT OF THE INTERVIEW BETWEEN THE PLAINTIFF AND
JAMES CONDON ON 12 AUGUST 2011**



COURT DETAILS

Court District Court of New South Wales
 Division Civil
 List Civil
 Registry John Maddison Tower, 88 Goulburn Street Sydney, N.S.W. 2000

on 14 JUN 2012
 FILED AT SYDNEY
 DISTRICT COURT OF NEW SOUTH WALES

Case number **REDACTED**

TITLE OF PROCEEDINGS

Plaintiff **RALPH DOUGHTY**

Defendant **THE SALVATION ARMY (NEW SOUTH WALES)
PROPERTY TRUST**

FILING DETAILS

Filed for **RALPH DOUGHTY, Plaintiff**

Legal representative Ralph Doughty, firm: Ralph Doughty, Solicitor

Legal representative reference 735/2012

Contact name and telephone Ralph Doughty, telephone: **REDACTED**

R. Doughty
P. Lemmings

AFFIDAVIT

Name Ralph Doughty

Address REDACTED

Occupation Solicitor

Date *R* 13th June 2013

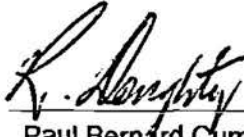
I say on oath:

- 1 I am the Plaintiff.
- 2 I refer to the Affidavit of Commissioner James Condon and in particular my lengthy conversation with him on Friday, 12 August 2011 at Salvation Army Headquarters, 140 Elizabeth Street, Sydney.
- 3 Very shortly after Commissioner Condon's secretary took me to what I believed to be his office and then left. Commissioner Condon and I greeted one another, I showed Commissioner Condon my small silver coloured battery operated portable Olympus brand tape recorder and I said to him, "I will make a record for myself of our discussion." He said, "Alright." Commissioner Condon and I then moved to another room. I then activated the tape recorder.
- 4 I had Legal Transcripts Pty. Limited, licensed court reporters transcribe the record of my above conversation with Commissioner James Condon on 12 August 2011 which was only made available to me on the afternoon of 5 June 2013 and a true copy of that said reporter's transcript is annexed and marked with the letter "A".
- 5 There is an error in that transcription of the record of interview in that the correct name of the employee of the Salvation Army, Peter Farthing that I referred to is Peter Farthing which was correctly stated in the transcript on pages 23,26, 29 and 30 but incorrectly stated as " Peter Flaherty (?)" on the bottom of page 7 of the transcript.
- 6 I say that the transcription of the record of interview except as set out above is a true transcript of the record of interview between Commissioner James Condon and myself on 12 August 2011 at 140 Elizabeth Street, Sydney.
- 7 I am eighty years of age being born on REDACTE 1933 in New South Wales, Australia.

R. Doughty
P. B. Blewman's
Solicitor

SWORN at Sydney, New
South Wales.

Signature of deponent



Name of witness

Paul Bernard Cummins

Address of witness

REDACTED

Capacity of witness

Solicitor

And as a witness, I certify the following matters concerning the person who made this affidavit (the deponent):

- 1 I saw the face of the deponent.
- 2 I have known the deponent for at least 12 months.

Signature of witness



Note: The deponent and witness must sign each page of the affidavit. See UCPR 35.7B.