

TRIBUNAL OF INQUIRY INTO PROTECTED DISCLOSURES MADE UNDER  
THE PROTECTED DISCLOSURES ACT 2014 AND CERTAIN OTHER  
MATTERS FOLLOWING RESOLUTIONS PASSED BY DÁIL ÉIREANN AND  
SEANAD ÉIREANN ON 16 FEBRUARY 2017

ESTABLISHED BY INSTRUMENT MADE BY THE MINISTER FOR JUSTICE  
AND EQUALITY UNDER THE TRIBUNALS OF INQUIRY (EVIDENCE) ACT  
1921, ON 17 FEBRUARY 2017, AS AMENDED ON 7 DECEMBER 2018

CHAIRMAN OF DIVISION (P): MR. JUSTICE SEAN RYAN,  
FORMER PRESIDENT OF THE COURT OF APPEAL

HEARING HELD IN DUBLIN CASTLE  
ON THURSDAY, 17TH FEBRUARY 2022 - DAY 168

**168**

Gwen Malone Stenography  
Services certify the  
following to be a  
verbatim transcript of  
their stenographic notes  
in the above-named  
action.

GWEN MALONE STENOGRAPHY  
SERVICES

APPEARANCES

SOLE MEMBER: MR. JUSTICE SEAN RYAN,  
FORMER PRESIDENT OF THE COURT OF  
APPEAL

REGISTRAR: MR. PETER KAVANAGH

FOR THE TRIBUNAL: MR. DIARMAID McGUINESS SC  
MR. PATRICK MARRINAN SC  
MS. SINÉAD McGRATH BL

INSTRUCTED BY: MS. CIARA WALSH  
SOLICITOR TO THE TRIBUNAL

FOR SERGEANT WILLIAM HUGHES: MR. MICHAEL LYNN SC  
MR. COLM O'DWYER SC  
MS. NÓRA NÍ LOINSIGH BL  
MR. FINN KEYES BL

INSTRUCTED BY: MR. DARA ROBINSON  
MS. AOIFE KAVANAGH  
SHEEHAN & PARTNERS  
130 CUNNINGHAM HOUSE  
FRANCIS STREET  
THE LIBERTIES  
DUBLIN 8

FOR THE COMMISSIONER  
OF AN GARDA SÍOCHÁNA: MR. SHANE MURPHY SC  
MR. MÍCHEÁL P. O'HIGGINS SC  
MR. DONAL McGUINESS BL  
MS. SHELLEY HORAN BL  
MS. KATE EGAN BL

INSTRUCTED BY: MR. CORMAC FORRISTAL  
MS. MAIREAD BURKE  
CHIEF STATE SOLICITOR'S OFFICE  
OSMOND HOUSE  
LITTLE SHIP STREET  
DUBLIN 8

TAKE NOTICE – PURSUANT TO ORDER DATED THE 1ST DAY OF  
FEBRUARY 2022 OF MR. JUSTICE RYAN OF THE  
DISCLOSURES TRIBUNAL

IT IS HEREBY ORDERED THAT the identification by name of Mr.  
'A' or of any other suspect whether directly or indirectly  
in connection with investigations undertaken by An Garda  
Síochána is hereby prohibited;

AND IT IS FURTHER ORDERED THAT any interested party in this  
matter be at liberty to apply on the giving of 2 days  
notice in writing to the tribunal.

I N D E X

W I T N E S S	P A G E
R E T I R E D C H I E F S U P E R I N T E N D E N T M I C H A E L F E E H A N	
D I R E C T L Y E X A M I N E D B Y M R . M C G U I N N E S S . . . . .	5
C R O S S - E X A M I N E D B Y M R . L Y N N . . . . .	65

1 THE HEARING RESUMED, AS FOLLOWS, ON THURSDAY, 17TH  
2 FEBRUARY 2022:

3  
4 CHAIRMAN: Take your time, Mr. McGuinness. I may have  
5 come down a tiny bit early. 10:31

6 MR. MCGUINNESS: Thank you, Chairman. The first  
7 witness today is Retired Chief Superintendent Feehan.

8 CHAIRMAN: Thank you very much.

9  
10 RETIRED CHIEF SUPERINTENDENT MICHAEL FEEHAN, HAVING 10:31  
11 BEEN SWORN, WAS DIRECTLY EXAMINED BY MR. MCGUINNESS, AS  
12 FOLLOWS:

13  
14 CHAIRMAN: Thanks very much. Sit down there, Chief  
15 Superintendent. Thank you very much for coming to help 10:31  
16 us.

17 MR. MCGUINNESS: Thank you, Chairman. For the  
18 assistance of parties, the relevant statement commences  
19 at page 821 of our papers.

20 1 Q. I am going to refer you to as Chief Superintendent, if 10:32  
21 I may?

22 A. Yes, of course.

23 2 Q. Because that was the rank that you held during a  
24 portion of the time that we are concerned with. I  
25 think you did become an assistant commissioner for the 10:32  
26 northern --

27 CHAIRMAN: I'm sorry, Assistant Commissioner, I'm  
28 sorry...

29 THE WITNESS: That is okay.

1 3 Q. MR. MCGUINNESS: And that --  
2 CHAIRMAN: You transitioned from Chief Superintendent  
3 to Assistant Commissioner during the period that we're  
4 talking about.  
5 A. Yes. 10:32  
6 CHAIRMAN: Thanks very much.  
7 4 Q. MR. MCGUINNESS: And in 2006, you were stationed in  
8 Store Street?  
9 A. That's correct.  
10 5 Q. And you were chief superintendent for the district 10:32  
11 there, which embraced what area of the city?  
12 A. It is the division, so it is from north inner city  
13 Dublin, from Dublin Port up to just short of the  
14 Phoenix Park and north out as far as Cabra.  
15 6 Q. When were you appointed to that position? 10:33  
16 A. To the chief in Store Street?  
17 7 Q. Yes.  
18 A. 2004, I believe.  
19 8 Q. So you had approximately 27 years service at that time?  
20 A. Yes. 10:33  
21 9 Q. And in relation to Ms. Saulite, who was shot dead, had  
22 you any knowledge of any of the investigations that had  
23 been conducted, either in 2005 or '06, relating to her  
24 or incidents concerning her or her solicitor?  
25 A. No, I did not. 10:33  
26 10 Q. Obviously you learned of the shooting presumably very  
27 soon after it happened, in the days following at least?  
28 A. Yes.  
29 11 Q. And had you attended any conferences in relation to

1           those matters?

2           A.    No.

3    12    Q.    And did you have any involvement in connection with the  
4           murder investigation itself?

5           A.    None whatsoever. 10:34

6    13    Q.    You, I think, received a direction, if I could call it  
7           that, from Assistant Commissioner McHugh, to carry out  
8           an investigation?

9           A.    That's correct.

10   14    Q.    And that was commenced by a letter written, on his 10:34  
11           part, on the 6th December. And can I ask you, did you  
12           discuss, in person with Assistant Commissioner McHugh,  
13           what you were investigating?

14           A.    No. It was a fact-finding investigation --

15   15    Q.    Yes... 10:34

16           A.    -- I was asked to do. So that was clear to me from the  
17           paper that came to me. It may be that he told me he  
18           was appointing me directly, but I did not discuss with  
19           him, you know, what the investigation entailed or the  
20           approach I should be taking. 10:35

21   16    Q.    Yes. Perhaps we'd just look at the text of that, at  
22           page 854. 854 -- sorry, Mr. Kavanagh, and the second  
23           paragraph there:

24

25           "Ms. Saulite had previously been interacting with 10:35  
26           members of An Garda Síochána involving her husband  
27           which resulted in recent court proceedings."  
28

29           Presumably you didn't know what members they were, or

1           how many?

2           A.    No, I did not.

3   17   Q.    Then it says:

4

5           "On the 14th November 2006, two members of An Garda           10:36  
6           Síochána from Swords Garda Station met with  
7           Ms. Saulite. During the course of this meeting  
8           Ms. Saulite provided written material for the  
9           preparation of a victim impact statement in relation to  
10          the sentencing of [blank] arising from the abduction of           10:36  
11          her children. It transpires Ms. Saulite had raised in  
12          the written material fears for her safety.

13

14          Carry out a fact-finding investigation into the level  
15          of knowledge in possession of An Garda Síochána prior           10:36  
16          to Ms. Saulite's murder. Let me have your views and  
17          recommendations in early course.

18

19          Detective Superintendent Michael Byrne, the officer in  
20          charge of this investigation, will provide relevant           10:36  
21          background material."

22

23          And that's -- if we just look at the signature there, I  
24          think that's a one-page letter from the assistant  
25          commissioner.   10:36

26

27          The two members weren't named in the middle paragraph,  
28          and do you recall any discussion with the assistant  
29          commissioner about who they were?



1 A. No, I don't believe I had such a conversation with him.

2 18 Q. And can I ask you, just in general, about a  
3 fact-finding investigation. What did you understand  
4 that to be?

5 A. So, fact-finding is like a scoping investigation, or a 10:37  
6 preliminary investigation. My understanding of it was  
7 that it was to ascertain the facts and to put these in  
8 my report then to report back to Assistant Commissioner  
9 McHugh that these are the facts that we had found in  
10 that investigation. 10:37

11 19 Q. In your experience, are such fact-finding  
12 investigations, are they preliminary to a consideration  
13 of a discipline issue?

14 A. It was common that they would be in advance of  
15 discipline, but there was no certainty around that. It 10:37  
16 was always a possibility that the fact-finding would  
17 have found well there's nothing here.

18 20 Q. Yes...

19 A. In which case, you know, there would be no further  
20 action taken. 10:38

21 21 Q. Yes. And if the members asked, as they appear to have  
22 asked, under what code was this fact-finding  
23 investigation being done, would it be correct to say  
24 that it is not under the Discipline Regulations?

25 A. No, it's not. 10:38

26 22 Q. Is it common for members from whom information or  
27 statements are being sought, to sort of know where they  
28 stand, or for their advisers to tell them to ask  
29 somewhat is this being sought under?

1 A. Yes, I would say it was made clear that this was a  
2 fact-finding, or a scoping exercise, so they should  
3 have been aware of that. And there was no guarantee at  
4 that stage as to what was likely to follow from that,  
5 from that scoping or that fact-finding inquiry. 10:38

6 23 Q. Yes. The written material referred to there for the  
7 preparation of the victim impact statement, was that  
8 given to you at the time, do you recall?

9 A. I believe it was. I believe I did have a copy of that,  
10 yes. 10:39

11 24 Q. And can I ask you then what you did on foot of that?

12 A. So, I appointed Detective Inspector Christy Mangan, who  
13 was the detective inspector for the north central  
14 division, again a very competent investigator, and I  
15 charged him with the task of going and carrying out the 10:39  
16 investigation as to what knowledge was in the  
17 possession of An Garda Síochána in relation to a threat  
18 to Baiba Saulite.

19 25 Q. Yes. And was it as broad as that? Did it, in your  
20 mind, have any restriction as to whether it was limited 10:39  
21 to these two members or would it necessarily extend to  
22 all or any member of An Garda Síochána?

23 A. So it certainly was not limited to the two members, to  
24 Sergeant Hughes and Garda Nyhan.

25 26 Q. And you deputed the inspector then to commence it? 10:40  
26 A. Yes.

27 27 Q. And did you, as it were, point him in any particular  
28 direction?

29 A. No. I mean we had been pointed in a direction by

1 Assistant Commissioner MCHugh who said in his document  
2 to me that Detective Inspector Michael Byrne would  
3 provide some information. Other than that, no, he's a  
4 competent investigator; he didn't -- he certainly  
5 didn't need me to tell him, you know, how to do the 10:40  
6 investigation.

7 28 Q. Yes. Can I ask you to look at a document -- it's at  
8 page 2049 -- it's a later report in 2011 from Inspector  
9 Mangan to you. I am sure you probably have seen this  
10 before, I take it? It seems to be a report to you as 10:41  
11 to the sequence of events in the fact-finding  
12 investigation?

13 A. Mm-hmm.

14 29 Q. Do you recall seeing this? At paragraph 3 then it  
15 records: 10:41

16  
17 "Detective Inspector Christopher Mangan contacted  
18 Detective Superintendent Michael Byrne to establish if  
19 he had any information in his possession in relation to  
20 the matter and he indicated he was not in possession of 10:41  
21 any such information."

22  
23 Do you know what was actually asked of him?

24 A. What was asked of Detective Superintendent Michael  
25 Byrne? 10:41

26 30 Q. Yes.

27 A. I wasn't present when he was asked, obviously, but, as  
28 it says there, I would say my understanding of it, and  
29 my belief, is that he was asked if he had any

1 information in his possession, and when I talk about  
2 information that could be intelligence also, so that  
3 would be incorporated into the word, into the term, you  
4 know "any information in his possession".

5 31 Q. Not limited to personal knowledge of any threat, 10:42  
6 specific or otherwise?

7 A. No, no, it was -- it would be made plain to  
8 Superintendent Byrne what the investigation was about,  
9 that this was a fact-finding investigation, and the  
10 questions were asked in that context. 10:42

11 32 Q. Yes. Obviously the issue of threats to her is  
12 indicated there, as it was in the instruction to you.  
13 Presumably that embraced, did it, what are called  
14 general threats and specific threats?

15 A. Yes, it would, yes. 10:42

16 33 Q. An Garda Síochána -- and this is not a criticism --  
17 seem to divide threats into general and specific  
18 threats. Could you just explain how would you define  
19 the difference?

20 A. So, a specific threat is where somebody comes with 10:43  
21 information that, say, I am the person who is under  
22 threat, I come with information and I can say that you,  
23 maybe, or some individual, I believe, is going to do  
24 some damage to me or to injure me or to, whatever the  
25 threat is. So that is a specific threat, so that could 10:43  
26 come by way of intelligence or, you know, by way of  
27 report, you know, from somebody to a member of An Garda  
28 Síochána. In the event that there was a specific  
29 threat known of or reported to the guards, An Garda

1 Síochána would be obliged to go and take some action as  
2 a result of that information coming to them. A general  
3 threat is background material, I suppose, which can  
4 come up in an investigation, well maybe somebody said  
5 something to somebody else, and that could be construed 10:44  
6 as being a threat; there's nothing specific about what  
7 was actually intended.

8 34 Q. It could be something as simple as 'I'll get you'?  
9 A. Yes.

10 35 Q. Or being abused in some way? 10:44  
11 A. Yes.

12 36 Q. On this topic, Assistant Commissioner McHugh told the  
13 Tribunal yesterday about what is likely -- how An Garda  
14 Síochána is likely to react when they receive evidence  
15 or intelligence in relation to a threat. It's 10:44  
16 analysed, its credibility is assessed, having regard to  
17 information known or not known or antecedents of people  
18 and events.

19 A. Yes.

20 37 Q. And then some action may be taken to eliminate the 10:44  
21 threat, or minimise the threat. Can I just ask you in  
22 a theoretical sense here, it may be relevant to how you  
23 later viewed the material you were given, let's leave  
24 Ms. Saulite aside, but a person in similar  
25 circumstances who's preparing for a court hearing and 10:45  
26 is preparing a victim impact statement, suppose they  
27 came into an inspector and they said in very stark  
28 terms: I am very afraid of this man, I am scared for  
29 my life because he has done X, Y, and I want to, as it

1 were, keep away from him, keep out of his clutches, et  
2 cetera, what ought that member of An Garda Síochána do  
3 to deal with that?

4 A. He should certainly report it. So, I think in the  
5 hypothetical situation that you raise --

10:45

6 38 Q. Yes...

7 A. -- so this member is a member of inspector rank, I  
8 think you said in your question, he would be obliged to  
9 report that to the superintendent. He should also  
10 carry out some analysis. So, to try and look to the  
11 credibility of the person who's making the statement,  
12 or telling him about the threat. He would also need to  
13 look at the background to it; so, what is the cause of  
14 this? And he would also need to look at the previous  
15 history of the person who is alleged will carry out the  
16 threat. So that is the analysis part of it, and having  
17 done so, and I would say if it is an inspector in a  
18 district, that he or she would look to have a  
19 discussion with their superintendent, perhaps with the  
20 detective superintendent as to: well, do we think is a  
21 credible threat? Is it something, you know, that there  
22 is -- like, a real and imminent potential action about  
23 to happen? And having had those suggestions and that  
24 analysis, there would be a discussion and a decision  
25 made as to whether further action was required. And  
26 that further action, you know, might range from giving  
27 the person crime prevention advice. So, as you said in  
28 your question, to stay away from the individual who was  
29 alleged -- it is alleged will carry out this threat.

10:46

10:46

10:46

10:47

1 So, from giving the person crime prevention advice,  
2 right up to providing garda passing attention, or,  
3 perhaps, putting Garda protection in place. And I've  
4 certainly seen in extreme cases where people, you know,  
5 were then considered to be included in a witness 10:47  
6 protection programme, but that would be very, very rare  
7 and an extreme case.

8 39 Q. Obviously if the person who comes to the inspector is  
9 credible and there has been a history of violence and  
10 there are prosecutions pending in relation to matters 10:48  
11 that have occurred, it would be difficult, perhaps, not  
12 to assess the threat as a credible threat?

13 A. Yes.

14 40 Q. And on one view it's, perhaps, difficult to see how  
15 effective crime prevention advice might be to stop a 10:48  
16 murder, particularly if somebody is acting through  
17 others who may not be known to the person.

18 A. Yes, that's fair comment, I think.

19 41 Q. Okay. Well we will just move on and maybe come back to  
20 the topic slightly later. 10:48

21 The third paragraph there refers to Superintendent  
22 Byrne obviously, and he's recorded not having any  
23 information. If we just go over the page then number  
24 4:

25 10:49  
26 "Detective Inspector Christopher Mangan requested  
27 Sergeant Liam Hughes to submit a report for this  
28 fact-finding investigation. Sergeant Hughes submitted  
29 the report dated 17th December 2006."

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

The same for Garda Nyhan. The same for Detective Sergeant McEneaney.

And then paragraph 7:

10:49

"Detective Inspector Christopher Mangan visited the district office in Coolock Garda Station where he spoke to Inspector Donal Waters, acting district officer. Inspector Donal Waters was not in possession of any information relative to the investigation. Detective Inspector Christopher Mangan examined files held at the district office Coolock Garda Station and two reports relative to Bai ba Saul ite were located."

10:49

Can you say at this remove what those two reports were?

A. I -- off -- from memory, I'm not sure at this stage.

42 Q. Okay.

"The first report was dated 20th January 2005 and had been forwarded to sergeant Liam Hughes by the district officer. The second report contained a letter from Mr. Hennessy sol ici tor and this had also been forwarded to sergeant Liam Hughes on the 1st November 2005. The former di strict offi cer Superintendent McLoughl in was not i nterviewed as he had reti red."

10:49

10:50

10:50

Did you become aware that that letter was forwarded on by Sergeant Hughes?

A. which letter, sorry, now?



1 43 Q. The second letter referred to there.  
2 A. The letter from John Hennessy?  
3 44 Q. Yes.  
4 A. I don't remember exactly but, if I was pushed, it may  
5 be a remember of commendation that John Hennessy had 10:50  
6 forwarded to the superintendent in relation to the  
7 investigation and the quality of the investigation that  
8 was done in the child abduction case.  
9 45 Q. There is then a reference to Garda Adrian Walsh was  
10 interviewed and he was unable to provide any 10:50  
11 information.  
12 A. Yes. Garda Walsh was the guard in the superintendent's  
13 office, so the clerical administration person in that  
14 office.  
15 46 Q. And were you informed by Inspector Mangan at the time 10:51  
16 that he had done all of these matters?  
17 A. Yes.  
18 47 Q. Can I ask you, do you know why he was writing this  
19 report at this time?  
20 A. Sorry, I missed the date on it. 10:51  
21 48 Q. This is October 2011.  
22 A. I would hazard a guess it may have been part of the  
23 confidential recipient investigation, but I am not  
24 really -- I'm not certain about that.  
25 49 Q. Okay. And if we just go down further. He then details 10:51  
26 8, 9 and 10, but we are not concerned with at the  
27 moment. The Pulse system, you obtained all the Pulse  
28 records, obviously?  
29 A. Yes.

1 50 Q. And we'll see, obviously if we need to, that those  
2 pulse records spanned the whole of the period during  
3 which Ms. Saulite, or another person, came to the  
4 notice of the guards, from beginning to end, isn't that  
5 right? 10:52

6 A. Yes.

7 51 Q. 13:  
8  
9 "Detective Inspector Christopher Mangan examined  
10 statements made by Baiba Saulite to Garda McNally." 10:52  
11  
12 He had taken her original statements in the abduction.

13 A. Yes.

14 52 Q. Obviously you know that. And then Garda Campbell was  
15 spoken to. It's not, perhaps, a criticism at all, but 10:52  
16 Inspector Mangan, in both of his reports to you,  
17 doesn't detail speaking to any of these people. Would  
18 that be a surprise to you?

19 A. No. I mean, from memory, the report that -- the  
20 reports that Inspector Mangan sent to me, I certainly 10:52  
21 knew at the time that he had gone to the  
22 superintendent's office, I knew he had gone to speak to  
23 Detective Superintendent Byrne, I knew he had spoken to  
24 Sergeant Hughes and Garda Nyhan and I knew he had  
25 spoken to Detective Sergeant McEneaney, and that he had 10:53  
26 spoken to Donal Waters, who was the acting  
27 superintendent there at the time.

28 53 Q. I'm not sure if you heard or read former Detective  
29 O'Sullivan's evidence that he was interviewed by you, I

1 think his evidence was, do you recall that?

2 A. No, I don't. Not in the fact-finding.

3 54 Q. Okay. In any event, you received from Inspector Mangan  
4 a report -- if we look at page 878 -- this is the one  
5 in December, and if you scroll down there, the first 10:53  
6 contact he reports, as it were, starts immediately on  
7 the 11th October 2006. And if we just go down to the  
8 next page. It then details the contact on the 14th  
9 November 2006; we needn't go into the substance of it.  
10 And if we go further down then, he goes into his 10:54  
11 observations. And further down, on the next page, he  
12 talks about the O'Donoghue case, which was well known  
13 obviously, a very recent decision of the court at that  
14 time. And on the final page then, he refers to the  
15 report of Sergeant Hughes as a comprehensive report. 10:55  
16 He refers to the victim impact statement and forms a  
17 view it wouldn't constitute one. There's a statement  
18 then that "the handwritten document purporting to be a  
19 victim impact statement could not be used by the Gardaí  
20 to investigate or instigate a prosecution". It 10:55  
21 wouldn't prevent a line of inquiry being opened?

22 A. No.

23 55 Q. He then says:  
24  
25 "As a result of an examination of the facts to hand, I 10:55  
26 am of the view that Sergeant Hughes and Garda Nyhan  
27 completed a complex investigation in a very  
28 professional manner."  
29

1 That was referred to later by Sergeant Hughes as an  
2 exoneration of some sort. Would you agree with his  
3 description of that?

4 A. No, I would not.

5 56 Q. This then concludes:

10:56

6  
7 "There certainly was knowledge in existence and  
8 available to the Gardaí in relation to threats from  
9 [blank] to Bai ba Saul ite. The members of An Garda  
10 Síochána involved with Bai ba Saul ite readily admit this 10:56  
11 in their reports."

12

13 Again, that seems to be referring to the reports of the  
14 two previous contacts there in October/November.

15

10:56

16 And then the concluding paragraph is there; I don't  
17 need to ask you about that.

18

19 But the focus there is almost exclusively on two dates  
20 in November and only involving the sergeant and Garda 10:56  
21 Nyhan. Were you concerned that that was an  
22 unnecessarily narrow focus?

23 A. Detective Inspector Mangan did say he had interviewed  
24 Michael Byrne, the detective superintendent, and he had  
25 also interviewed Detective Sergeant Ciaran McEaney. 10:57  
26 If I could just, by way of explaining how in my head  
27 this should work: Again, in a situation like this, if  
28 you are looking for intelligence or information about  
29 whatever it is, you would certainly expect that the

1 detective superintendent in the division would have  
2 that information or intelligence.

3 57 Q. Yes...

4 A. And if I can just, as an aside, go forward to the  
5 investigation that was subsequently done in relation to 10:57  
6 complaints to the confidential recipient, that was  
7 proven to be the case; that any intelligence that was  
8 there Detective Superintendent Byrne actually had that  
9 information. So the detective superintendent in the  
10 division would certainly be one port of call that I 10:57  
11 expect would have information. The second port of  
12 call, I would say, is that the superintendent's office,  
13 so if there was intelligence or information about a  
14 particular threat, I would expect that that would be --  
15 it could be had in the superintendent's office in the 10:58  
16 district office. And again, that was looked into by  
17 Detective Inspector Mangan.  
18 In this particular case there was information which led  
19 to an investigation in relation to Mr. Hennessy.  
20 Detective Sergeant Ciaran McEneaney was centrally 10:58  
21 involved in that investigation. So, if there was  
22 information or intelligence to be had, I would expect  
23 that he would have had it, and he didn't have any  
24 information about a threat to Ms. Saulite.  
25 10:58  
26 So that's three different sources I would expect to  
27 look at that.  
28  
29 And the fourth would be in relation to Pulse records;

1           that if there was intelligence about a particular  
2           person or a particular incident, that I would expect  
3           that that would be recorded on Pulse.

4   58   Q.    Yes.  I think you wrote, on receipt of this, back to  
5           Detective Inspector Mangan, and perhaps we will just       10:59  
6           look at that document -- page 884.  And you're  
7           highlighting a number of issues that arose from the  
8           report?

9           A.    Yes.

10   59   Q.    And, to your knowledge, did he follow up on those?       10:59

11           A.    Yes, he did.

12   60   Q.    Just on this point at the moment, that first report  
13           from Inspector Mangan, did you send that on to  
14           Assistant Commissioner McHugh?

15           A.    No, I did not.   11:00

16   61   Q.    And the next matter was the receipt of a further  
17           report.  Did you have any discussion with Inspector  
18           Mangan before the receipt of that as to what ought to  
19           be in it or...?

20           A.    I had a conversation, I believe, at the time when I       11:00  
21           sent the correspondences on the screen, I had a  
22           conversation with Inspector Mangan and the terms of  
23           reference that we were given by the assistant  
24           commissioner at the time was to give views and  
25           recommendations.  As Detective Inspector Mangan was       11:00  
26           dealing with people face-to-face and on the ground, I  
27           thought that it was wholly necessary that he would give  
28           views and recommendations, so I did have that  
29           conversation with him.

1 62 Q. Yes. Could we perhaps look at that second report of  
2 Inspector Mangan -- page 887.  
3 Again, he refers to the tasking in paragraph 1. The  
4 same contacts described in paragraph 2. Go further  
5 down, scrolling down, we see the next paragraph details 11:01  
6 the November contact. The detail of the conversation  
7 is recounted there. And if we scroll down, this is  
8 Detective Sergeant McEneaney's report is referred to,  
9 and then Garda Nyhan's report is preferred to  
10 previously there I think. 11:01

11  
12 The same observations are put in there --

13 A. Yes.

14 63 Q. -- about the victim impact report. We needn't say on  
15 that page, we can go down to the final page then. So, 11:02  
16 it's a very similar document, except the new paragraph  
17 is slightly different and the phrase put in there is,  
18 the last sentence:

19  
20 "In order to clearly outline the facts in existence I 11:02  
21 respectfully suggest that this matter be formally  
22 investigated."

23  
24 Did you discuss that with him, either in advance of him  
25 concluding that, or afterwards, to determine what it 11:02  
26 meant or what he intended?

27 A. No, I don't believe I did. I mean it was clear to me  
28 from reading the document, you know, what was meant by,  
29 you know, that last sentence.

1 64 Q. Yes. Okay. Anyway, that was the extent of his working  
2 to your brief to carry out the fact-finding?  
3 A. Yes.

4 65 Q. And it's not -- it's not -- it didn't expand hugely on  
5 the amount of detailing of contacts at the time. Was 11:03  
6 that sent up to Assistant Commissioner MCHugh?  
7 A. Inspector Mangan's report?

8 66 Q. Yes.  
9 A. From memory, I thought it would have been, but I read  
10 the transcripts from yesterday and I think there was a 11:03  
11 suggestion there that it was not sent, so I can't be  
12 sure. I thought I would have sent it but I cannot be  
13 sure now.

14 67 Q. In any event, whether it was sent or not, that wasn't  
15 your report? 11:03  
16 A. No.

17 68 Q. And it didn't contain the material in your report.  
18 These are four-page documents, yours is 18 or 19 pages,  
19 isn't that correct?  
20 A. It was certainly a larger report, yeah. 11:03

21 69 Q. And you sent that up on the 26th March. Perhaps we'd  
22 look at that. It commences at page 1963. You  
23 summarise it in your statement; that's there for all  
24 the parties to see and ask any questions about it, I am  
25 not going to read out your summary, nor am I going to 11:04  
26 read the report.  
27 But you set out the background, and presumably you did  
28 this from all of the material that was available to  
29 you?



1 A. Yes.

2 70 Q. That had been gathered. And you wrote this narrative  
3 then as part of the report?

4 A. Yes.

5 71 Q. So you deal with her from her arrival, what was known 11:04  
6 about her since her arrival in the State, her  
7 relationship, which is described there over a number of  
8 pages. At page 1967, you commence detailing garda  
9 records of contacts with Ms. Saulite. And that covers  
10 a period from the 1st November '01; you set out 16 11:05  
11 different contacts that are reported upon there, down  
12 to -- that's down to page 1972. And I suppose, can the  
13 Chairman take it there was no other information  
14 available to you?

15 A. I don't believe so, no. 11:05

16 72 Q. Part 4 then deals with reports of violence or  
17 intimidation towards her. And that commences, then,  
18 from the date of her statements made in January 2005  
19 and recounting in great detail what she was alleging  
20 there. 11:06  
21

22 Chapter 5, at page 1976, deals with Sergeant Hughes's  
23 report, his 17-page report.

24

25 You conclude in relation to that by summarising -- 11:06  
26 "Sergeant Hughes..." there at 1977, at the bottom,  
27 towards the bottom of the next page:  
28  
29 "Sergeant Hughes goes on to assert that in the absence

1 of any Garda intelligence to the contrary, he had no  
2 reason to believe that her fears about [blank] were of  
3 much significance."

4  
5 Did you take that at face value, or did you have a view 11:06  
6 about that?

7 A. I did have a view about that.

8 73 Q. And what was your view?

9 A. So there's a list of occasions which -- when Sergeant  
10 Hughes interacted with Ms. Saulite. So, they were 11:07  
11 documented in his report. He went back and talked  
12 about different incidents which had happened and of  
13 which he was aware of, so he did say he was aware of  
14 all the intelligence that was available. This was all  
15 on Pulse. He was also aware of incidents in relation 11:07  
16 to Ms. Saulite's solicitor and how that progressed. So  
17 initially there was information, and then more  
18 information came which added to the information that he  
19 had initially, I would say, about issues around  
20 Mr. Hennessy. 11:07

21 74 Q. Yes...

22 A. He also, obviously, had -- so he said he had access to  
23 all his intelligence. He also knew of the burning of  
24 Ms. Saulite's car outside her house. So that was  
25 another piece of information he had. He also was told 11:08  
26 by Ms. Saulite -- just in relation to the burning of  
27 her car, he was given some information by her at the  
28 meeting on the 14th November, which was certainly of  
29 great relevance in my mind. And he also had this

1 victim impact statement in which she also said she was  
2 in fear of somebody. And he certainly would have known  
3 about the information in the statement that was taken  
4 as part of the child abduction, you know, where she was  
5 really stark, where she said, you know, that she was in 11:08  
6 fear of her life: if something happened to me, well  
7 then that might suit the agenda of another person.

8  
9 So, all in all, there was a very significant amount of  
10 information that Sergeant Hughes actually had. And I 11:09  
11 would say that he was a very experienced policeman, he  
12 had just -- he had finished, or concluded, a complex  
13 investigation in relation to the child abduction  
14 issues. So I would say he had done very well in that.  
15 So he was an experienced, capable information. And 11:09  
16 given all of the information which he had, which I have  
17 just outlined, most of it anyway, to say he had no  
18 reason to believe that her fears were of much  
19 significance, that was something that jarred with me,  
20 you know, that an experienced policeman, given the 11:09  
21 amount of information that he had, that to say, you  
22 know, just to say it was -- pass it off as being  
23 unimportant or of no significance...

24  
25 So that was what I took, you know, from that statement 11:10  
26 from Sergeant Hughes.

27 75 Q. Yes. Part 5 goes on to deal with Garda Nyhan's report.  
28 Part 6, at the bottom there. Part 7, over the major,  
29 Sergeant McEneaney's. Part 8, the relevant case law,

1 Osman. I mean had you heard of this Osman case before?

2 A. Yes, I had.

3 76 Q. And would you agree with me that, leaving aside the  
4 issue of it being a court judgment or coming from the  
5 European Court, it seems to encompass a fairly simple 11:10  
6 proposition, that if the police are aware of a credible  
7 or immediate threat to somebody's life and it comes  
8 into their possession in the course of their duty,  
9 they're under an obligation to try and minimise any  
10 risk? 11:11

11 A. Yes, the judgment, from my memory, is that where the  
12 police knew or should have known of a threat to the  
13 individual, that they were obliged to take action to  
14 mitigate that threat and protect the person.

15 77 Q. It's obviously stated in a very general way and, I 11:11  
16 would think, inevitably must give rise to a great deal  
17 of difficulty in any individual case, or perhaps many  
18 individual cases?

19 A. Yes. And again, my reading and my understanding of the  
20 Osman case was okay, so it put a responsibility on the 11:11  
21 police organisation, but, to me, the police  
22 organisation is obviously made up of individual police  
23 officers and so that responsibility on the  
24 organisation, I understand it, I'm not a qualified  
25 legal person, but my reading of it is that that places 11:11  
26 responsibility on the individual level police officer  
27 to do something to mitigate the threat if and when they  
28 get information, you know, about that threat.

29 78 Q. Yes. You set out your views and recommendations at

1 Part 9 then of the report -- page 1979. And your  
2 analysis is there. It recites, or highlights, a number  
3 of matters which, I suppose, you must have regarded as  
4 key to your recommendation, is that right?

5 A. Yes. 11:12

6 79 Q. The final paragraph, on page 1980, seems to deal  
7 exclusively really with the meeting, if we just go back  
8 up the page, to the middle of 1980, and your  
9 observations there in the previous answer are obviously  
10 relevant to this because you are quoting the same 11:13  
11 portion of his assertion there?

12 A. Yes.

13 80 Q. And you refer to Osman again. And then in the  
14 concluding paragraph, on the next page, you say:

15 11:13

16 "Taking account of the foregoing, it is apparent that  
17 there was knowledge in existence and available to An  
18 Garda Síochána in relation to threats from [blank] to  
19 Bai ba Saul ite. The members of the Garda Síochána  
20 readily admit this in their reports. In order to fully 11:13  
21 outline the facts in existence and the level of actions  
22 taken as a result of this knowledge coming into the  
23 possession of members of An Garda Síochána, I recommend  
24 that a full investigation should be carried out into  
25 this matter." 11:13

26  
27 Now, obviously your task, as directed, was to carry out  
28 a fact-finding mission, investigation into knowledge  
29 available to An Garda Síochána, and you refer to it

1 there in those terms as An Garda Síochána. You've  
2 focused on Sergeant Hughes and Garda Nyhan there, and  
3 the question is: Do you regard it as a fair and proper  
4 investigation to have focused in on them in that way?  
5 And if so, why? 11:14

6 A. So I do think it was a fair and a comprehensive  
7 investigation. The investigation started off pretty --  
8 with a pretty broad perspective, and, as I have said,  
9 like, the sources where I would have expected  
10 information or intelligence to be, so from the 11:14  
11 detective superintendent, in the superintendent's  
12 office, on Pulse, those source directed the  
13 investigation in a particular direction. I've said --  
14 I mentioned already about Detective Sergeant McEneaney  
15 who was centrally involved in the investigation of 11:15  
16 matters in relation to John Hennessy, so he was asked,  
17 you know, whether he had any information. Alan  
18 Campbell, who was involved in the investigation,  
19 assisting Sergeant Hughes, he was also asked had he any  
20 information. So, as the inquiry went on, it was plain 11:15  
21 to me that the knowledge about particular threats to  
22 Ms. Saulite were in the possession of Sergeant Hughes  
23 and Garda Nyhan, and they had got those -- got that  
24 knowledge and information from their engagement with  
25 Ms. Saulite, as well as their access to intelligence 11:15  
26 and records of incidents as set out on Pulse.

27 81 Q. Well, there were certainly the gardaí who had most  
28 recently met her in person, it would seem, and had  
29 received the document?

1 A. Yes.

2 82 Q. They're the two key facts?

3 A. I think -- I mean, the document was certainly of some  
4 relevance, but I'd say, given the information and  
5 knowledge, you know, that the members had in relation 11:16  
6 to threats towards Baiba Saulite, in-the-round I think,  
7 you know, there was sufficient information there to  
8 suggest well, there may be something here that we need  
9 to take some action about.

10 83 Q. Well I suppose it follows that, as far as you were 11:16  
11 concerned, at this point in time there were no other  
12 members of an Gardaí in a similar position in any way  
13 comparable to them, is that a fair way of putting it?

14 A. That is a fair comment, yes. I mean, I think I have  
15 outlined, you know, what the information that I could 11:17  
16 see that they had. You know, in the report from  
17 Sergeant Hughes, he talked about in the absence of any  
18 intelligence, and other than a report from Garda Alan  
19 Campbell he had no reason to suspect that he was  
20 dealing with a dangerous criminal, I think was the 11:17  
21 language he used. But even that intelligence from  
22 Garda Campbell I think was something that should have  
23 maybe made him think that was there some action that  
24 needed to be taken here, as well as the information  
25 given by Ms. Saulite at the meeting on the 14th 11:17  
26 November.

27 84 Q. Yes. The report submitted to Assistant Commissioner  
28 McHugh had a number of appendices, including her  
29 original statements, obviously the draft victim impact

1 report, Sergeant Hughes's report, Garda Nyhan's report,  
2 Detective Sergeant McEaney's report, and a very  
3 considerable volume of Pulse records?

4 A. Yes.

5 85 Q. And it does not appear to have appended to it either of 11:18  
6 the two Mangan reports, if I could suggest that. Is  
7 that right, is that accurate?

8 A. Yeah, I was surprised when I read the transcripts, I  
9 thought -- I certainly would have sent Christy Mangan's  
10 report with my own, despite the fact that, as you said 11:18  
11 yourself, I had taken the information from his report  
12 and used it in my own report.

13 86 Q. There doesn't appear to be any evidence of that, but  
14 obviously we're going to review the situation. Whether  
15 it makes a difference or not, this was your report? 11:18

16 A. Yes.

17 87 Q. What did you mean when you said a full investigation  
18 should be carried out?

19 A. I believed that the information which I had, which I  
20 had in front of me, that there was a compelling case to 11:18  
21 institute discipline proceedings, and that's what I was  
22 referring to.

23 88 Q. I am not sure is it capable of this view: you hadn't  
24 the responsibility, in reporting on this issue in this  
25 way, of making a decision about discipline, is that 11:19  
26 right?

27 A. That's correct, yeah.

28 89 Q. You weren't expressly tasked to address the issue of  
29 whether you should initiate discipline or whether you



1 should recommend discipline?

2 A. No, I was not.

3 90 Q. And was that a conscious decision to avoid the use of  
4 the word 'discipline' then in the final paragraph?

5 A. No, I don't believe so. I mean, I was clear about what 11:19  
6 I was recommending. I would expect that Assistant  
7 Commissioner McHugh, when he read that report, would  
8 also understand what I was recommending.

9 91 Q. Yes. In the question and answer document, which was  
10 sent to you and which you completed, you've expressed a 11:20  
11 view that you thought no other outcome was really  
12 likely but that there would be a discipline  
13 investigation?

14 A. That's correct, yes, I thought there was a really  
15 compelling responsibility on Assistant Commissioner 11:20  
16 McHugh to take that action.

17 92 Q. And is that something you discussed with him?

18 A. No, I don't believe I did. I sent him the report. He  
19 could make a decision, you know, on, you know, what I  
20 had presented to him. 11:20

21 93 Q. Were you surprised by his decision to initiate the  
22 disciplinary investigation?

23 A. No, not at all. I would be more surprised if  
24 discipline had not been instituted.

25 94 Q. And did he consult you about conducting a disciplinary 11:21  
26 investigation?

27 A. No.

28 95 Q. And you subsequently, obviously, then learned that he  
29 had decided to do that and had appointed you to do it.

1 Did he consult you before appointing you to do it?

2 A. No, he did not. I mean I got the letter from him, is  
3 my memory. He may have said to me: look it, I am  
4 appointing you to do a discipline investigation on  
5 this. But there was no conversation in mind that I 11:21  
6 remember, you know, that he was saying you must go in a  
7 particular way, you should go in a particular way with  
8 the discipline.

9 96 Q. Yes. Did you consider yourself whether this was an  
10 unfair investigation that you were now being asked to 11:21  
11 conduct; that it was in some way scapegoating the two  
12 members?

13 A. I think -- well, at the time I certainly would not have  
14 thought it was unfair. And that is still my position,  
15 that I believe it was -- there were compelling reasons. 11:22  
16 I would go so far as to say that if Assistant  
17 Commissioner McHugh had not gone that road, that he may  
18 have been in neglect of duty himself.

19 97 Q. We've heard a lot, obviously, already from Sergeant  
20 Hughes about his interaction with you and Inspector 11:22  
21 Dwyer in connection with the disciplinary inquiry. I  
22 don't intend to open all of the documents that we have  
23 seen twice already, but if there's any particular  
24 document that you think we need to refer to, please  
25 indicate that. 11:22  
26

27 Obviously the issue of interviewing Sergeant Hughes was  
28 a very important part of it, and I think steps were  
29 taken to try and get him to attend for an interview at

1 Store Street in November of 2007.

2 A. Yes, that's correct.

3 98 Q. And an arrangement had been set up, to your knowledge I  
4 think, is that right?

5 A. Yes, I had contacted him and told him I wanted him to 11:23  
6 come in and to be interviewed. So that was the contact  
7 I had and that's what I had asked him to do.

8 99 Q. Yes. We know a fax was sent in, and then there was  
9 some phone calls that you had with Sergeant Hughes. I  
10 think you made a note of that in your journal at the 11:23  
11 time.

12 A. I did make a written note of the conversation I had  
13 with Sergeant Hughes, yeah.

14 100 Q. But can you just recount to us what was said, to the  
15 best of your memory, there? 11:24

16 A. So, you alluded to a fax which I had from Séan Costello  
17 solicitors which told me that Sergeant Hughes was out  
18 suffering from work related stress and, as such, he  
19 would not be attending to be interviewed by me. I was  
20 told then by some of my staff in the office that 11:24  
21 Sergeant Hughes had called and was looking to talk to  
22 me. I was engaged on something and my memory is I rang  
23 him back and I had a conversation with him, and he said  
24 he was out sick, that he was feeling pretty low, or  
25 words to that effect, and I told him that my intention, 11:24  
26 because I had been told he was out suffering from work  
27 related stress, that it might be unsafe to interview  
28 him, from his own health perspective, and that I would  
29 seek advice from the Chief Medical Officer about



1 your own handwriting?

2 A. I am probably one of the few people in the room that  
3 could read my own handwriting.

4 CHAIRMAN: I don't have any difficulty reading it, I  
5 have to say. 11:26

6 108 Q. MR. MCGUINNESS: would you mind reading that out just  
7 for the transcript?

8 A. Yes. So there's the date, it's 8th November '07. It  
9 says:

10  
11 "I called Sergeant Hughes back following a call from  
12 him. He said he had met his solicitor, Séan Costello,  
13 who advised him not to attend a meeting with me  
14 tomorrow. Said he was feeling awful but would come in  
15 to meet me anyway. He says he knows his obligations 11:27  
16 under the Garda Act and I told him I would seek advice  
17 from the Chief Medical Officer and would revert to him  
18 in early course."

19 109 Q. Yes. I think you wrote to his solicitors the next day  
20 in fact, if we just go to the next page, to inform them 11:27  
21 of that, isn't that correct?

22 A. That's correct, yeah.

23 110 Q. And then page 842, you're writing to the Chief Medical  
24 Officer then?

25 A. Yes. 11:27

26 111 Q. And --

27 A. And just on that, in the papers I did receive I saw  
28 that there was a suggestion, or an allegation made,  
29 that I didn't contact -- I had not contacted the Chief

1 Medical Officer for quite some time, but I actually  
2 sent those two pieces of correspondence the following  
3 day, having spoken to Sergeant Hughes and received the  
4 fax from his solicitor.

5 112 Q. Yes. I think time passed, and I think you sent several 11:28  
6 reminders to the CMO, is that right?

7 A. That's correct, yeah.

8 113 Q. I think you yourself were being enquired of by the  
9 assistant commissioner as to what was happening at  
10 various different stages. February '08, Inspector 11:28  
11 Dwyer was on to Dr. Quigley again in February '08.  
12 There was correspondence back and forward with Séan  
13 Costello solicitors on Sergeant Hughes's part. Were  
14 you aware whether or not he was being seen by the CMO  
15 and/or other doctors in that period and that he was in 11:29  
16 fact reviewed?

17 A. No, I wasn't aware of that.

18 114 Q. And did you become aware, at a later stage in 2008,  
19 that the CMO had proposed to retire him on medical  
20 grounds and that was then an issue between the 11:29  
21 organisation and Sergeant Hughes and his solicitors?

22 A. No, I wasn't aware of that.

23 115 Q. In any event, you were, I think in the interim, able to  
24 complete your investigation file in relation to Garda  
25 Nyhan who had been interviewed in the spring of '08, I 11:29  
26 think?

27 A. Yes.

28 116 Q. And you reported back to the assistant commissioner and  
29 he discontinued the proceedings as -- or took no

1 further steps and actually discontinued the proceedings  
2 in relation to him?

3 A. That's my memory of what happened, yes.

4 117 Q. I think you were being requested to provide updates in  
5 August '08, and perhaps we will look at one of the 11:30  
6 replies on page 2193. And if we go down there, this is  
7 a -- the Deputy Commissioner, Mr. Callinan, was anxious  
8 that matters would proceed and an update was sought  
9 through the assistant commissioner and down to you.  
10 And this was your response sent back up at that point 11:30  
11 in time. And I think that was mirrored again in a  
12 later response, the following month, in September '08,  
13 isn't that correct?

14 A. Yes. There were a number of pieces of correspondence  
15 that I sent. 11:31

16 118 Q. Yes. In the end, you corresponded with Sergeant Hughes  
17 on the 2nd October '08 on the basis that you were now  
18 proposing to interview him in the light of indications  
19 that had been received from the CMO about the  
20 disciplinary matter being progressed, isn't that right? 11:31

21 A. That's correct.

22 119 Q. And that was construed, and I think --

23 A. Sorry, that piece of correspondence came from Assistant  
24 Commissioner HRM.

25 120 Q. HRM, yes. 11:31

26 A. Whom I had written to as well to say, look it, I asked  
27 the question -- I looked for advice as to whether I  
28 should go and interview Sergeant Hughes if he was  
29 willing to be interviewed in the absence of advice from

1 the CMO. So that was the context.

2 121 Q. Yes...

3 A. And then in September, I had a response, you know, from  
4 Assistant Commissioner HRM to go ahead.

5 122 Q. Yes. And I think Inspector Dwyer met Sergeant Hughes 11:32  
6 and received a document from him then, and there was  
7 some clarifications sought in relation to the document?

8 A. Yes.

9 123 Q. It was forwarded up to you in due course and you  
10 instructed that a number of issues be clarified with 11:32  
11 him, and you wrote, on the 17th December, to a number  
12 of people, but to Inspector Dwyer, in relation to that.  
13

14 Perhaps if we just look at 2252. And this was a  
15 document which identified the -- the letter identified 11:33  
16 matters falling into different categories. And this  
17 was directed to you then by the Assistant Commissioner  
18 MCHugh in fact, isn't that correct?

19 A. Yes.

20 124 Q. And if we see on the following page, these matters were 11:33  
21 taken on board by you in the context of furthering your  
22 investigation?

23 A. Yes.

24 125 Q. And I think Inspector Dwyer tried to make arrangements,  
25 unsuccessfully, on a number of occasions to meet 11:33  
26 Sergeant Hughes, and eventually met him for  
27 clarification purposes --

28 A. Yes.

29 126 Q. -- and interviewed him in February '09 and provided a



1 report to you in relation to that?

2 A. That's my memory of what happened, yes.

3 127 Q. Now, insofar as any of the issues raised in his  
4 document related to other matters, did you have a view  
5 yourself as to what you could bring in or not into the 11:34  
6 investigation?

7 A. So, the disciplinary investigation was instigated under  
8 the 1989 An Garda Síochána (Discipline) Regulations,  
9 and that's explicit about what might or should be  
10 examined or investigated. So, there's a form B33 -- 11:34

11 128 Q. Yes...

12 A. -- which was served on Sergeant Hughes by me, and that  
13 sets out the allegation that he may have been in breach  
14 of discipline by -- in relation to this particular  
15 action. So that was the scope of the investigation. 11:34  
16 And, you know, I think that was -- would be pretty well  
17 known within An Garda Síochána around discipline  
18 inquiries.

19 129 Q. Yes...

20 A. That the matters which were investigated, or being 11:35  
21 inquired into, were only in relation to the matters as  
22 set out in the B33 and -- like, the regulation is -- or  
23 there was a Garda Headquarters directive setting out  
24 notes on the Discipline Regulations 1989 and, for  
25 example, that HQ Directive was explicit as to what 11:35  
26 would happen. So, if the member concerned was -- there  
27 was an indication that he or she was not in breach of  
28 the particular breach of discipline which had been  
29 alleged in Form B33, that the investigating officer

1 could not go off, of his own volition, and investigate  
2 maybe if there was another breach that the member  
3 concerned may have committed. So, in my mind and my  
4 understanding of it, and it's still my understanding of  
5 it, was that the scope of my investigation was 11:36  
6 constrained to the matters set out in the form that was  
7 served on Sergeant Hughes. And I would have expected,  
8 you know, that certainly, like, that his advice would  
9 be, you know, to that effect as well.

10 130 Q. Yes. I mean you can't go off investigating other 11:36  
11 officers or other events at all. You have to  
12 investigate what's specified in the order appointing  
13 you which defines the matter to be investigated?

14 A. Yes, that's correct.

15 131 Q. You furnished a report to the assistant commissioner 11:36  
16 then on the 3rd June. And that's at page 907 of our  
17 documents. I don't think we need to go through it in  
18 detail. You recite various steps and statements and  
19 issues.

20 At page 12 of the document, internal pagination page 11:37  
21 198, you set out the additional clarifications that  
22 Inspector Dwyer had obtained when he was  
23 re-interviewed, isn't that right, in '09?

24 A. Yes.

25 132 Q. You set out a lot of detailed background information 11:37  
26 obviously. If we go to page 924, and if we scroll down  
27 the page please... If we stop there. Just above that  
28 there's an extract from a statement made by a friend of  
29 Ms. Saulite's who had been interviewed in connection

1 with the writing of the document --

2 A. Yes.

3 133 Q. -- isn't that correct? You focused there on her  
4 knowledge and experience of Ms. Saulite after the  
5 person making the statement had come back from her 11:38  
6 summer holidays. And it sort of describes  
7 Ms. Saulite's social habits at that point in time. You  
8 seem to have taken that into account in assessing the  
9 level of threat, or the immediacy of any threat, is  
10 that why it's there? 11:39

11 A. Sorry, in relation to what now exactly? I am not sure  
12 what exactly you are referring to.

13 134 Q. Yes. Well, perhaps if we just glance very quickly at  
14 the portion of this statement. If we scroll back up to  
15 see the paragraph and then take it down very quickly. 11:39  
16 Then if we just go on to the next page very quickly,  
17 and then if we go down to the bottom paragraph, bottom  
18 paragraph only, please.

19

20 You've included that as an apparently relevant issue in 11:39  
21 terms of assessing how she saw herself, or how she was  
22 behaving at that point in time.

23 A. Yes, I thought it was relevant as background.

24 135 Q. Yes. Okay. Your final paragraph here, if we just go  
25 to the beginning of that paragraph, just there, and you 11:40  
26 report:  
27

28 "This investigation has not established that the member  
29 concerned was aware of the existence of a real and

1 immediate threat to the life of Ms. Saulite."

2

3 Presumably that's based primarily on his own  
4 explanation provided in the course of the  
5 investigation?

11:40

6 A. Sorry, so the Discipline Regulations place the  
7 responsibility on the investigating officer to report  
8 anything which went in favour of the member concerned.

9 136 Q. Yes...

10 A. And that's what I was doing there.

11:40

11 137 Q. Yes...

12 A. And I certainly believe that I gave the information  
13 which was in his favour, and some of it is referred to  
14 in that final paragraph in my report.

15 138 Q. Yes. You record there:

11:41

16

17 "Sergeant Hughes denies having read the victim impact  
18 report wherein she actually states she feared for her  
19 life and there is no evidence to hand that would appear  
20 otherwise."

11:41

21

22 And that was the result of your investigation at that  
23 time?

24 A. Yes. And that was a statement of fact so... we hadn't  
25 been able to prove, you know, that he had read the  
26 document on the day he received it.

11:41

27 139 Q. And you go on to address the sort of ought to have been  
28 aware issue, it would seem, in the following sentence:

29

1 "Even if he had read the report in full, it is unlikely  
2 the contents could be interpreted as a real and  
3 immediate risk to the life of Ms. Saulite."  
4

5 Presumably you didn't focus entirely on the final 11:42  
6 sentence of the victim impact report in coming to that  
7 view. Did you have regard to the whole of the course  
8 of conduct of interaction?

9 A. Yes, I did. Yes, I did. And I mean -- so the facts  
10 that I had outlined, you know, as to why I thought a 11:42  
11 disciplinary inquiry was appropriate, all that  
12 information, you know, was in the report which Sergeant  
13 Hughes gave to Inspector Dwyer as part of the  
14 discipline investigation.

15 140 Q. And you submitted this, in any event, on the 3rd June. 11:42  
16 And did you have any discussion with the assistant  
17 commissioner about it, or the effect of it, or the  
18 meaning of it or...?

19 A. I don't believe I did, no.

20 141 Q. I think you were formally informed of the decision to 11:42  
21 discontinue as against Sergeant Hughes?

22 A. Yes.

23 142 Q. Do you want to say anything further in relation to the  
24 disciplinary investigation?

25 A. No, I don't believe so. Well sorry, the discipline 11:43  
26 obviously took a lot longer than I would have wished it  
27 would take. I think the main point of delay was in  
28 relation to me seeking advice from the Chief Medical  
29 Officer as to whether it was safe to interview Sergeant

1 Hughes or not. And, as I said already, by 'safe' I  
2 mean that would -- could this adversely affect his  
3 mental or physical health and well being? So I was  
4 certainly conscious of my obligations -- I mean I had a  
5 duty of care to him as well -- as well as trying to get 11:43  
6 the investigation completed. So that was a significant  
7 point of delay, as I have said.

8  
9 The other thing that was relevant was that -- and I  
10 alluded to it already -- was that Sergeant Hughes 11:44  
11 continued to insist, if you like, that cognisance be  
12 taken of matters of bullying and harassment which he  
13 was alleging, which could not have come within the  
14 scope of the discipline regulations, and I think he  
15 should have known that, or should have been advised 11:44  
16 about that. But the fact that these allegations kept  
17 coming, you know, as part of the inquiry into the  
18 discipline breach that he may have been guilty of. So  
19 those matters had to be considered.

20 11:44  
21 Ultimately, that came to a conclusion where Inspector  
22 Dwyer wrote and asked if Sergeant Hughes wished to make  
23 a formal complaint about those issues of bullying and  
24 harassment, the issues which were outside of the remit  
25 of the actual discipline investigation. 11:45  
26

27 So that certainly took -- was a cause of some time  
28 being spent on considering those and in responding.  
29 So, they're the points I would make just in relation to

1 the disciplinary investigation.

2 143 Q. Yes. Obviously you received another direction to  
3 investigate matters contained in a report received by  
4 the confidential recipient in October of 2008, when you  
5 were appointed to that. Perhaps we'd look at page 11:45  
6 2661.

7  
8 And if we just scroll down there. That's enclosing the  
9 copy sent to the Commissioner by Mr. McCarthy. If we  
10 scroll down then, we will see the document that was 11:46  
11 furnished. And you received this obviously?

12 A. Yes, I did, yeah.

13 144 Q. Yes. And I think there is no name on that, is that  
14 correct? There's nobody identified as the confidential  
15 reporter in that document? 11:46

16 A. In both the regulations, which set out the confidential  
17 recipient process, and in a charter, as it was called,  
18 which was circulated by way of a HQ Directive, both of  
19 those documents were explicit that the identity of the  
20 confidential reporter would not be disclosed except in 11:47  
21 exceptional circumstances. And that was the case here,  
22 that I was not told who the confidential reporter was.  
23 And throughout the investigation, while you could  
24 surmise, you know, from the investigation, as to who  
25 this person may be, it was never disclosed to me who 11:47  
26 the confidential reporter actually was.

27 145 Q. Yes. I think we have seen correspondence yesterday,  
28 which was a report from Inspector Dwyer in December  
29 '08, where he informed Sergeant Hughes that you had now

1           been appointed to do the Daily Star investigation and  
2           the confidential reporting investigation. So he seems  
3           to have been certainly told, and presumably you learnt  
4           that he had been told that and you must have, at that  
5           stage, realised, if you hadn't deduced beforehand, that 11:47  
6           he was the confidential reporter?

7           A. I could have deduced that, but I was not -- I was never  
8           informed of that.

9   146   Q. Yes --

10          A. So... 11:48

11   147   Q. -- in any formal way --

12          A. No.

13   148   Q. -- by any disclosure to that effect?

14          A. That's correct. And in the papers which I received,  
15           probably about this time two years ago, I saw that 11:48  
16           there was a question put to Mr. Hughes as to whether  
17           his identity was ever disclosed, and his response  
18           there, if I remember it correctly was, no, it wasn't  
19           disclosed but he would have had no problem if it had  
20           been. So he acknowledged it was never disclosed 11:48  
21           either, as far as he knew.

22   149   Q. Well he may well have been referring to disclosed to  
23           the public as opposed to to you. But anyway, that's  
24           the way you took it?

25          A. Yes. 11:48

26   150   Q. I think the Commissioner sought a report on the present  
27           position from you in early December 2008. And perhaps  
28           we'd look at page 2667. If you just scroll down there.  
29           And you reply to that on the next page -- 2668. And



1 it's a short, just, update. Was this the first update  
2 you gave to him?

3 A. From my memory, I think it is.

4 151 Q. And you say:

5

11:49

6 "Further to yours of the 3rd I am to report that  
7 significant progress has been made in respect of this  
8 investigation.

9

10 An investigation team has been established to enquire  
11 into all matters contained in the report to the Garda  
12 Síochána confidential recipient.

11:49

13

14 To date in excess of 300 jobs have been completed by  
15 the investigation team. An analysis of the outcome of  
16 these enquiries has resulted in a number of further  
17 lines of enquiry which are currently being progressed.

11:49

18

19 I will report further in early course."

20

11:50

21 And there's a note in fact then that you called to meet  
22 him in person on what turned out to be Christmas Eve  
23 that year --

24 A. Yes.

25 152 Q. -- to give a general outline of the progress of it,  
26 which was ongoing. And I think there's a note there  
27 "to keep the DPP informed as the latter has to decide  
28 on the criminal file already with his office."

11:50

29

1           That was just a side issue obviously.

2           A.    Yes.

3 153   Q.    Had you anything further to update him about on that  
4           day when you --

5           A.    So I would have told him, you know, who the -- who I           11:50  
6           had appointed in the investigation team.

7 154   Q.    Yes...

8           A.    So Gabriel O'Gara, I don't -- I can't recall was he a  
9           detective inspector or superintendent at the time I  
10          appointed him, he was appointed by me as the lead           11:51  
11          person in carrying out the investigation, and I would  
12          probably suggest that his role was like a senior  
13          investigating officer. I had never worked with Gabriel  
14          O'Gara, but I was aware that he was -- in my opinion,  
15          he was one of the best investigators, I would say,           11:51  
16          that -- certainly in Dublin, in the Dublin region at  
17          the time. He brought Inspector Peter O'Boyle with him,  
18          who was also very highly thought of as an investigator.  
19          So I was certainly looking to have, you know, the best  
20          people that I could possibly have to conduct the           11:51  
21          investigation.

22 155   Q.    Yes. And just to, I suppose, encapsulate the time that  
23          that investigation took. From your appointment in  
24          October '08, you were, I think, furnishing a final  
25          report by the 10th April 2010?           11:51  
26          Now the Tribunal isn't inquiring into the allegations  
27          of wrongdoing, as it were, in the confidential  
28          reporter's report, but just to outline, as you have  
29          done in your statement, what were the issues that you

1 reported upon. If we look at page 831 of your  
2 statement. There's eight headings there which all  
3 relate to, I suppose, linked -- all linked concerns  
4 that were expressed and that you were required to  
5 investigate? 11:52

6 A. Yes.

7 156 Q. And I am not going to go through all of them in any  
8 detail, but did you investigate all of those?

9 A. Yes. And I would say we investigated them thoroughly  
10 and comprehensively, as thoroughly and comprehensively 11:53  
11 as we possibly could.

12 157 Q. Yes...

13 A. Yes, there was a huge number of jobs. You know, these  
14 are tasks given to some of the investigators.

15 158 Q. Yes... 11:53

16 A. So, for all intents and purposes, to me, it was akin to  
17 the type of investigation you would instigate in the  
18 event of a murder happening.

19 159 Q. Yes. The final report, as it were, had appended to it  
20 statements from, I think, 104 persons, somewhat 11:53  
21 multiple statements, and they were all the ones deemed  
22 relevant to be included with the report, isn't that  
23 correct?

24 A. That's correct, Chairman.

25 160 Q. And the documents are listed at page 3159 of our 11:54  
26 papers. And you included a list of documents amounting  
27 to 191 documents.

28 A. Yes.

29 161 Q. Some of them very voluminous.

1 A. That's correct, yeah.

2 162 Q. An issue arose, I think, in connection with a further  
3 letter sent to the confidential recipient in December  
4 '08 I think, isn't that correct?

5 A. That's correct. I believe so, yes. 11:54

6 163 Q. You became aware of that. And I am not going to open  
7 the document but it related to concerns expressed by  
8 Sergeant Hughes which touched on the issue of the  
9 knowledge, prior knowledge of a threat to Ms. Saulite's  
10 life, isn't that correct? 11:54

11 A. That is correct. And I am conscious of the  
12 sensitivities and the dangers around this.

13 164 Q. Yes...

14 A. But I would say that that issue was thoroughly and  
15 fully investigated and was found not to be grounded in 11:55  
16 fact.

17 165 Q. Yes. And can you confirm that, without identifying  
18 anyone of course, that all recorded interviews were  
19 examined in relation to that person?

20 A. That's correct, yes. 11:55

21 166 Q. I think you sourced and were provided with all  
22 intelligence reports from a member of An Garda Síochána  
23 who had been in a position to report on that person?

24 A. That is correct, yeah.

25 167 Q. In particular, reports which had been made 11:55  
26 contemporaneously by that officer and forwarded  
27 contemporaneously with all the contacts that were had  
28 with the other person throughout 2006?

29 A. That's correct.

1 168 Q. And you received all of those reports?  
2 A. Yes.

3 169 Q. And you obtained statements from the officer and  
4 everyone connected with the receipt of those?  
5 A. Yes. 11:56

6 170 Q. And the analysis of those?  
7 A. Correct.

8 171 Q. And I think you're aware that the material comprising  
9 of the interviews of the person, all of the  
10 intelligence reports, were made available to the 11:56  
11 Tribunal in unredacted form?  
12 A. Yes.

13 172 Q. And seen by a member of the Tribunal?  
14 A. I understand that was the case.

15 173 Q. And I think any material sought by the Tribunal was 11:57  
16 allowed to be inspected unredacted?  
17 A. My understanding -- obviously I wasn't involved with  
18 that, but yes, that's my understanding of what  
19 happened.

20 174 Q. And can you say, with absolute satisfaction and truth, 11:57  
21 that the investigations, in particular this one that we  
22 have been speaking about, was conducted to the fullest  
23 extent possible and disclosed no prior knowledge of an  
24 express or direct threat of a plan to kill Ms. Saulite  
25 known to the Gardaí prior to her murder? 11:57  
26 A. So, from the inquiries that were made as part of that  
27 investigation I am absolutely sure that there was no  
28 prior information or intelligence available to An Garda  
29 Síochána in relation to the matter that you're talking

1 about.

2 175 Q. You've commented, in your statement, on a systems  
3 failure and the extent to which any member, or former  
4 member, had a view on that, and you reported in your  
5 report on one member who agreed with that in hindsight? 11:58

6 A. Yes.

7 176 Q. You've explained how you viewed and how you  
8 investigated a number of the issues in your statement  
9 relating to the eight topics there?

10 A. Yes. 11:58

11 177 Q. As you know, the Tribunal isn't empowered to  
12 investigate the protected disclosure and the issues  
13 identified as such, so I don't intend to ask you any  
14 further questions about that.

15 But in terms of methodology, was it done, in a sense, 11:59  
16 in a way comparable to a criminal investigation -- a  
17 jobs book, a dedicated team to seek out and follow  
18 lines of inquiry in relation to each of the issues?

19 A. Yes, it was. And, as I have said, Superintendent  
20 O'Gara would have been the senior investigating 11:59  
21 officer, I'd say, in many, many, cases of murder and  
22 other very serious investigations. So that was the  
23 approach that was taken with a jobs book and tasks  
24 being given to various people, and they would come back  
25 then and report on the results of, or the outcome of 11:59  
26 their enquiries.

27 178 Q. Yes. The headings in the report are there for all to  
28 see in terms of what you -- what topics you looked at,  
29 what members you interviewed, and you interviewed all

1 of the senior members of the districts and division,  
2 whether serving or retired, who had any dealings at all  
3 with any of the issues, isn't that correct?

4 A. That's correct, yes. Just in addition to that, we also  
5 did a trawl on Pulse, and I talked earlier about what I 12:00  
6 would expect to be available on Pulse, what would be  
7 inputted in there. I think there were 74 different  
8 members of An Garda Síochána who were linked in some  
9 way with Ms. Saulite or Mr. A, and every one of those  
10 people were interviewed, you know, to see had they any 12:01  
11 information about a specific threat to Baiba Saulite.

12 179 Q. Yes. On page 836 of your statement you say you "wish  
13 to assert that the investigation into the allegations  
14 contained in the report from the confidential recipient  
15 was properly conducted in terms of the scope of the 12:01  
16 investigation and in the scale. Having conducted  
17 in-depth investigations into each of the allegations  
18 set out in the report from the confidential recipient  
19 the investigating team did not find evidence to support  
20 the allegations as set out above." 12:01  
21

22 That is what you reported --

23 A. Yes.

24 180 Q. -- to the Commissioner. And you provided him with the  
25 report, and it's many volumes, it runs to several 12:01  
26 volumes in itself, leaving aside any documentation.

27 A. From memory, I think there were probably 13 or 14  
28 volumes.

29 181 Q. You were asked also, in December 2008, to conduct an

1 investigation into an article that had been published  
2 in the Daily Star. Do you recall that?

3 A. Yes.

4 182 Q. And Sergeant Hughes has expressed the view, in  
5 evidence, that you failed to do what would normally be 12:02  
6 done at the start of any such investigation, which is  
7 go and interview the complainant.

8 A. That's correct, yeah.

9 183 Q. And is there any reason why that step wasn't taken as a  
10 primary step, quite a necessary step? 12:02

11 A. I appointed Inspector Fergus Dwyer, again, to carry out  
12 the enquiries in relation to the -- to allow a response  
13 to go back to the Commissioner, again in response to  
14 the complaint from Séan Costello solicitors on behalf  
15 of Mr. Hughes. Inspector Dwyer had been told that any 12:03  
16 communication with Sergeant Hughes was to go through  
17 his solicitor, Séan Costello. So, the inspector -- and  
18 obviously one of the first things that we would want to  
19 do is to enquire -- or to take a statement, you know,  
20 and to interview the person who was making the 12:03  
21 complaint. So, Inspector Dwyer wrote, on a number of  
22 occasions, to Séan Costello solicitors, and did not  
23 have any response from him about, you know, in any way.  
24 Again, from memory, I think the only correspondence  
25 that was had from Mr. Costello was in relation to a 12:03  
26 complaint that I was the person that was appointed to  
27 carry out that investigation. So I think that was the  
28 only response -- or the only information we had, or I  
29 had from Séan Costello or Mr. Hughes.



1 184 Q. Yes. Well the suggestion was made that you were in  
2 some way compromised because you would be investigating  
3 your own investigating team under your command and  
4 control, as it were.

5 A. And so that matter was considered, and Assistant 12:04  
6 Commissioner McHugh, who had appointed me to carry out  
7 the investigation, responded to Séan Costello and he  
8 said, basically, that if there was something which  
9 Sergeant Hughes or Mr. Costello had which might impugn  
10 my professionalism, well then they should give that 12:04  
11 information to Assistant Commissioner McHugh to inform  
12 any decision he might take. But in the absence of any  
13 such information, that Assistant Commissioner McHugh  
14 was satisfied that I should continue with the  
15 investigation. 12:05

16 185 Q. Yes. But you'd obviously done and completed the  
17 fact-finding which led to the disciplinary. But the  
18 disciplinary investigation was continuing to the stage,  
19 and remained in being when you were appointed to do the  
20 confidential recipient one, and then you were further 12:05  
21 tasked with this other investigation, which, you know,  
22 didn't form part of either of the other two, and you  
23 had this triple task resting on your shoulders at that  
24 point in time. Were you concerned yourself as to  
25 whether you could properly dedicate your effort and 12:05  
26 impartiality and scrutiny in performing all of those  
27 tasks at the same time? Did you see any conflict  
28 arising from any of them with each other?

29 A. I can see how that argument could be made, but I

1 knew -- I certainly didn't make any -- or make any  
2 information available or make any comment to the  
3 journalist who wrote the article in the Star. I  
4 suppose everybody knows An Garda Síochána is a  
5 disciplined organisation. So, if I was appointed by 12:06  
6 the Commissioner, for example, to investigate the  
7 confidential recipient allegations, I did that to the  
8 best of my ability and fairly, I think, and without any  
9 bias.

10 186 Q. I will just finish with this aspect of the Daily Star 12:06  
11 investigation: Within a short space of time  
12 Mr. O'Toole was written to and came in for interview,  
13 and, unsurprisingly perhaps, he refused to disclose his  
14 sources or answer any question about the article.  
15 Presumably that must have been anticipated? 12:07

16 A. Yes.

17 187 Q. And what other step, apart from that, could you have  
18 done, or should you have done?

19 A. So I -- what I did do, having, you know, seen the  
20 statement from the journalist, I considered well okay, 12:07  
21 what other actions could we possibly take here? So,  
22 potentially, if a member of An Garda Síochána was  
23 identified as having disclosed information which they  
24 came across in the course of their duties and they  
25 disclosed that information in the knowledge that by 12:07  
26 disclosing that information it could cause harm to an  
27 individual, that potentially could have been a breach  
28 of the Criminal -- under section 62 I believe it is, of  
29 the An Garda Síochána Act. So I considered with the

1 information I had, was there a possibility or were we  
2 likely to further the investigation, for example, if  
3 the journalist was arrested and was interviewed, you  
4 know, under caution? And I think you've alluded to it  
5 yourself, but the difficulties, you know, in relation 12:08  
6 to -- say, difficulties, from a policing perspective,  
7 of trying to ascertain the source of information given  
8 to a journalist is extremely unlikely to further an  
9 investigation, because their position is and would be,  
10 and I would say still is, that they will protect their 12:08  
11 sources. So I didn't think that arresting Mr. O'Toole  
12 was likely to further the investigation in any way.

13 188 Q. Yes. You do say in the question and answer document  
14 that you did give consideration to it, is that right?

15 A. Yes, I did. 12:08

16 189 Q. And you've referred to section 62 there. It's not,  
17 it's not, as it were, a simple prohibition on the  
18 communication of information which makes it an offence,  
19 it is hedged around with these slightly tortuous  
20 restrictions or qualifications as to when it is an 12:09  
21 offence.

22 A. Yes.

23 190 Q. And when it's done with what purpose and it is linked  
24 to effects that it is alleged to have resulted as a  
25 result of the disclosures, it is not a straightforward 12:09  
26 arrestable offence in the sense of other offences?

27 A. No, it's not.

28 191 Q. I think you reported ultimately having obtained a  
29 statement from Mr. Hennessy which showed that he had

1 prior knowledge of it and that he had spoken to  
2 Mr. Hughes on the night that he spoke to Mr. O'Toole?  
3 A. Yes. That's correct.  
4 192 Q. And I think you at that stage had a statement taken  
5 from, or a statement was given by Sergeant Hughes in 12:10  
6 relation to the matter?  
7 A. Yes.  
8 193 Q. Concerning that issue as well?  
9 A. That's correct, yeah.  
10 194 Q. And Mr. O'Toole was then re-interviewed in January of 12:10  
11 2011, isn't that correct?  
12 A. I believe that's correct, yeah.  
13 195 Q. On foot of which there was no statement made but a  
14 refusal to say anything further on Mr. O'Toole's part?  
15 A. Yes. 12:10  
16 196 Q. And you reported back to the Commissioner that there  
17 was no evidence -- you had discovered no evidence in  
18 the course of your investigation to substantiate the  
19 claim that it had come from a garda source?  
20 A. Yes. 12:10  
21 197 Q. And presumably you don't see that you could have done  
22 anything further, is that right?  
23 A. I don't believe we could, no.  
24 198 Q. Now, Sergeant Hughes has referred to being scapegoated  
25 and targeted, and do you want to say anything in 12:11  
26 relation to that insofar as it relates to you and your  
27 investigations, firstly in relation to the  
28 fact-finding?  
29 A. So as I've outlined already, the fact-finding inquiry,

1 as far as I was concerned, and I still believe this,  
2 was as comprehensive as it could be and should have  
3 been. As I said already, there were probably four  
4 different sources that information or intelligence  
5 might have been uncovered with from the detective 12:12  
6 superintendent to the superintendent and his office, to  
7 sergeant McEneaney, to the Garda Pulse. So I believe  
8 that was done appropriately, and I would reject any  
9 suggestion that anything that I did in that  
10 fact-finding was in any way designed to target or to 12:12  
11 scapegoat Sergeant Hughes, absolutely not.

12 199 Q. Had you been aware of any concern that he had expressed  
13 at any point in that time about deficiencies, failures,  
14 whether called systems failures or not, a failure to  
15 coordinate, was that in any way related to what you 12:12  
16 were doing, or did you know of any such concerns?

17 A. No, I did not. So, in the fact-finding, Sergeant  
18 Hughes provided, I think it was a 16-page report. He  
19 had said in relation to his knowledge of each of the  
20 incidents, which I have outlined already, you know, in 12:13  
21 relation to the attacks on Mr. Hennessy and the burning  
22 of Baiba Saulite's car and these things, that he knew  
23 about those things. He did say that he had not been  
24 briefed; that was the only point that he made. But I  
25 would counter that by saying that the information in 12:13  
26 relation to each of those was available on Pulse,  
27 Sergeant Hughes, at the time acknowledged that he had  
28 sight and had knowledge of each of those events and the  
29 intelligence surrounding them. So I would refute any

1 suggestion about doing anything untoward, or certainly  
2 in relation to scapegoating or targeting Mr. Hughes.

3 200 Q. Your report, though, on the fact-finding, it would  
4 seem, inevitably led and, in your view, inevitably  
5 should have led and you foresaw that it would lead to 12:13  
6 his being the subject of a disciplinary inquiry?

7 A. That's correct.

8 201 Q. And the report furnished to the assistant commissioner  
9 then was, in a sense, designed as a report to enable  
10 him to take the next step. And Sergeant Hughes 12:14  
11 complains about that step. So, your part in triggering  
12 it and then in conducting it under the assistant  
13 commissioner's aegis, as it were, forms the basis for  
14 his complaint in relation to that.

15 A. And, as I said already, that given the information and 12:14  
16 knowledge that Sergeant Hughes had, and which he  
17 acknowledged he had in the report to Inspector Mangan,  
18 I think there was a compelling duty on Assistant  
19 Commissioner McHugh to instigate an inquiry under the  
20 discipline regulations to see if Sergeant Hughes may 12:15  
21 have been in breach of discipline.

22 202 Q. You categorise it as a normal and necessary step in  
23 relation to investigating any member in a similar  
24 position --

25 A. Yes, I believe so. 12:15

26 203 Q. -- in similar circumstances?

27 A. Yes.

28 204 Q. And I suppose, ultimately, you came to the view that  
29 there wasn't a case to be made against him, having

1 considered everything, and that it wasn't, as it were,  
2 a basis upon which the appointing officer could go  
3 forward?

4 A. So, I mentioned earlier that there was an obligation on  
5 an investigating officer, under the 1989 Discipline 12:15  
6 Regulations, to point out to anything which was in  
7 favour of the member concerned, and I certainly lived  
8 up to that and delivered on that requirement. So yes,  
9 I think, like the discipline investigation was, again  
10 it was as thorough as it could be, and that's what I 12:16  
11 reported.

12 205 Q. At the time you started that investigation, having been  
13 appointed in May, isn't that correct, had you been  
14 aware that Sergeant Hughes had brought a number of his  
15 concerns to Superintendent Curran and, on his evidence, 12:16  
16 he had brought the concerns expressly to his notice in  
17 relation to the systems failure issue, if I can put it  
18 that way, which embraced a number of different aspects  
19 of his views about what should have been done or what  
20 hadn't been done and the consequence of that? 12:17

21 A. I was not aware of that allegation having been made to  
22 Superintendent Curran, no.

23 206 Q. Did you ever speak to Superintendent Curran about his  
24 interaction with Sergeant Hughes, in particular his  
25 interactions with him in the April, May, June, period? 12:17

26 A. I don't believe I did. I don't believe so. Certainly  
27 in relation to the fact-finding, no, because -- well  
28 Superintendent Curran hadn't arrived in the district at  
29 the time. I don't recall having talked to him in

1 relation to the disciplinary matters. So, no, I don't  
2 believe I did talk to him.

3 207 Q. And then insofar as the confidential recipient  
4 investigation is concerned, had you any motive other  
5 than to comply with the order of the Commissioner to 12:18  
6 investigate these concerns?

7 A. So my motive was to carry out as comprehensive and  
8 detailed an investigation as could possibly be done.  
9 And certainly the brief that I gave to the  
10 investigators under -- with Superintendent O'Gara down 12:18  
11 to the detective inspectors and detective sergeants and  
12 sergeants that were involved, was that our job was to  
13 try and ascertain if any of the eight allegations made  
14 to the confidential recipient, if they could be  
15 verified or not, that was my -- the motive I had. 12:18

16 208 Q. And in chapter 37 of your report, at pages 3141 to  
17 3150, you set out your conclusions in relation to your  
18 investigation, and they are there for the parties to be  
19 informed of there. I don't intend to open them in any  
20 detail at all. 12:18

21  
22 Thank you very much for the moment, Assistant  
23 Commissioner.

24 A. Thank you.

25 CHAIRMAN: Yes, certainly. Now, Mr. Lynn, yes. 12:19  
26  
27  
28  
29



1 THE WITNESS WAS CROSS-EXAMINED BY MR. LYNN AS FOLLOWS:

2

3

4 209 Q. MR. LYNN: Good morning -- good afternoon, Chief  
5 Superintendent Feehan, my name is Mr. Lynn, I am  
6 representing Sergeant Hughes.

12:19

7 As we know, you first became involved in these matters  
8 when you were directed on the 6th December 2007 by  
9 Assistant Commissioner McHugh to carry out the  
10 fact-find report. And have I understood your evidence  
11 correctly this morning that that was wide in its scope?

12:19

12 A. Yes, it was, I think, sufficiently wide, that it was  
13 designed to ascertain or to uncover any information or  
14 intelligence which may have existed in relation to a  
15 threat to Ms. Saulite.

12:20

16 210 Q. So that would require -- well, let me say, as I  
17 understand it the fact-finding report is a scoping  
18 exercise; again you might just clarify that for me?

19 A. Yes, I think you could use the term 'scoping', you  
20 know, as to what the fact-finding is actually about.

12:20

21 211 Q. So the direction is a wide ranging one in terms of your  
22 fact-find?

23 A. So it was wide ranging certainly from the start. And  
24 as I've, you know, already mentioned, that, in my mind  
25 and in my experience, that there were a number of  
26 places where information or intelligence would be if  
27 such intelligence or information existed, and that  
28 would have -- so I would expect that the detective  
29 superintendent in the division would have that

12:20

1 information or intelligence. I would expect that a  
2 record of that intelligence or information might be, or  
3 should be available in the superintendent's office.  
4 And the other source would be that such information or  
5 intelligence would be recorded on Pulse. So each of 12:21  
6 those three avenues were explored. And from that  
7 exploration, Inspector Mangan uncovered, I suppose, or  
8 discovered, that Detective Sergeant McEaney was  
9 involved centrally in the investigation in relation to  
10 matters around John Hennessy and that Sergeant Hughes 12:21  
11 was the lead investigator in relation to the child  
12 abduction case.

13 212 Q. Yes. But as a scoping exercise, you weren't attempting  
14 to cover absolutely everything, isn't that correct?

15 A. No. 12:22

16 213 Q. No. And would you accept, Chief Superintendent Feehan,  
17 that there was potentially relevant material that,  
18 because of its scoping nature, you didn't address? I  
19 mean the Tribunal itself has asked you, or confirmed  
20 with you that you didn't speak with the people who 12:22  
21 inputted information into the Pulse system. This isn't  
22 a criticism, this is the nature of a scoping exercise.

23 A. So, I believe that the approach of the inquiry, the  
24 approach of the investigation, which I've said, you  
25 know, that you look to where the sources of information 12:22  
26 or intelligence could be expected to reside. They were  
27 certainly -- they were examined. And the only matter  
28 that was really uncovered about knowledge in relation  
29 to a threat to Ms. Saulite was outlined in the report

1 from Sergeant Hughes that he had that information. You  
2 asked, you know, as to whether, maybe if I put it in my  
3 language, that we missed people who might have had such  
4 information or intelligence. During the course of the  
5 confidential recipient investigation, which I know -- 12:23  
6 I'm sure you'll come to but this was later on, we  
7 discovered that there were 74 different members of An  
8 Garda Síochána were associated on Pulse with  
9 Ms. Saulite. Every one of those people was interviewed  
10 was part of the confidential recipient investigation, 12:23  
11 and they -- we did not -- in that investigation, a  
12 really comprehensive and thorough investigation, we did  
13 not discover anybody who had any intelligence or  
14 information in relation to a threat to Ms. Saulite  
15 other than what I have mentioned already. 12:23

16 214 Q. No, but I come back to -- I mean that makes the point  
17 that the fact-find exercise was only really scratching  
18 the surface?

19 A. It's a scoping exercise. It is -- it's -- was it only  
20 scratching the surface? So, if there had been 12:24  
21 intelligence in relation to a threat to Ms. Saulite's  
22 safety or her life, I would have expected that the  
23 fact-finding inquiry, as it was done, would have  
24 uncovered that intelligence.

25 215 Q. But you didn't speak, for example, to the officers who 12:24  
26 were involved in the investigation into the arson of  
27 her car -- in the scoping exercise?

28 A. That's correct.

29 216 Q. And we don't want to get into the details of the threat

1 to Mr. Hennessy in January, involving Blanchardstown,  
2 but you didn't speak to them --

3 A. No.

4 217 Q. -- in the scoping exercise. So, the scoping exercise  
5 was aimed at a preliminary, I think you used that word, 12:25  
6 inquiry which might recommend further investigations?

7 A. Yes. If -- but at the start there was no direction  
8 given, you know, as to what the outcome of the  
9 investigation would ultimately be.

10 218 Q. But it might lead to a recommendation for further 12:25  
11 investigations, is that correct?

12 A. Well -- sorry, yes, the direction from Assistant  
13 Commissioner MCHugh was to give views and  
14 recommendations, so, yes.

15 219 Q. It's just that -- I mean we'll get the document up 12:25  
16 again in a moment -- well maybe we should get it up now  
17 actually so we have it. It's page 1963, please -- your  
18 fact-find report. It's actually the conclusion of  
19 that -- page 1981, or the final paragraph -- you've  
20 seen it earlier this morning Chief Superintendent 12:26  
21 Feehan, and you recommended a full investigation be  
22 carried out?

23 A. Yes.

24 220 Q. And you've expressed it very differently this morning.  
25 You said that what you meant by that was a disciplinary 12:26  
26 investigation.

27 A. So, for my -- the knowledge which I had as a result of  
28 this fact-finding investigation, in my opinion, given  
29 the facts that were in front of me, there was a

1           compelling requirement that there should be an inquiry  
2           under the discipline regulations --

3 221 Q.    You didn't say that in the -- I'm sorry, I shouldn't  
4           have interrupted you, sorry.

5           A.    No, sorry -- which is a more formal investigation than 12:27  
6           a fact-finding or scoping exercise.

7 222 Q.    But where do you say that in the report?

8           A.    I didn't mention discipline in the report. I reported  
9           to Assistant Commissioner McHugh, and that was what I  
10          felt and believed, and I understood that he would, he 12:27  
11          would see the recommendation in the same light.

12 223 Q.    But why didn't you simply say that? Why would you not  
13          make a clear recommendation to him?

14          A.    I did make a clear recommendation to him, with respect.  
15          I said that a full investigation should be carried out 12:27  
16          into this matter. I knew I was -- that there was a --  
17          as far as I was concerned, there was a compelling case  
18          to be made that there should be an investigation under  
19          the discipline regulations. I didn't specifically  
20          mention the discipline regulations, absolutely, I 12:28  
21          didn't. But I would have been surprised had Assistant  
22          Commissioner McHugh, on receipt of my report, had he  
23          not instigated an inquiry or an investigation under the  
24          discipline regulations.

25 224 Q.    But Assistant Commissioner McHugh gave evidence 12:28  
26          yesterday that he would make the decision as to what  
27          should follow from this report solely on his own.

28          A.    Yes.

29 225 Q.    And I am perplexed as to why, if you felt disciplinary

1 proceedings were appropriate, you wouldn't say that in  
2 black and white in the report?

3 A. So there was no particular reason I didn't mention the  
4 discipline inquiry or recommend such a thing. You're  
5 correct that it was -- the decision as to what to do, 12:29  
6 or what actions might or might not be taken, in light  
7 of or as a result of the information which I had  
8 presented in the fact-finding inquiry, it was up to him  
9 to decide, so you're correct in that, as to what action  
10 he should take. I presented the facts to him. I made 12:29  
11 a recommendation. I understood the recommendation I  
12 was making. And given the actions he took, he  
13 understood the recommendation as well.

14 226 Q. Nowhere in the report is there a mention for a  
15 compelling case for disciplinary proceedings? 12:29

16 A. No. So, what I have said is "In order to fully outline  
17 the facts in existence and in possession of An Garda  
18 Síochána ..." so I didn't use the language about a  
19 compelling case, but I would suggest that anybody who  
20 read my report, you know, would certainly see that 12:29  
21 there was a case to be made in relation to the  
22 instigation of discipline.

23 227 Q. I mean you had an opportunity to clarify this in your  
24 statement to the Tribunal. And that's at page 826.  
25 And it's actually just the -- if we don't move the page 12:30  
26 now it's about five lines down, about five lines down,  
27 Chief Superintendent Feehan:

28  
29 "Taking all of these matters in consideration, I

1 believe that my view that there was knowledge of a  
2 possible threat to the safety of Ms. Saulite was  
3 reasonable and that there were compelling grounds for  
4 recommending further investigations into the matter."

12:30

5  
6 Nothing about disciplinary proceedings.

7 A. No, I accept I didn't mention discipline in my report  
8 to Assistant Commissioner McHugh. What I did say and  
9 what I felt was that, yeah, there were compelling  
10 grounds, you know, that this was -- couldn't be the end 12:31  
11 of what was happening.

12 228 Q. Does it not give the impression, given the wide scope  
13 of the question that you were asked, which is to  
14 establish the possession of information in the  
15 knowledge of An Garda Síochána, does it not imply 12:31  
16 further investigations into that wider objective?

17 A. So, as I said in this document on the screen, I believe  
18 that my view that there was knowledge of a possible  
19 threat to the safety of Ms. Saulite was reasonable, and  
20 I still stand over that, that it was reasonable. And 12:31  
21 where that information resided, or was had at the time,  
22 I certainly believed it was in the possession of  
23 Sergeant Hughes.

24 229 Q. Even though it was a scoping exercise, Sergeant  
25 Hughes's actions were actually looked at in detail in 12:32  
26 your fact-find report?

27 A. So, as I've described the approach taken in the  
28 fact-finding inquiry, that it started off broadly by  
29 talking to the detective superintendent about any

1 intelligence or information, by seeing if there was any  
2 intelligence or information in the superintendent's  
3 office, and indeed the acting superintendent, Inspector  
4 Waters, was interviewed. The third piece was what  
5 information was available on Pulse. So, those 12:32  
6 inquiries, if you like, made the investigation -- okay,  
7 it started to narrow in, and there certainly was  
8 information in the possession of Sergeant Hughes in  
9 relation to a threat to Ms. Saulite, you know, I don't  
10 think that can be disputed, I believe that is the case. 12:33  
11 The other person who I would have expected, as a result  
12 of the inquiries, the broad inquiries that were made by  
13 Inspector Mangan, was that there was an investigation  
14 up and running in relation to matters in relation to  
15 Ms. Saulite's solicitor; centrally involved in that was 12:33  
16 Detective Sergeant McEneaney. So he might have had  
17 information also in relation to a specific threat or  
18 intelligence of that, and he did not have that.

19  
20 So to give -- if the impression is given that the 12:33  
21 inquiry focused solely on Sergeant Hughes and Garda  
22 Nyhan, I wouldn't accept that.

23 230 Q. Well in recommending a full investigation, because, as  
24 I say, you had a lot of information in relation to the  
25 scoping exercise in relation to Sergeant Hughes. I 12:34  
26 mean you had -- well you had the draft victim impact  
27 report which --

28 A. Yes, I did.

29 231 Q. -- ultimately was at the core of the disciplinary



1 proceedings. You had a full statement from Sergeant  
2 Hughes. You had a statement from Garda Nyhan. And I  
3 think you had two statements from Ms. Saulite dating  
4 back to January 2005 that Sergeant Hughes, I think,  
5 provided, but you had them. And I think you were aware 12:34  
6 that Sergeant Hughes had given the victim impact  
7 draft -- or not given, sorry, but had informed  
8 Detective Inspector Walter O'Sullivan about it at a  
9 very early stage. So you had that information at the  
10 fact-find stage, is that right? 12:35

11 A. I don't believe I was aware, in the fact-finding, that  
12 Sergeant Hughes had given the draft impact -- or the  
13 draft victim impact statement to Walter O'Sullivan. My  
14 memory -- I don't remember having that information in  
15 front of me at the time. I stand to be corrected if 12:35  
16 there's a document that contradicts that, but that's my  
17 memory of what happened all those years ago.

18 232 Q. CHAIRMAN: Sorry, Mr. Lynn corrected himself, in  
19 fairness to everybody, Mr. Lynn didn't say that  
20 Sergeant Hughes had given the victim impact statement 12:35  
21 to Detective Inspector O'Sullivan -- sorry, he did say  
22 it at first but he corrected himself --

23 A. Okay.

24 233 Q. CHAIRMAN: -- to say that Sergeant Hughes had told  
25 Detective Inspector O'Sullivan about it. Isn't that 12:36  
26 the position?

27 MR. LYNN: Yes.

28 A. Thank you Chairman, yes.

29 CHAIRMAN: So you will have to ask the question again,

1 Mr. Lynn, I think, with your list of items that you say  
2 the assistant commissioner was in possession of these  
3 items.

4 234 Q. MR. LYNN: At the time of the fact-find report, the  
5 scoping exercise, you had the victim impact draft? 12:36

6 A. Yes.

7 235 Q. You had a statement, a written statement that Sergeant  
8 Hughes had provided to Inspector Mangan, the date  
9 escapes me, but in December?

10 A. And I think the language was it was a report. 12:36

11 236 Q. A report, yeah, sorry --

12 A. But I suppose that's --

13 237 Q. Sorry, I accept that, a report rather than a statement.  
14 -- my opinion.

15 238 Q. And you had a statement from Garda Nyhan? 12:36

16 A. Yes.

17 239 Q. Which was relevant to Sergeant Hughes's conduct. And  
18 you had two statements from Ms. Saulite that dated back  
19 to January of '05?

20 A. Yes. 12:37

21 240 Q. You had that information?

22 A. Yes.

23 241 Q. And you recommended a full investigation. But what  
24 other information in respect of Sergeant Hughes's  
25 actions did you envisage as being required? 12:37

26 A. So, what I envisaged in the instigation of a  
27 discipline -- an inquiry under the discipline  
28 regulations was that the questions would be put to  
29 Sergeant Hughes, maybe, in relation to some of the

1 information that he had set out in his report, and they  
2 would be -- the response to those would inform the  
3 approach to be taken in the event that formal breaches  
4 were to be put against Sergeant Hughes through the  
5 conducting of a sworn inquiry. 12:37

6 242 Q. But you had his report. What sort of things did you  
7 anticipate him being asked?

8 A. I anticipated that the matters which he had set out in  
9 his report -- so he had acknowledged that he knew of  
10 all the intelligence, he had all this information, and 12:38  
11 in his report he said that having regard -- this is my  
12 language now, it's not verbatim I am sure -- but that  
13 having had regard to the information which he had, he  
14 didn't have any concern about the safety of  
15 Ms. Saulite. I certainly thought, as a professional 12:38  
16 police officer of long standing, that that wasn't  
17 really credible.

18  
19 So the difference in a discipline inquiry is that the  
20 matters are put to the person, to the member concerned, 12:38  
21 and their answers can then form part of the evidence,  
22 if you like, at a sworn inquiry, if such thing were to  
23 be constituted. So it's a more formal process.

24 243 Q. I might try and break it down. There was a lot of  
25 information there, Chief Superintendent Feehan. 12:39

26  
27 So you envisaged Sergeant Hughes being asked about  
28 what -- just correct me if I am wrong, I am trying to  
29 break down your answer -- he would be questioned about

1           what intelligence he had?

2           A.    About the level of information that he had about a  
3           possible threat to Ms. Saulite.

4 244 Q.    And over what period, for example?

5           A.    Well, over -- so the statements that Ms. Saulite made    12:39  
6           in relation to the child abduction, I mean there was  
7           one short statement, and the language in that was very  
8           striking about the fear that she was in and her  
9           understanding -- like, her -- what those fears were  
10          about and who she was in fear of and that there was a    12:40  
11          possibility that the person involved might do her  
12          serious harm or kill her.

13 245 Q.    All right. So that's something you envisaged. Are you  
14          saying that the information that you had at the  
15          fact-finding stage wasn't sufficient for the issue that    12:40  
16          you've just raised there?

17          A.    I'm saying that the information that we had in  
18          relation -- as I've just outlined there, and as was  
19          outlined in my report on the fact-finding, the  
20          information that we had, that would inform the approach    12:40  
21          to be taken in the event that there were formal  
22          breaches put against Sergeant Hughes. So there was --  
23          what I was saying there in my report was that as far as  
24          I was concerned, this matter could not be left hanging  
25          out there or standing just as a result of a                12:41  
26          fact-finding or a scoping investigation or inquiry.

27 246 Q.    What I am focusing on is the fact that you actually had  
28          a lot of information about Sergeant Hughes and his  
29          involvement with Ms. Saulite, and I am trying to

1 establish what additional information you needed.  
2 A. So, my remit in the fact-finding investigation was to  
3 ascertain the facts about what the knowledge -- what  
4 knowledge was in the possession of members of An Garda  
5 Síochána, to present that knowledge, present that to 12:42  
6 Assistant Commissioner McHugh, and then he could make a  
7 decision as to what further actions were to be taken  
8 there. So that's what I did.

9  
10 And the instigation of a disciplinary investigation was 12:42  
11 to put this on a formal footing, that issues could be  
12 put to Sergeant Hughes, and, ultimately, if formal  
13 breaches, if a decision was taken to put formal  
14 breaches against Sergeant Hughes at the time, well then  
15 these issues would be put to him as part of that formal 12:42  
16 investigation.

17 247 Q. Well, I mean you accept that you didn't actually  
18 articulate that in your fact-finding report; you didn't  
19 say that former breaches should be put to him and a  
20 disciplinary investigation launched so that there can 12:42  
21 be further examination, you didn't say that?

22 A. You're right, I didn't say that. But I didn't because  
23 I didn't mention discipline, I didn't mention the word  
24 'discipline' at all in my fact-finding report. But I  
25 was clear what I was saying, and obviously Assistant 12:43  
26 Commissioner McHugh was clear about what I was saying,  
27 given the actions that he took. So it was plain to me  
28 that there was a compelling case, you know, that this  
29 could not be left standing as it was at that time.

1 248 Q. And what I am asking is: what additional information  
2 did you require in order to fully investigate this?  
3 A. So the --

4 249 Q. In fairness, you have said that you would want to have  
5 examined what intelligence Sergeant Hughes had. What 12:43  
6 other additional information did you require?  
7 A. So the information which I had at the time was given in  
8 a report, most of that information was given in a  
9 report from Sergeant Hughes, as well as Pulse records.  
10 So that was -- there was quite an amount of information 12:44  
11 there. Could I be certain if this went to a formal  
12 disciplinary inquiry that further information would be  
13 gleaned? I wasn't making that decision, I wasn't  
14 prejudging what would arise during the course of an  
15 inquiry, or an investigation constituted under the 12:44  
16 Garda Síochána Discipline Regulations. So there was  
17 sufficient information there, you know, to -- you know,  
18 to support the decision to institute an inquiry under  
19 the Garda Discipline Regulations. So I wasn't  
20 prejudging what information might or could come to 12:44  
21 light in the formal discipline investigation.

22 250 Q. Ultimately Sergeant Hughes -- the proceedings were  
23 discontinued?  
24 A. Sorry?

25 251 Q. Ultimately the disciplinary proceedings were 12:45  
26 discontinued?  
27 A. Yes.

28 252 Q. Yes. So -- sorry if I am not being clear here, but  
29 you're saying that there was a compelling case for

1 disciplinary proceedings at the fact-finding report  
2 stage?

3 A. Yes.

4 253 Q. Ultimately they were discontinued. What I am asking  
5 you is: At the time of your recommendation to  
6 Assistant Commissioner McHugh, what additional  
7 information did you think was required for the  
8 disciplinary investigation? You've said about looking  
9 at Sergeant Hughes's knowledge of intelligence, and is  
10 there anything else?

12:45

12:45

11 A. So, what I said was that the instigation of an  
12 investigation under the discipline regulations, which  
13 was outlined on Form B33, which was served on Sergeant  
14 Hughes, so that was that the person or that the member  
15 concerned may have been in breach of this breach of  
16 discipline. So that was what was put on the form. The  
17 instigation of an investigation under the discipline  
18 regulations would allow the investigator, or the  
19 investigating officer, to put questions to the member  
20 concerned, and that the answers to those questions  
21 could then inform whether an actual --

12:46

12:46

22 CHAIRMAN: A board of inquiry would be --

23 A. -- sworn inquiry might result. So there was a  
24 compelling reason, compelling reasons, as far as I was  
25 concerned, that such an investigation was warranted  
26 under the discipline regulations.

12:47

27 254 Q. CHAIRMAN: It may not be entirely clear but my  
28 understanding is that they couldn't use Sergeant  
29 Hughes's report, they couldn't use that in the

1 discipline proceedings. It says it at the very  
2 beginning -- it's a fact-finding not in connection with  
3 discipline, that's my understanding of the situation;  
4 they could not have used that. I am not saying that it  
5 is right or wrong that there was a compelling case to 12:47  
6 have a discipline inquiry, that's another question  
7 entirely, and I appreciate, Mr. Lynn, that is something  
8 you want to investigate, but I am not sure -- I think  
9 there is a misunderstanding. The fact-finding -- now I  
10 may be -- sorry, I don't think I am wrong on this. 12:47  
11 Fact-finding is expressly not to do with -- and when I  
12 say expressly, I mean expressly not to do, as Sergeant  
13 Hughes declares at the very beginning of his report: I  
14 know this is not to do with the discipline. So my  
15 understanding is, having done that, it cannot be used, 12:48  
16 somebody can't say well now we'll charge you with a  
17 disciplinary offence and here's the statement that you  
18 made; they have to instigate a discipline process which  
19 leads to a disciplinary inquiry. Now, that doesn't  
20 mean -- that doesn't mean there should have been a 12:48  
21 disciplinary inquiry. It doesn't mean there was a  
22 compelling case. But at least, if I am  
23 understanding -- am I right about that, Mr. McGuinness?  
24 MR. MCGUINNESS: well, Chairman, there's been a lot of  
25 litigation over when statements taken for one purpose 12:48  
26 can be used in relation to another, and the regulations  
27 have changed over the years in relation to that. But I  
28 think at this point in time, I think the witness is  
29 probably in the best position to say was that a factor



1 or not.

2 CHAIRMAN: well I have just been declaring to  
3 Mr. Lynn -- have I misstated the position or is that  
4 correct? Or if you would prefer not to say, we'll  
5 leave it for further argument and maybe Mr. Lynn will 12:49  
6 come back -- Sorry, do you know whether what I am  
7 saying is right?

8 A. I do understand what you are saying, yes.

9 255 Q. CHAIRMAN: Is what I am saying correct?

10 A. I believe it is correct. 12:49

11 256 Q. CHAIRMAN: That was your understanding at the time?

12 A. Yes.

13 CHAIRMAN: Okay. well maybe the witness and myself are  
14 wrong, but, as I say, I want to be careful, Mr. Lynn,  
15 there's no question that I am saying I agree there was 12:49  
16 a compelling case, there's no question of that. But at  
17 least, wherever they went, the fact-finding, if it went  
18 further, there was a disciplinary that would have to go  
19 through the same thing again, it would have to  
20 establish the information. That's my understanding. 12:49  
21 Am I right about that?

22 A. That's my understanding too, Chairman.

23 CHAIRMAN: Thanks very much.

24 257 Q. MR. LYNN: well if we could just go back to the  
25 fact-find report, which is at 1963. And if we can just 12:50  
26 sort of scroll down slowly, and there's a -- just to --  
27 the introduction, we can perhaps keep going down  
28 please, Mr. Kavanagh. There is a background section;  
29 we don't need to consider that. There's the Garda

1 records, the Pulse records. Then another section on  
2 reports of violence. There's a section, 5 I think it  
3 is, which relates to Sergeant Hughes's evidence.  
4 There's nothing in that section, I believe, Chief  
5 Superintendent Feehan, that refers to a compelling case 12:51  
6 against Sergeant Hughes. It may be that that section  
7 is just a summary of his statement -- or his report?  
8 A. So I think the word 'compelling' was used in the last  
9 sentence of my report which was on the screen just a  
10 while ago. So what I was doing was setting out the 12:51  
11 facts.  
12 258 Q. Yeah...  
13 A. To me, the opinion or judgment that I arrived at,  
14 having the information in front of me, to me, there was  
15 a compelling case. I presented the facts, as I had 12:52  
16 them, to Assistant Commissioner McHugh, and if he,  
17 maybe, was of the same view that there was such a case  
18 to be made in relation to the instigation of an inquiry  
19 under the discipline regulations, well then he would  
20 have come to the same conclusion I did. So that's -- 12:52  
21 and that's what happened.  
22 259 Q. But we'll come down to the conclusion then, I know we  
23 have looked at it I thinks twice this morning, but just  
24 to have it in front of us perhaps.  
25 There is a report from Garda Nyhan. And then the 12:52  
26 relevant case law; we might come back to that in a  
27 moment. But here's your views and recommendations, and  
28 I think one more click down and we're -- sorry, it is a  
29 bit longer than that, yes.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

So:

"It is apparent that there was knowledge in existence available to An Garda Síochána in relation to threats from [blank] to Ms. Saulite. Members of An Garda Síochána readily admit this in their reports. In order to fully outline the facts in existence and the level of action taken as a result of this knowledge coming into the possession of An Garda Síochána I recommend that a full investigation should be carried out into this matter."

12:53

12:53

There actually isn't any reference to a compelling case.

A. No, no, I didn't --

12:53

260 Q. That was in your statement.

A. I didn't use the term 'compelling case'. I have said in my judgment there was a compelling case. And what I recommended was a full investigation. What I meant by a full investigation was that, based on the information which I had in front of me in this, was that there was -- that an investigation would be conducted and that it would be carried out under the Garda Síochána Discipline Regulations. So I acknowledge I didn't use the term 'compelling case' for a disciplinary inquiry in this, but that was the import of what I was saying. I understood what I was saying, and Assistant Commissioner McHugh, given the actions which he took after that, he understood that as well.

12:53

12:54

1 261 Q. You said -- I am just looking for my note -- you said,  
2 you said in your evidence earlier that for Sergeant  
3 Hughes at the time -- now I hope I am not incorrect  
4 here but please correct me if I haven't -- if I didn't  
5 hear your evidence or understand it properly. But that 12:54  
6 when he said he'd no fears for her safety, that that  
7 was something that jarred for you?  
8 A. Sorry, this was in relation to the statement she --  
9 262 Q. You said that this morning.  
10 A. Sorry, but this -- if I am just to be sure I am correct 12:55  
11 on what I am answering. So the piece I think I said  
12 that jarred with me was the content of the statement  
13 which -- one of the statements which was made by  
14 Ms. Saulite in relation to the child abduction case.  
15 She said in that statement that she was in fear -- she 12:55  
16 thought that she might be killed, she was in fear of  
17 that. So she did say that. So I am assuming that's  
18 what you're referring to in asking me well what did I  
19 say jarred with me. That certainly jarred with me. So  
20 I think that's what I said this morning. 12:55  
21 263 Q. This was the statement of January 2005, I think?  
22 A. Yes.  
23 264 Q. Yes. But you don't say in the report that you had an  
24 issue with this, nor do you say in your statement to  
25 the Tribunal that this jarred with you. You only 12:55  
26 introduced this this morning.  
27 CHAIRMAN: My understanding is -- I am sorry to  
28 intervene but we're near lunchtime so we can break at  
29 this point. I am obviously misunderstanding. I

1 thought the witness said that what jarred with him was  
2 the statement in Sergeant Hughes's report that he  
3 indicated he wasn't concerned about a threat to the  
4 life -- I don't have the precise words here, I may find  
5 it in a note. So he said that was among the things he 12:56  
6 would want pursued in a disciplinary inquiry, but he  
7 said that jarred with him. That's my recollection of  
8 what -- how the word -- I don't know 'jarred' was the  
9 word, maybe it was it jarred with me, but he certainly  
10 drew attention to the fact that Sergeant Hughes had 12:57  
11 made a reassuring comment that the witness regarded as  
12 questionable. Now, that appears in Sergeant Hughes's  
13 thing, and that's what I think happened this morning;  
14 that I think was the evidence. I can't say for certain  
15 because I'm not looking, I don't have a transcript in 12:57  
16 front of me, but that's my understanding of it.  
17 MR. LYNN: No, what I am saying to the witness on foot  
18 of that, Chair --  
19 CHAIRMAN: I understand. And you are asking him about  
20 that, and the witness appears to be not understanding 12:57  
21 precisely that it is a comment made by Sergeant Hughes  
22 in the course of his report to Inspector Mangan which  
23 indicated at the end, low down in the report, that said  
24 that whatever about the circumstances, that he wasn't  
25 particularly concerned about a threat to Ms. Saulite. 12:57  
26 I uncomfortable because I don't have the precise  
27 document in front of me but that's the effect of it.  
28 Do you remember now?  
29 A. Yes I do, and I was referring to something different; I

1 was referring to a statement Baiba Saulite had made.

2 CHAIRMAN: That's what I thought. I thought you were  
3 at slightly cross purposes.

4 A. So what I was referring to was, given the knowledge  
5 that Sergeant Hughes had in his possession, which I 12:58  
6 think I have gone through a list of some of that  
7 information earlier on this morning, and for him to  
8 say, that like, these were matters which he felt were  
9 not of much concern, and the word 'concern' was  
10 certainly used in his report, I didn't think that was a 12:58  
11 credible position for an experienced police officer to  
12 take. That's the point I think I made, whether the  
13 word I used was 'jarred' or not, I'm not sure, but that  
14 was what I was talking about. And that was my  
15 position, and I still would hold that. 12:58

16 265 Q. MR. LYNN: I am saying you didn't express that position  
17 in the report to Assistant Commissioner McHugh, nor,  
18 actually, is it in your statement to the Tribunal.

19 A. That I didn't use the term 'jarred' or the term  
20 'compelling case'? No, I didn't, I acknowledge that. 12:59  
21 But what I was saying in my recommendations was that  
22 this should go to an investigation carried out under  
23 the Garda Síochána Discipline Regulations, and I think  
24 that was -- you know, I have mentioned -- I have used  
25 the word 'compelling case'. Well what was in my mind 12:59  
26 at the time when I wrote that was that, yeah, there was  
27 a compelling case. I think there was a duty on  
28 Assistant Commissioner McHugh, on reading the report  
29 and the information that he was presented with as a

1 result of the fact-finding, I believe that he was  
2 obliged to institute further inquiries under the Garda  
3 Síochána Discipline Regulations. So that's the point I  
4 was making.

5 266 Q. Well this is the last time I am going to say it, but 13:00  
6 none of that is expressed clearly for the benefit of  
7 Assistant Commissioner McHugh --

8 CHAIRMAN: what counsel is really saying is, Assistant  
9 Commissioner, why is that not stated -- why is this --  
10 the point that you now make, why is that not stated in 13:00  
11 your report?

12 A. So I would say there is no reason that I didn't use the  
13 term 'compelling case' --

14 267 Q. CHAIRMAN: No, let's forget compelling case.  
15 A. Yes. 13:00

16 268 Q. CHAIRMAN: we're clear on compelling case. You say  
17 that is not stated and you're not saying it was stated,  
18 we all know it wasn't stated, but you say in the  
19 circumstances that is the situation.  
20 Now a different point: The matter of the jarring 13:00  
21 statement -- let's not worry whether jarring is the  
22 precise word -- in Sergeant Hughes's report to  
23 Inspector Mangan, Mr. Lynn is saying why is that not  
24 referred to? You refer to it now as being a  
25 significant matter to be among those investigated, why 13:01  
26 was it not included in your report to Assistant  
27 Commissioner McHugh? I hope that's not too  
28 complicated. why is that?

29 A. No. So the language that I've used here is not, I

1 accept, the language -- that's not the same language as  
2 was in my report, but the meaning of the language I  
3 used in my report, with respect, I would say is -- was  
4 clear to me, that what I was --

5 269 Q. CHAIRMAN: No, I understand that and you say -- sorry 13:01  
6 to interrupt --

7 A. Yeah.

8 270 Q. CHAIRMAN: You say it was clear to you and it was clear  
9 to Assistant Commissioner McHugh.

10 A. Yes. 13:01

11 271 Q. CHAIRMAN: And in the result it's obvious because  
12 that's exactly what he did.

13 A. Yes.

14 272 Q. CHAIRMAN: So you say that's clear. But, sorry, just  
15 one point: The thing that you said stood out in what 13:02  
16 Sergeant Hughes had said, the not regarding as a  
17 serious threat, why is that not in your report to  
18 Assistant Commissioner McHugh?

19 A. Because I didn't perhaps see the need to make that  
20 point in my report. I would expect that Assistant 13:02  
21 Commissioner McHugh is going to read my report, is  
22 going to read the documents appended to that, including  
23 the report from Sergeant Hughes, and it was apparent in  
24 that report. So that's, you know, the only reason I  
25 can give at this stage -- 13:02

26 273 Q. CHAIRMAN: Okay.

27 A. -- as to why that language -- or that wasn't in the  
28 report.

29 CHAIRMAN: Okay. If Mr. Lynn wants to pursue or not



1 want to pursue it, that's where we stand on that. We  
2 will come back at five past two, we will take a break  
3 until five past two.

4  
5 THE HEARING THEN ADJOURNED FOR LUNCH AND RESUMED AS 13:03  
6 FOLLOWS:

7  
8 MR. LYNN: Chair, before we resume the evidence, can I  
9 say something that is going to be in ease of everyone.

10 CHAIRMAN: Certainly. 14:06

11 MR. LYNN: It's jumping ahead a little bit.

12 CHAIRMAN: Yes.

13 MR. LYNN: It's to do with the confidential recipient  
14 report.

15 CHAIRMAN: Yes. 14:06

16 MR. LYNN: And you might recall that Sergeant Hughes  
17 had a complaint about a document which we're not going  
18 to go into -- WH23.

19 CHAIRMAN: Yes.

20 MR. LYNN: And Chief Superintendent Feehan has given 14:06  
21 evidence that in fact that was fully considered.

22 CHAIRMAN: Yes.

23 MR. LYNN: And it has sensitive material.

24 CHAIRMAN: Yes.

25 MR. LYNN: And so, we're not pursuing that, Judge; we 14:07  
26 accept that, Sergeant Hughes accepts that.

27 CHAIRMAN: Thank you very much, that is very helpful.  
28 And now the matter is clarified. Thank you very much.  
29 I understand.

1 MR. LYNN: It may be a matter for submission but I hope  
2 it will be accepted it was a legitimate concern, but  
3 now we've got the full picture on that point.  
4 CHAIRMAN: Nobody has suggested --  
5 MR. LYNN: No. 14:07  
6 CHAIRMAN: -- that it wasn't a legitimate concern, Mr.  
7 Lynn, and I'm not assuming that it was, but I  
8 appreciate, and I think it is useful to have your  
9 observations on that subject. So we can take note of  
10 that. Thanks very much. That's not an area you'll be 14:07  
11 going into.  
12 MR. LYNN: Exactly.  
13 CHAIRMAN: Thanks very much.  
14 MR. LYNN: And the evidence is accepted that that was  
15 considered -- 14:07  
16 CHAIRMAN: Thank you very much, Mr. Lynn.  
17 MR. LYNN: -- in the Feehan report.  
18 CHAIRMAN: That is very helpful, as I say. Okay.  
19 274 Q. MR. LYNN: Good afternoon, Chief Superintendent Feehan.  
20 You had the victim impact draft when you were doing the 14:07  
21 fact-finding report. And can I take it that you  
22 considered that document very carefully?  
23 A. Yes, I did consider it.  
24 275 Q. And you'd looked at the relevant law and you'd looked  
25 at this Osman judgment, and so you were fully familiar 14:08  
26 with the legal principles in that?  
27 A. I believe I was, yes.  
28 276 Q. And so, you could apply them, at the time of the  
29 fact-finding report, to the victim impact draft?

1 A. Just so I am clear, you're asking could I apply the  
2 Osman judgment in the victim impact statement?

3 277 Q. Yes.

4 A. I applied the Osman judgment to the totality, I'd say,  
5 of the information I had in front of me. So I mean the 14:08  
6 victim impact statement was one matter which I felt was  
7 relevant to the fact-finding and was -- certainly,  
8 yeah, I -- so I tried to apply Osman to the whole, all  
9 the information I had.

10 278 Q. And I am going to jump ahead a little bit because we're 14:09  
11 still on the fact-finding report, but I want to jump  
12 ahead to the conclusion of the disciplinary  
13 investigation. And that's at page 924. And if we can  
14 just scroll down a touch to the -- so we see the bottom  
15 of the page -- this paragraph, and the last sentence, 14:09  
16 three lines up:

17  
18 "Even if he had read the report in full it's unlikely  
19 that the contents could be interpreted as a real and  
20 immediate risk to the life of Ms. Baiba Saulite." 14:09  
21

22 Now, during the fact-finding report you had considered  
23 the document very carefully, the victim impact report,  
24 and you were aware of Osman, so presumably you had come  
25 to that conclusion at that point? 14:10

26 A. So, again what I said just a moment ago about Osman  
27 was, applying that to totality of the information that  
28 I had, so not just in relation to the victim impact  
29 statement.

1 279 Q. Okay. But the victim impact statement was the key  
2 document, wasn't it?

3 A. Sorry, did you say a key document?

4 280 Q. The key document.

5 A. No, I don't agree. I think it was an important 14:10  
6 document. But there were several other things which I  
7 thought were important also.

8 281 Q. Tell us what those are.

9 A. Sorry?

10 282 Q. Tell us what those are, please. 14:10

11 A. So there was -- and I'm just conscious about moving  
12 into a sensitive area, which I won't do, but  
13 Ms. Saulite did give Sergeant Hughes information which  
14 was relevant to the investigation of, we recall, the  
15 burning of her car. To me, that should have been acted 14:11  
16 upon. So that was certainly relevant. The statement  
17 that she had made in relation to the abduction case was  
18 also relevant. The fact that Sergeant Hughes had  
19 acknowledged that he had access and had sight of the  
20 intelligence which was available in relation to Mr. A 14:11  
21 was relevant. And he had -- he knew of the various  
22 incidents that had happened around Mr. Hennessy. You  
23 know, so he knew of all these things, so I think all of  
24 those things were relevant in the fact-finding.

25 283 Q. Okay. Well let's still stick with this final sentence 14:12  
26 of the disciplinary report and let's just focus on the  
27 document itself. You had made a finding that even if  
28 Sergeant Hughes had read the document, the report, it's  
29 unlikely that it could be interpreted as a real and

1 immediate risk to the life of Ms. Saulite, yes?

2 A. On its own, I think that is correct.

3 284 Q. Yes. Well if that's the case, how could you have  
4 concluded at the fact-finding stage, having reached  
5 this view of the report, the victim impact draft, that 14:12  
6 there was a compelling case against Sergeant Hughes?

7 A. So, I believe in my conclusions and recommendations in  
8 the fact-finding, I said "taking account of the  
9 foregoing..." so what I had -- so the matters I have  
10 just spoken about a moment ago, all of those issues, in 14:13  
11 the totality of those, that that was what I was talking  
12 about, was the fact that Sergeant Hughes had this  
13 victim impact statement where Ms. Saulite had talked  
14 about the fear that she felt and the risk she felt  
15 there was to her, all of that was relevant. 14:13

16 285 Q. And why didn't you, in your fact-finding report, inform  
17 Assistant Commissioner McHugh that this was your  
18 conclusion about the victim impact draft, that even if  
19 that had been read, it was unlikely that one would  
20 conclude that there was a real and immediate risk to 14:13  
21 life?

22 A. Because the information that I reported and presented  
23 to Assistant Commissioner McHugh in the fact-finding,  
24 as I've said, was the totality. The victim impact  
25 statement, it was relevant to what was happening, it 14:14  
26 certainly was relevant. So to say here, look, as I  
27 said, it's -- if it was read in full, could that, by  
28 itself, could that be interpreted as a real and  
29 immediate risk to the life of Ms. Saulite? So I was, I

1           suppose, being as fair as I could be to Sergeant Hughes  
2           when I made that comment. But I, again, will say that  
3           the victim impact statement was relevant. It was  
4           relevant.

5 286 Q.    What I am asking you is why didn't you tell Assistant    14:14  
6           Commissioner McHugh this aspect of your findings that,  
7           look, the victim impact draft which is probably the  
8           primary focus actually, when you read it, then it  
9           doesn't give rise, or it's unlikely to give rise to  
10          anyone thinking there's a real and immediate risk, why    14:15  
11          didn't you tell Assistant Commissioner McHugh that?  
12          A.    Sorry, can I just say that in your question you asked,  
13                or you said that this was the central focus, if I heard  
14                you right, of -- that the victim impact statement was  
15                the central focus. No, it wasn't the central focus.    14:15  
16                It was one avenue to be explored. It was relevant to  
17                the investigation, as were the other matters which I  
18                have spoken about a moment ago.

19 287 Q.    The other matters were, sorry, the burning of the car,  
20                yes?    14:15

21          A.    Sorry?

22 288 Q.    The other matters you just -- you gave three other  
23                matters, you referred to three other matters. The  
24                burning of Ms. Saulite's car was one, wasn't it?  
25          A.    So the information that Sergeant Hughes was given about    14:15  
26                the burning of the car; it wasn't the burning of the  
27                car itself. Of course the burning of the car was  
28                relevant; the sergeant had accepted that he knew about  
29                that. But he was given information in relation to

1 that.

2 289 Q. Lots of other gardaí were aware of that --

3 A. No, no -- no, they were aware of the burning of the

4 car.

5 290 Q. Yeah. 14:16

6 A. No other gardaí, as far as I could ascertain, except

7 Sergeant Hughes and Garda Nyhan, were aware of the

8 information that Baiba Saulite gave to him about that.

9 And that was certainly a key point that should have --

10 it should have been acted on. 14:16

11 291 Q. I'm not following, sorry. Are you saying that Sergeant

12 Hughes and Garda Nyhan had some particular knowledge

13 about the burning of the car?

14 A. Yes.

15 292 Q. And you did preface this with "it's a sensitive area 14:16

16 so..."?

17 A. Yes.

18 293 Q. You're saying that he had information about John

19 Hennessy, that was one of your additional reasons?

20 A. So he knew of the information that became available 14:17

21 about a potential threat to John Hennessy. He knew

22 about the setting fire to the -- an accelerant was

23 poured in the letter box, I believe, of John Hennessy's

24 home; he knew about that. He knew that there was

25 more -- I think more reliable is the way he put it -- 14:17

26 more reliable information became available, you know,

27 [REDACTED]

28 [REDACTED] so they were all relevant pieces. As I say,

29 Sergeant Hughes did say that he knew about these

1 matters. So that's what I mean when I say the totality  
2 of the information that I had was what I based my  
3 recommendation in the fact-finding on.

4 294 Q. But can you show us in your fact-finding report where  
5 you refer to Sergeant Hughes having specific knowledge 14:18  
6 of the reports of imminent attacks on Mr. Hennessy?  
7 A. That was in his report.

8 295 Q. But in your fact-finding report to Assistant  
9 Commissioner McHugh, I mean correct me if I am wrong,  
10 but you never expressed that knowledge as something 14:18  
11 that could lead to the disciplinary investigation that  
12 subsequently ensued, that knowledge on the part of  
13 Sergeant Hughes.  
14 A. So the information that Sergeant Hughes provided in his  
15 report included the matters I've just spoken about. In 14:19  
16 my conclusions and recommendations I said, "taking all  
17 of the foregoing..." so the matters that I had spoken  
18 about in the report and any of the documents. So the  
19 Pulse records, were they relevant? Yes, they were  
20 presented to Assistant Commissioner McHugh also. So 14:19  
21 they were relevant as well.

22 296 Q. But lots of other officers had the information about  
23 the risks to Mr. Hennessy and had access to the Pulse  
24 records, and they never came under the microscope?  
25 A. So, with respect, the fact-finding inquiry was not 14:19  
26 inquiring into the level of information about a threat  
27 to John Hennessy. It was to look into the knowledge  
28 that was available or in possession of members of An  
29 Garda Síochána in respect of a threat or a potential



1 threat to Baiba Saulite.

2 297 Q. Yes, and these matters, the Pulse records, and the  
3 intelligence in respect of the risk to Mr. Hennessy,  
4 were matters that lots of other officers were aware of?

5 A. Yes. 14:20

6 298 Q. Yet they didn't find themselves the subject of a  
7 further investigation?

8 A. Because I would suggest to you that the matters in  
9 relation to Mr. Hennessy -- So there was information  
10 available, it was acted on appropriately. So it was 14:20  
11 analysed, acted on appropriately, so there was crime  
12 prevention advice, for example Detective Superintendent  
13 Byrne got the information from elsewhere -- and I don't  
14 want to stray into, as I said, sensitive areas. So the  
15 matters in relation to John Hennessy and the risk to 14:21  
16 him and the threat to him, my opinion on that is they  
17 were properly and appropriately dealt with.

18 299 Q. But, Chief Superintendent Feehan, you're supporting  
19 Sergeant Hughes's thesis here, which is that all this  
20 information is relevant to Ms. Saulite's situation, and 14:21  
21 that it was out there and lots of officers knew about  
22 it, and he is not individually criticising any  
23 officers, he is saying there should have been some  
24 coordination. Now the Tribunal is not looking at that  
25 issue. But, what you're now relying on, and it's not 14:21  
26 clear from your fact-finding report, is other  
27 information that other gardaí were aware of.

28 A. I am relying on information that Sergeant Hughes had in  
29 coming to the conclusions in my -- in the fact-finding

1 report, the fact-finding investigation. That's what I  
2 am relying on, that Sergeant Hughes had this  
3 information. Other people had some of the information.  
4 Nobody else except -- to my knowledge, except Sergeant  
5 Hughes and Garda Nyhan had the particular information 14:22  
6 that was given by Ms. Saulite on the 14th November.  
7 Nobody else, to my knowledge, had that information.  
8 Nobody else had the victim impact statement.

9 300 Q. Yes, you said a moment ago that was relevant. But I am  
10 saying that actually is the key document because that's 14:22  
11 what differentiates them?

12 A. Well, sorry, what is that key document?

13 301 Q. I think we're in agreement on this, but you're trying  
14 to say now that the victim impact draft was just one of  
15 a number of factors. 14:22

16 A. I am saying it was relevant. There were a number of  
17 matters which were relevant in -- So I was asked, or  
18 directed by Assistant Commissioner MCHugh, to look into  
19 the knowledge which members of An Garda Síochána were  
20 in possession of. I have listed out some of the 14:23  
21 information, or the knowledge that they had, for  
22 example in relation to Mr. Hennessy's situation, yeah  
23 other members of An Garda Síochána had that  
24 information, but Sergeant Hughes also had it. So it is  
25 relevant in him, as a professional policeman, saying in 14:23  
26 his report that he didn't think that the concerns that  
27 were being expressed by Ms. Saulite, that they were of  
28 much concern. I don't think that's a credible  
29 situation, given that he had the information around

1 John Hennessy, given that he had the information around  
2 the arson of Baiba Saulite's car, given the information  
3 that Ms. Saulite gave him on the 14th November, which  
4 I've just talked about, given the information that he  
5 had from being the member in charge of the child 14:23  
6 abduction investigation and the fears that she  
7 expressed, all of these were relevant.

8 302 Q. And the officers who had this other information to do  
9 with Mr. Hennessy, for example, did you investigate  
10 them? 14:24

11 A. I have said that what we did was -- so the approach  
12 was: we started out pretty broad. There were a number  
13 of places that I would have expected that if there was  
14 information, or intelligence, about a threat to  
15 Ms. Saulite -- and that's what I was charged with 14:24  
16 looking into -- if such information or intelligence  
17 existed, well then the detective superintendent, I  
18 would certainly expect that he would have sight of that  
19 or have knowledge of it -- Detective Superintendent  
20 Byrne. And in relation to the intelligence or 14:24  
21 information which was, which was out there about the  
22 threat to Mr. Hennessy, Detective Superintendent Byrne  
23 did have that and acted upon it. I would also expect  
24 that if there was such information or intelligence,  
25 that it would be available or could be found in the 14:25  
26 superintendent's office. It wasn't. Neither did  
27 Superintendent Byrne have any information or  
28 intelligence about any threat to Ms. Saulite.

29 303 Q. So is it your position that the victim impact draft was

1 one relevant element of a wider picture when it came to  
2 Sergeant Hughes?

3 A. It was relevant but it was not the only matter that was  
4 relevant.

5 304 Q. And you had made an assessment, at the time of the 14:25  
6 fact-finding report, that even if the draft victim  
7 impact report had been read, it was unlikely that a  
8 real and immediate risk to life would have been drawn  
9 from that?

10 A. So with respect, Mr. Lynn, I did not say that at the 14:26  
11 time of the fact-finding, I didn't say that. I said  
12 this is in relation to --

13 CHAIRMAN: Just hold on a second.

14 MR. McGUI NNESS: This is the discipline report which is  
15 on screen. 14:26

16 CHAIRMAN: Yes.

17 MR. McGUI NNESS: And the conclusion there is in the  
18 discipline report.

19 CHAIRMAN: Correct.

20 MR. McGUI NNESS: I think the witness is correct in that 14:26  
21 he did not say he had included this or reached that  
22 view at the time of the fact-finding.

23 CHAIRMAN: well, I think Mr. Lynn is exploring -- I am  
24 slow to -- Sorry, yes, it is clear. Mr. Lynn is  
25 contrasting the conclusion of the discipline report 14:26  
26 with the assistant commissioner's state of knowledge at  
27 the time when he compiled the fact-finding report. So  
28 he is contrasting one with the other, and I think the  
29 essential point is that nothing factual had altered in

1 relation to the victim impact statement, whatever other  
2 evidence might have been expanded or contracted or  
3 differed, the interpretation of the document. And what  
4 the witness has said is that wasn't the view I formed  
5 at the time. I didn't form that view at the time, and 14:27  
6 I dare say that Mr. Lynn is going to say, well why  
7 didn't you form it at the time? and explore along that  
8 line. I hope I am not messing anybody up by -- or  
9 giving away your secrets, Mr. Lynn, but I think that's  
10 where it's going. 14:28

11 Basically, Assistant Commissioner, he's saying, well,  
12 if that was the case, that's a matter of interpretation  
13 of the document and why didn't you reach -- why didn't  
14 you reach that earlier, if you didn't reach it earlier?  
15 Do you understand what I am asking you. 14:28

16 A. Yes, Chairman.

17 CHAIRMAN: That's what he is asking you really.

18 MR. LYNN: Thank you.

19 CHAIRMAN: That's where we are going with this. What  
20 do you say to that? 14:28

21 A. Okay. So I say that I made recommendations on the  
22 fact-finding based on all the information that I had  
23 available to me, which included the victim impact  
24 statement. I didn't say that -- in the fact-finding  
25 that other matters were -- to take the totality, I 14:28  
26 didn't quantify if the victim impact statement is worth  
27 20%, or the information given to Sergeant Hughes on the  
28 14th November was worth X other percent. So I  
29 presented the totality of the facts as I had them. So

1 that's what I did. I didn't break down whether the  
2 victim impact statement -- you know, the level of  
3 attention or importance that I ascribed to that in  
4 doing -- in writing the fact-finding report.

5 305 Q. MR. LYNN: I mean I did ask you at the start of this 14:29  
6 afternoon's session had you considered the victim  
7 impact draft very, very carefully at the time of the  
8 fact-finding report, and you said yes, and you  
9 confirmed that you looked up the Osman judgment and you  
10 were aware of that. And I think I asked you had you 14:29  
11 read the victim impact draft in the context of the  
12 Osman ruling, and I think you confirmed that you had.  
13 And I then took you to the disciplinary conclusion.  
14 And my understanding -- well I will ask again, just to  
15 clarify it. 14:30

16 The conclusion in the disciplinary report, at the  
17 fact-finding stage, having considered the victim impact  
18 draft very carefully, having looked at Osman, having  
19 read the victim impact report in the context of Osman,  
20 presumably you reached the same conclusion and had 14:30  
21 reached it during the fact-finding report?

22 A. So, as I said, I didn't dissect the information that I  
23 had about what was relevant or what was not relevant in  
24 the fact-finding, I didn't do that. So, if that's what  
25 I am being asked. I believe now, and I believed then, 14:30  
26 yeah, that the victim impact statement was relevant; I  
27 absolutely believe that was relevant. So, that was  
28 something to be put to Sergeant Hughes in the context  
29 of a disciplinary inquiry in the event that that's what

1           happened. So that's --

2 306 Q. CHAIRMAN: Assistant Commissioner, can I interrupt you  
3           for a second? And Mr. Lynn is sure to complain to me,  
4           and if he does, he'd be right. But can I ask you a  
5           simple question: when did you come to the conclusion 14:31  
6           that the victim impact statement didn't matter?

7           A. That it didn't matter?

8 307 Q. CHAIRMAN: well, yes, that it didn't matter. That even  
9           if he had read it. First of all you said, number one,  
10          he didn't read it, and there's no evidence that he did 14:31  
11          read it -- sorry, he said. That's what the conclusion  
12          reached?

13          A. Yes.

14 308 Q. CHAIRMAN: Number two, even if he had read it -- when I  
15          say it didn't matter, I'm using shorthand. Number two, 14:31  
16          even if he had read it, it didn't constitute evidence  
17          of a real and immediate threat. Those are your  
18          conclusions in the thing?

19          A. Mm.

20 309 Q. CHAIRMAN: Question: when did you reach that 14:31  
21          conclusion?

22          A. In drafting the report on the discipline.

23 310 Q. MR. LYNN: But why --

24 311 Q. CHAIRMAN: Sorry. And what was new with the situation  
25          then as compared with when you were drafting the 14:32  
26          fact-finding?

27          A. So the discipline -- or the victim impact statement was  
28          relevant --

29 312 Q. CHAIRMAN: I understand. I understand relevance.

1 A. Yeah, yeah.

2 313 Q. CHAIRMAN: But the only thing -- sorry, I hope nobody  
3 objects. But I mean this is obviously material to our  
4 considerations, or at least it may be relevant. We  
5 know the conclusion you reached on the discipline 14:32  
6 investigation. And you have told me -- I am not  
7 suggesting it's not right what you've just said, that  
8 you reached that conclusion, you came to that  
9 interpretation of the victim impact statement when you  
10 were drafting your discipline report? 14:32

11 A. Yes.

12 314 Q. CHAIRMAN: Okay. And the question I would like you to  
13 help me with is: what was different about then as  
14 compared with when you were drafting the fact-finding  
15 report in relation specifically to the victim impact 14:33  
16 statement? If you know what I mean?

17 A. Yes.

18 315 Q. CHAIRMAN: Does that make sense?

19 A. Yes. Thank you, Chairman. So the -- it was the same  
20 victim impact statement. It was the same information 14:33  
21 that was there. And what I did not do, as I tried to  
22 explain, apologies if I explained it, you know, if I  
23 didn't explain it properly --

24 316 Q. CHAIRMAN: Don't worry. Take your time. This is an  
25 inquiry, nobody is trying to catch you out or anything 14:33  
26 like that. This seems to arise from what Mr. Lynn was  
27 saying. He may have further questions.

28 A. Yes.

29 317 Q. CHAIRMAN: And good luck to him if he has -- sorry,



1 that sounds ridiculously informal, I don't mean that.  
2 So you say -- look, what is the explanation?

3 A. So in my report on the fact-finding, I did not go into  
4 the importance of the victim impact statement. So it  
5 was relevant. I didn't also go in to dissect or to go 14:34  
6 into each individual --

7 318 Q. CHAIRMAN: I follow --

8 A. -- piece of information. Hopefully that makes sense,  
9 Chairman.

10 319 Q. CHAIRMAN: So you took a sort of global view at the 14:34  
11 fact-finding and said there has to be an investigation?

12 A. Yes. And I believe that the language I used, that  
13 "taking account of the foregoing..." so that was  
14 everything that was previous in the fact-finding  
15 report, taking account of all that, so the totality, I 14:34  
16 was of the view that there was a compelling case,  
17 although I didn't use that term, to institute a  
18 disciplinary inquiry.

19 CHAIRMAN: Okay.

20 320 Q. MR. LYNN: If you had considered -- well, why didn't 14:35  
21 you consider the victim impact report in the context of  
22 Osman and reach a conclusion at the time of the  
23 fact-finding report? Just to isolate that particular  
24 issue. I know, Assistant Commissioner Feehan, that  
25 there is a totality aspect, but you could isolate 14:35  
26 issues and perhaps remove them from the picture. Why  
27 didn't do you that?

28 A. With all respect, in relation to Osman, my  
29 understanding of it, and, you know, I am not a lawyer,

1 so my understanding was that the Osman case said that  
2 there was a responsibility on a police organisation  
3 where they knew, or ought to have known, about a threat  
4 to somebody, that the organisation has responsibility  
5 to try and mitigate as well as they can the threat that 14:36  
6 is there. What I am --

7 321 Q. CHAIRMAN: They probably didn't need the European Court  
8 of Human Rights to tell them that. It's fairly  
9 obvious.

10 A. Indeed. So, the police organisation is -- what is the 14:36  
11 police organisation? The police organisation, if they  
12 had information, it's not that the police organisation  
13 had it, it was that individual members of the police  
14 organisation had information.

15 CHAIRMAN: Of course. 14:36

16 A. And they should have, or -- they should have known that  
17 this was -- there was a threat, or a risk, to an  
18 individual. Sorry, let me if I could?

19 MR. LYNN: Please.

20 CHAIRMAN: Yeah, go on. 14:36

21 A. So, therefore, my understanding of Osman is that it  
22 places a responsibility on individual members of a  
23 police organisation, where they knew, or should have  
24 known, about a real threat to an individual. That  
25 responsibility, in my understanding of it, cascaded 14:37  
26 down to individual members of the organisation. So I  
27 didn't apply Osman to the information that Ms. Saulite  
28 presented on the 14th November that year -- five days I  
29 think, four days before she died. I didn't apply Osman

1 discretely either to the victim impact statement. The  
2 point I was making about quoting Osman was that there  
3 was a responsibility on Sergeant Hughes, if he had this  
4 information, that he knew, or should have known, that  
5 there was a credible threat to Ms. Saulite. So that's 14:37  
6 the context that I was quoting from Osman. If that's a  
7 wrong legal interpretation, then I'll have to take that  
8 advice, but that was my thinking and that was why I  
9 included the Osman judgment in the report.

10 322 Q. MR. LYNN: So you're applying Osman to the broad 14:38  
11 picture. But the question I am asking you is that the  
12 victim impact draft, okay, now, in a sense, isn't that  
13 the defining document as far as Sergeant Hughes and  
14 Garda Nyhan are concerned, would you agree with me on  
15 that? 14:38

16 A. Eh --

17 323 Q. They were the ones who were aware of the document?  
18 A. That document, I believe, came to me with the direction  
19 from Assistant Commissioner McHugh that I should go and  
20 carry out a fact-finding investigation. So, that 14:38  
21 13-page, I think it was, or whatever number of pages, I  
22 think 13 pages, of a draft victim impact statement, I  
23 was presented that with the direction to go and carry  
24 out this investigation. So, yes, it was relevant. As  
25 the inquiry went on, there were other matters which 14:38  
26 came to light, I suppose I'd say, during the  
27 fact-finding investigation, and they were also  
28 relevant. In writing the report, I didn't -- as I  
29 said, I didn't apply Osman, or I didn't say this

1 particular issue -- say the victim impact statement is  
2 more important than some other piece of information, or  
3 vice versa, I didn't say that. And that's -- and so  
4 the report that I wrote on the fact-finding, and again  
5 as far as I recall it says "taking all of the 14:39  
6 foregoing..." so in other words what had been talked  
7 about in the report up to then, that was what I was  
8 basing my decision on, or my recommendation on that  
9 this should go to a formal or a full investigation.

10 324 Q. When you were directed to carry out the fact-find, you 14:39  
11 were given the draft victim impact report at the same  
12 time, and that was the document that really triggered  
13 the fact-find, is that right?

14 A. I didn't speak to Assistant Commissioner McHugh about  
15 what he was basing his direction to me on. Obviously 14:40  
16 he considered, as I considered, that the draft victim  
17 impact statement was relevant. Yes, it was relevant.  
18 It wasn't the only thing that was relevant. Other  
19 things, other facts, as I said, came to light during  
20 the fact-finding investigation. So I, in making a 14:40  
21 recommendation, I said here's the totality of the  
22 information, or the knowledge, that was available that  
23 An Garda Síochána actually had, and based on all of  
24 that I think this needs to go to a formal or a full  
25 investigation. 14:40

26 325 Q. That was based, you're now saying, globally on all the  
27 information that An Garda Síochána had, that there  
28 should now be a full investigation?

29 A. No, I'm not saying that.

1 326 Q. Sorry if I have misunderstood you. Please clarify.

2 A. Sorry. There was information that only Sergeant Hughes  
3 and Garda Nyhan had. That came to light during the  
4 inquiry, during the fact-finding inquiry. That would  
5 not have been available to Assistant Commissioner 14:41  
6 McHugh when he appointed me and, forgive me if I am  
7 wrong but my understanding of your premise is that the  
8 fact-finding inquiry should only on the victim impact  
9 statement. So if that's what suggested, I would  
10 respectfully disagree with that. 14:41

11 327 Q. CHAIRMAN: No, what he is saying, Assistant  
12 Commissioner, he is saying that the draft victim impact  
13 statement was an important document. I don't think  
14 anybody could disagree with that. Is that --

15 A. Yes, Chairman. 14:41

16 328 Q. CHAIRMAN: Not the whole thing, not the only thing, not  
17 the principal thing, but an important thing. We would  
18 all agree with that?

19 A. Yes, Chairman.

20 329 Q. CHAIRMAN: We would. And ultimately you had to, so to 14:42  
21 speak, interpret that, you had to make a judgment on  
22 it?

23 A. Yes.

24 330 Q. CHAIRMAN: What did it mean? And his point is --  
25 Mr. Lynn's point is: why didn't you make that at the 14:42  
26 start when you had the thing? Maybe there was other  
27 things to be included and say: although I think this  
28 about the victim impact statement, nevertheless I think  
29 that there should be a full inquiry, okay. But

1 specifically his question is: why didn't you arrive at  
2 your conclusion as to the meaning of it -- and he's not  
3 challenging that for very good reasons, but he says why  
4 didn't you reach that at the fact-finding stage because  
5 it's the same piece of paper? 14:42

6 A. And --

7 331 Q. CHAIRMAN: That's the question.

8 A. And, as I have said, Chairman, yes, it is the same  
9 piece of paper, it is the same piece of information.  
10 So I just did not get down into -- 14:43

11 332 Q. CHAIRMAN: You didn't do it?

12 A. No, I didn't do it.

13 333 Q. CHAIRMAN: And you didn't think it was necessary to do  
14 it?

15 A. No, I didn't. And I based my recommendations on, as I 14:43  
16 said, all the information that I had. So that's --

17 334 Q. CHAIRMAN: And I suppose the question is jumping out,  
18 at least for me: If you had reached that conclusion --  
19 now we're looking back a long time, let's allow for all  
20 of these things, let's allow for the retro-scope I think 14:43  
21 it's called, let's allow for all of that -- but if you  
22 had reached that conclusion back at the fact-finding  
23 stage, you'd probably have stated that in the report?

24 A. Sorry, I would have stated that --

25 335 Q. CHAIRMAN: If you had -- let's go back and if you had 14:43  
26 sat down and really got into it and said, you know, I  
27 am going to interpret this and get to the bottom of  
28 this, just this piece of paper, you'd probably have put  
29 that into the report, you'd probably have put your

1 conclusions into the report?

2 A. I might well have done, yes.

3 336 Q. CHAIRMAN: You might well have done?

4 A. Yes.

5 CHAIRMAN: Thanks very much. Sorry, Mr. Lynn. 14:44

6 MR. LYNN: Thank you, Judge.

7 337 Q. So there were other matters to be looked at. I was  
8 going to go in sequence but I think -- Can we go to --  
9 well we have your report, your disciplinary -- I am  
10 still exploring the fact-finding report process and 14:44  
11 what ensued, but I want to look now, you've said that  
12 there were these other matters to be considered, and I  
13 want to look at some other parts of the disciplinary  
14 report. It was on the 29th October of 2008 that  
15 Sergeant Hughes was interviewed, and I am going to go 14:45  
16 back in time later, Assistant Commissioner, but we'll  
17 just move to that now. That's at page 954.

18 A. Sorry, this is in the discipline?

19 338 Q. Yes. Sorry if this is a little bit --

20 A. Yes. 14:45

21 339 Q. -- but there is some flow to this. Now this is the  
22 interview with Sergeant Hughes in the disciplinary  
23 investigation, and there's nothing controversial into  
24 the first two paragraphs. And then we'll look at what  
25 Sergeant Hughes was asked and then we'll return to 14:46  
26 these matters that you raised. So he is firstly asked:  
27  
28 "Can you confirm that you were involved in the  
29 investigation of the abduction of the children of Bai ba

1 Saulite by [blank]?"  
2  
3 And then if we can scroll down a little please. Thank  
4 you.  
5 14:46  
6 "A. As per my report that you have which I propose to  
7 sign."  
8  
9 There was nothing controversial about that question,  
10 was there? 14:46  
11 A. No, he said he was involved in the --  
12 340 Q. Yeah, but everybody knew that.  
13 A. And he's relying on his statement.  
14 341 Q. But everybody knew it anyway, didn't they?  
15 A. Yes. 14:46  
16 342 Q. Then it says:  
17  
18 "Q. In your report you make reference to a 12-page  
19 report. (Inspector Dwyer hands a copy to Sergeant  
20 Hughes.) Can you confirm it is a copy? 14:46  
21 A. Looks like it, we don't have the original for  
22 comparison  
23 Q. Did you ever read the 12-page document in its  
24 entirety?"  
25 14:47  
26 All right? This is the victim impact draft.  
27 A. Mm-hmm.  
28 343 Q. And he says:  
29



1 "A. No I never read the whole document at that time.  
2 Q. Why did you photocopy this document?  
3 A. We were assisting the State in drawing up a victim  
4 impact report, so we were not expecting Bai ba to arrive  
5 at the station with such a detailed document. So in 14:47  
6 the meantime she's going away to obtain a GP report and  
7 we go through that document and that anything from it  
8 that was relevant to accompany the GP report to help  
9 formulate a proposed victim impact statement."  
10  
11 Just to pause for a second Assistant Commissioner  
12 Feehan, I think that account was already well known,  
13 wasn't it?  
14 A. Sorry, I think I explained, I think it was before  
15 lunch, that the information which was given, or which 14:47  
16 we had, maybe responses from Sergeant Hughes or  
17 otherwise that were given as part of the fact-finding  
18 inquiry, would not be capable of being used in the  
19 discipline if the disciplinary went to the formulation  
20 of formal breaches of discipline, in other words it 14:48  
21 would go to a sworn inquiry, that's why those questions  
22 were being asked, that -- so did you read it? So that  
23 was relevant in the disciplinary. Here was a response.  
24 And that was then reflected in the report that I did on  
25 the discipline. 14:48  
26 344 Q. Was anybody suggesting that Sergeant Hughes had read  
27 it?  
28 A. Not to my knowledge.  
29 345 Q. No, but in the fact-finding report did you come up with

1 any evidence that might suggest that he had read it?  
2 A. No. What we came up with was that he had this 12-page  
3 draft victim impact report; he had that. And the  
4 information was in it as we have described.  
5 346 Q. So this wasn't really being contested by the 14:48  
6 investigators, am I right?  
7 A. Sorry, again just so I am clear. We're now into a  
8 formal investigation under the Garda Síochána  
9 Discipline Regulations. Where this was going to lead  
10 to, if the appointing officer, having access to the 14:49  
11 totality of the information which was here, including  
12 what was in Sergeant Hughes's report -- or statement as  
13 it is now -- to the disciplinary inquiry, all of that  
14 is relevant. If he had said something in the  
15 fact-finding, well then my understanding and my 14:49  
16 approach here was, well okay, this cannot be used in a  
17 formal disciplinary inquiry, certainly couldn't be --  
18 you couldn't take the report Sergeant Hughes gave to  
19 the fact-finding and present it to the Chairman of a  
20 board of inquiry, if there was a sworn inquiry taking 14:50  
21 place, you couldn't do that. So the questions, that's  
22 why those questions were asked in this context.  
23 347 Q. During your fact-finding report did you not make your  
24 own assessment as to whether Sergeant Hughes had read  
25 the report or not? 14:50  
26 A. Did I make?  
27 348 Q. Some sort of provisional assessment, shall we say?  
28 A. I don't believe I did. I don't believe I did. We had  
29 no evidence to say he had read it. He had said in his

1 own report he did not read it. Okay, so if that's his  
2 position, you put that to him in the context of a  
3 formal inquiry under the Garda Síochána Discipline  
4 Regulations. So he said no, he never read the  
5 document. There's his response. So if matters 14:50  
6 proceeded to a sworn inquiry, that would have been  
7 given as evidence to the sworn inquiry because there's  
8 an obligation to point to anything which goes in his  
9 favour also. The fact that he didn't read the thing,  
10 he's now said this in a formal inquiry, a disciplinary 14:51  
11 inquiry. Now that can be used to inform, you know,  
12 whatever evidence, whatever discussions or points are  
13 being made at the sworn inquiry. That's why these  
14 questions were being asked.

15 349 Q. Sergeant Hughes is in a -- 14:51  
16 A. Sorry?

17 350 Q. Sergeant Hughes finds himself in an investigation that  
18 takes two years, causes him huge stress, and it's about  
19 affirming something that is not actually contested, is  
20 that what you are saying? 14:51  
21 A. I am saying --

22 CHAIRMAN: Mr. Lynn, I think we have to understand  
23 something. Would you like to look at Sergeant Hughes's  
24 statement report to the fact-finding? Will you look at  
25 the first three lines of it? The first three lines 14:51  
26 say:  
27  
28 "This is not in a disciplinary process."  
29

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

MR. LYNN: Yeah.

CHAIRMAN: Isn't that cadit quaestio? The case ends.  
End of story.

MR. LYNN: I take your point.

14:52

CHAIRMAN: Surely that's the end. If they had said we'll proceed -- ultimately, where a discipline leads, as I understand, is to a board of inquiry, sworn inquiry, and somebody produces a document and said here's what happened, here's what he told us, and at the top of that it says I know this is not for the purpose of discipline, I have merely been asked in a fact-finding way for a chronology. Would it take long for any judge to throw it out if it went to a judicial review? I mean it's unstatable that you --

14:52

14:52

MR. LYNN: All right.

CHAIRMAN: Sorry, I mean you may say it's established, you may say they should have done it a lot earlier in the two years, that two years is ridiculous, none of that is a problem. Those are tenable propositions. What seems to me to be an untenable proposition is to say you knew it already. When you knew it already, it's contained in a statement that declares itself to be unusable. Sorry, I mean that's -- I'm -- unless somebody tells me that's totally wrong, that's where I am going and that's where I am coming from. So you may as well know, you may as well know that is something you are going to have to address if you are going to persuade me of something otherwise, that's my

14:53

14:53

1 understanding, okay. Just so we know where we are  
2 going.

3 MR. LYNN: I don't know whether -- yeah, we have  
4 finished the answer here --

5 CHAIRMAN: Feel free to ask anything, but you may as 14:53  
6 well know where I stand on that, subject, as I say, to  
7 somebody saying you are wrong, which sometimes has been  
8 the case.

9 351 Q. MR. LYNN: Assistant Commissioner Feehan, just to  
10 re-collect our thoughts on this document here. So 14:54  
11 we -- I think this is the third question:

12  
13 "Why did you photocopy?"

14  
15 And we have read out the answer. If we go down a 14:54  
16 little bit. And then Inspector Dwyer reads over the  
17 last paragraph of the 12-page document and asks  
18 Sergeant Hughes had he ever read that portion of the  
19 document. And the answer:

20 14:54  
21 "The morning after Baiba was killed.

22 Q. Report of chief superintendent Walter O'Sullivan  
23 read over to Sergeant Hughes. Can you comment on this?

24 A. It is dealt with in my report. I was never invited  
25 to be part of the investigation team, case conference. 14:54

26 I never said that this would lead to professional  
27 difficulties for me. My report deals with the issue.  
28 The substantive information that's contained in my  
29 report was forwarded to Detective Inspector Mangan in

1 Store Street in mid December 2006."

2  
3 And that's the entirety of the interview.

4 Now, you have raised other issues you said were  
5 relevant, and Sergeant Hughes is not asked about any of 14:55  
6 these.

7 A. So my memory of the reports I got on this was that they  
8 were -- the interview too two hours, this interview, I  
9 believe, took in around two hours.

10 352 Q. The timings are there actually; it started at 3:10 and 14:55  
11 ended at 3:50?

12 A. Sorry, there was a suggestion, I read in some of the  
13 papers, that there was such a small number of questions  
14 being put, that, like, you might assume the interview  
15 finished in a few minutes. Inspector Dwyer reported 14:55  
16 that the interview took two hours; an interview he had  
17 with Sergeant Hughes. So what is relevant here is that  
18 the matters -- there are a number of matters here,  
19 actually in Sergeant Hughes's report on the discipline,  
20 which were certainly relevant. So he put those in his 14:56  
21 report, and that was reported on to the -- as part of  
22 the report to the appointing officer, Assistant  
23 Commissioner MCHugh.

24 353 Q. But what I am asking you is: You said that your  
25 fact-finding report, there were a number of other 14:56  
26 issues other than the victim impact document, and what  
27 I am saying to you is, Sergeant Hughes was not asked  
28 about any other issues when it came to the disciplinary  
29 inquiry?

1 A. So Sergeant Hughes, in his -- and he produced a 25-page  
2 document, pre-typed up document. The matters that were  
3 in that report, like he talked about information he  
4 had, he talked about his knowledge of what had gone  
5 before. It was -- it was -- like a lot of the 14:57  
6 information that he gave in the fact-finding, was in  
7 the report on the discipline, and that information was  
8 given to the appointing officer, Assistant Commissioner  
9 McHugh, in allowing him to make a decision, as well as  
10 the quote that you talked about where I said about what 14:57  
11 -- the import of the draft victim impact statement.

12 354 Q. Sorry, do you agree with me that he wasn't asked about  
13 the issues that you say were part of your thinking in  
14 the fact-finding report?

15 A. I'm saying that in this memo of interview those 14:58  
16 questions were not put to him.

17 355 Q. And why was that?

18 A. I can't answer that because I wasn't there. But what I  
19 am saying is that the information, which I talked  
20 about, which was relevant, was also in -- that was in 14:58  
21 the report which Sergeant Hughes provided in the  
22 discipline inquiry.

23 356 Q. You had these other issues at the fact-finding stage.  
24 Now, with respect, and tell me I am wrong if you think  
25 I am, they are not clearly articulated in the 14:58  
26 fact-finding report?

27 A. So the fact-finding report was based on -- So the  
28 statement from Sergeant Hughes was included in that, so  
29 I would, I would suggest that the information that was

1 in that report was of relevance to the -- a decision to  
2 be taken as to whether or not this would proceed to a  
3 sworn inquiry, or how it would proceed. So that  
4 information was presented to the appointing officer,  
5 Assistant Commissioner McHugh. 14:59

6 357 Q. Exactly. But you had these other issues, and if  
7 Sergeant Hughes wasn't asked about them, how could he  
8 address them?

9 A. Because he had addressed them in his report.

10 358 Q. Just by luck? 14:59

11 A. No, no. It wasn't -- I don't believe it was by luck at  
12 all. Maybe if he hadn't had them in his report, well  
13 then they might have been put to them as to, look, this  
14 was our understanding of what happened, do you want to  
15 comment on this please? Do you want to comment on the 14:59  
16 fact that you had this information which was presented  
17 to you by Ms. Saulite on the 14th November? So that  
18 was there. So, had it not -- had he maybe not  
19 mentioned that at all in his report, I can't speak for  
20 Inspector Dwyer as to what happened. In a long 15:00  
21 interview -- my understanding is that the interview  
22 with Sergeant Hughes took two hours, that's information  
23 that I had from Inspector Dwyer who was there. So, the  
24 information that was in the report was relevant to  
25 making a decision as to how this should proceed. 15:00

26 359 Q. Well look, Assistant Commissioner Feehan, to be fair to  
27 you, maybe -- well, I'd like to ask you to show me in  
28 the disciplinary report where the report deals with  
29 these other issues that you had and Sergeant Hughes's



1 explanation and the conclusion. Now you might need to  
2 take some time to look at the report to do that, and I  
3 am sorry, Chair, about this --

4 CHAIRMAN: Don't apologise, yes.

5 A. Sorry, Chairman.

15:01

6 360 Q. MR. LYNN: It is unfair for you to have to scrawl  
7 through it on a screen. Do you understand what I am  
8 saying? You're saying that the other issues were dealt  
9 with by Sergeant Hughes in his written report, and,  
10 with respect, that seems to have happened just by good  
11 fortune because he wouldn't have known your concerns on  
12 the other issues because he was never asked about them,  
13 and I want to know where that is dealt with in this  
14 disciplinary report?

15:01

15 A. In the report from Sergeant Hughes?

15:01

16 CHAIRMAN: The report from Sergeant Hughes contained  
17 information that Assistant Commissioner Feehan says was  
18 relevant. The report from Sergeant Hughes contained  
19 information that was relevant and that was, so to  
20 speak, reflected in a bad way on Sergeant Hughes.  
21 That's what he's saying. It wasn't as if they had the  
22 concerns and he addressed them in the report. The  
23 concerns arose out of the report. Plus, the victim  
24 impact statement.

15:02

25 But Mr. Lynn's question is -- if I am understanding,  
26 this is the situation -- but his question is: Granted  
27 there were issues. Assuming, accepting that there were  
28 issues above and beyond the victim impact statement and  
29 how it was treated, whereabouts in the discipline

15:02

1 report are the references to those issues other than  
2 the victim impact statement? That's what he is saying.  
3 And I think he means there isn't a reference.

4 A. Sorry, there isn't?

5 361 Q. CHAIRMAN: I think he means that they're not referred 15:03  
6 to in the discipline report.

7 A. Yes, and I accept that they're not, from what I am told  
8 here, that they didn't appear. So maybe they weren't  
9 teased out in the report in the same way as maybe the  
10 victim impact statement here was. But, can I just say? 15:03  
11 CHAIRMAN: Yes, please, absolutely.

12 A. I certainly would expect that Inspector Dwyer, during  
13 this interview, having read these matters, so they are  
14 being read to Sergeant Hughes, and I believe he was  
15 asked to sign the statement -- 15:03

16 362 Q. CHAIRMAN: Absolutely.

17 A. So that was where -- like, that was where the other  
18 matters --

19 363 Q. CHAIRMAN: Part of Inspector Dwyer's process was to  
20 collect admissible evidence, even on matters that were 15:03  
21 not in dispute, isn't that right?

22 A. Yes.

23 364 Q. CHAIRMAN: Things that were not in dispute with  
24 Sergeant Hughes but now needed to be put into an  
25 admissible form, which consisted of Inspector Dwyer 15:04  
26 saying please confirm that this is the report you sent,  
27 and please -- or whatever it is --

28 A. Yes.

29 365 Q. CHAIRMAN: -- please sign it and so on, so that it

1 could be used if and when -- it could be used in the  
2 discipline process, part of it was that. And what  
3 Mr. Lynn is really saying is: these other issues that  
4 appear to have, that appear to have formed part, at  
5 least of your thinking, whether or not of Assistant 15:04  
6 Commissioner McHugh's thinking, but these unspoken  
7 matters that appear to have formed part of your  
8 thinking seem to have disappeared. That's his question  
9 really. I mean, maybe if he doesn't object to my  
10 translating it... 15:04

11 MR. LYNN: Yes.

12 366 Q. CHAIRMAN: Can you explain that?  
13 A. So, Sergeant Hughes presented a 25-page report. My  
14 understanding of what happened was the 25-page report  
15 was read out loud by Inspector Dwyer, I believe. 15:05

16 367 Q. CHAIRMAN: I understand. As you might well expect.  
17 A. Yeah. And Sergeant Hughes was asked to sign that,  
18 which he did. So this was his statement. So what I am  
19 saying is, that okay, in my report, again I didn't go  
20 into details about these matters, so I accept that I 15:05  
21 didn't --

22 368 Q. CHAIRMAN: And the report, the discipline report  
23 appears to reach its conclusion based on an analysis,  
24 on an interpretation of the victim impact statement and  
25 of Sergeant Hughes's response to it. I mean that is 15:05  
26 really what it says. It says (a) he didn't read it.  
27 And there's nothing to suggest he did, and (b) if he  
28 had read it, it wouldn't have amounted -- it's not that  
29 it's nothing or it's not being dismissed or thrashed --

1 if he had read it, it wouldn't have amounted to a real  
2 and immediate. That's the conclusion. And on that  
3 basis Assistant Commissioner McHugh stops the process,  
4 which is what you were recommending?

5 A. No, sorry, I didn't recommend that. 15:06

6 369 Q. CHAIRMAN: No, sorry, I mean -- if we read it, it's  
7 clear that you're not saying this should go to a board  
8 of inquiry?

9 A. So I was precluded from making recommendations. That's  
10 in the discipline regulations. I was not -- 15:06

11 370 Q. CHAIRMAN: Okay. I see what you mean. But it wouldn't  
12 have come as a surprise to you that it didn't go to a  
13 board of inquiry?

14 A. I think it could have gone either way.

15 371 Q. CHAIRMAN: Okay. 15:06

16 A. There's a duty on an investigating officer --

17 372 Q. CHAIRMAN: I see...

18 A. -- to present information which goes to the -- in  
19 favour of the member concerned. That is a requirement  
20 in the regulations. 15:07

21 373 Q. CHAIRMAN: I understand.

22 A. And when I made comment about the victim impact  
23 statement, which had been a relevant issue --

24 374 Q. CHAIRMAN: I follow.

25 A. -- and it's still a relevant issue. So I said okay, we 15:07  
26 couldn't prove that Sergeant Hughes had read that. Had  
27 he read it, as that stood alone, would that have been  
28 evidence of a real and immediate threat to the life or  
29 safety of Baiba Saulite?

1 375 Q. CHAIRMAN: Your view was that it wasn't?  
2 A. Yes.

3 376 Q. CHAIRMAN: That was your view?  
4 A. And my view is that the other matters which were in  
5 Sergeant Hughes' statement were relevant and could be 15:07  
6 used in a disciplinary sworn inquiry if such a thing  
7 happened.

8 377 Q. CHAIRMAN: Okay.  
9 A. That's the point I was trying to make.

10 378 Q. CHAIRMAN: If you had studied the victim impact 15:08  
11 statement and had reached the same conclusion, we have  
12 to assume that you would have reached the same  
13 conclusion, if you had done that at the fact-finding,  
14 clearly that would have been a matter that Assistant  
15 Commissioner McHugh would take into account? 15:08

16 A. Indeed he could.

17 379 Q. CHAIRMAN: Yes...  
18 A. But, with respect, the recommendations I made -- So if  
19 there was no victim impact statement, the  
20 recommendations I made in the fact-finding would still 15:08  
21 have been the same.

22 380 Q. CHAIRMAN: I understand that. I follow. No, I have  
23 your point. But it was a matter for Assistant  
24 Commissioner McHugh, and when he did get the  
25 discipline, he stopped it? 15:09

26 A. Yes.

27 381 Q. CHAIRMAN: We may, I hope legitimately, infer that if  
28 he had got it earlier he would have stopped whatever it  
29 was earlier, that's a reasonable inference?

1 A. He -- yeah.

2 CHAIRMAN: Okay, thank you very much. I am sorry,  
3 Mr. Lynn.

4 MR. LYNN: Not at all.

5 CHAIRMAN: Well I am not sorry actually. But I am 15:09  
6 sorry -- anyway, please proceed.

7 382 Q. MR. LYNN: I think there was a suggestion earlier in  
8 the hearing -- not today -- Assistant Commissioner, but  
9 that the 25-page document from Sergeant Hughes was  
10 irrelevant, or largely irrelevant. You're now saying 15:09  
11 that there was relevant information there.

12 A. There was relevant -- sorry, I don't believe -- well  
13 sorry, not that I don't believe. So, I don't know who  
14 said that the 25-page statement which was provided by  
15 Sergeant Hughes to Inspector Dwyer as part of that 15:10  
16 disciplinary inquiry, I don't know who said that was  
17 not relevant. There were certainly large sections of  
18 it which could not have come within the ambit of a  
19 disciplinary inquiry, which is a different thing.  
20 There were many things in that report which were 15:10  
21 germane and relevant to the discipline investigation.  
22 And those matters were presented to Assistant  
23 Commissioner McHugh in the statement that Sergeant  
24 Hughes provided.

25 383 Q. Let me just come back to the -- well there were other 15:10  
26 matters that were not relevant to the issue before you.

27 A. Sorry, in the 25-page report, in the statement? Sorry,  
28 is that the question?

29 384 Q. No. But there were other matters that concerned

1 Sergeant Hughes about conduct and coordination  
2 failures, et cetera, but you didn't have any authority  
3 to look at that because, as you've said, you were  
4 confined to the allegation before you?

5 A. That's correct. 15:11

6 385 Q. But it was open management to take up those other  
7 issues if they thought there was merit in them, isn't  
8 that right, in that report?

9 A. So, can I just explain that the -- so we were -- my  
10 understanding of it is -- not just my understanding but 15:11  
11 from reading the regulations -- I could not go off and  
12 investigate -- So there were issues about bullying and  
13 harassment in that 25-page statement. There were  
14 issues about the conduct, or alleged conduct of  
15 another, maybe a -- I'm not sure, a detective sergeant 15:11  
16 I believe. So they were included in this 25-page  
17 statement. They could not be dealt with as part of  
18 the -- within the discipline investigation because I  
19 couldn't go and investigate those things. These  
20 matters were reported to Assistant Commissioner McHugh. 15:12  
21 He was forwarded a copy of the 25-page statement and,  
22 as a result of that, Sergeant Hughes and his legal --  
23 his solicitor were asked if they wished to make a  
24 formal complaint in relation to these other matters.  
25 So, he was -- as far as I was concerned he was being 15:12  
26 given an opportunity to have those matters addressed  
27 outside of the discipline, outside of the disciplinary  
28 inquiry. So he was asked by Inspector Dwyer, on my  
29 instructions and on the instructions of Assistant

1 Commissioner McHugh, did he want to make a formal  
2 complaint about the other issues, the issues which were  
3 not germane to the discipline investigation. So that  
4 offer was made and was never taken up.

15:13

5  
6 Subsequent to that offer having been made, in a  
7 follow-up meeting with Sergeant Hughes, Inspector Dwyer  
8 looked for -- So, sorry, because Sergeant Hughes said  
9 that he wanted these matters to be taken cognisance of,  
10 I think is the word he used, in the discipline inquiry, 15:13  
11 Inspector Dwyer asked Mr. Hughes's solicitor if he  
12 could provide details of these issues and, from memory,  
13 almost two months later, I think he was asked for these  
14 things in February, I think it was, and okay, he got  
15 them in April, that's fair enough, and these were 15:14  
16 papers which had been exchanged between Mr. Costello,  
17 on behalf of Sergeant Hughes, and other offices within  
18 An Garda Síochána -- HRM for example. So there were  
19 issues there. So we looked to have sight of those.  
20 Having had sight of them, it was very apparent to me 15:14  
21 that these were not matters that could be dealt with in  
22 the discipline investigation. But Sergeant Hughes and  
23 his solicitor had been asked if they wanted to make a  
24 formal complaint. So they were not being pushed under  
25 the carpet. There were issues, you know, which were 15:14  
26 relevant in that statement which were certainly  
27 relevant and would have been certainly put forward as  
28 part of his statement, a formal statement in a formal  
29 disciplinary inquiry, which could have been put forward



1 in a sworn inquiry, if a sworn inquiry happened. As it  
2 turned out, it didn't.

3 386 Q. Well just, hopefully, a last word on this. There were  
4 irrelevant issues you were able to identify -- in the  
5 report -- 15:15

6 A. Yes.

7 387 Q. There were relevant and irrelevant -- I am focusing on  
8 the irrelevant -- to the inquiry. You were able to  
9 identify those as irrelevant, and I am not suggesting  
10 that they were swept under the carpet, they were put to 15:15  
11 one side and you kept on with -- but you could -- that  
12 was an exercise that could be done quickly?

13 A. So there was -- were they put to one side? No.  
14 Sergeant Hughes was asked did he want to make a formal  
15 complaint -- 15:15

16 CHAIRMAN: I have that, you don't need to say that  
17 again.

18 A. -- about these.

19 CHAIRMAN: I understand Mr. Lynn is saying put to one  
20 side. You say no, they weren't put to one side, they 15:16  
21 were processed as far as they could be. I haven't  
22 missed that.

23 A. And can I just say in relation to that, that Inspector  
24 Dwyer told Sergeant Hughes at the time that these did  
25 not come within the ambit of -- 15:16

26 CHAIRMAN: Indeed.

27 A. And subsequent to that, my memory of it is that  
28 Sergeant Hughes wanted cognisance to be taken of these  
29 matters. So he wanted them to be --

1 388 Q. CHAIRMAN: I understand --  
2 A. -- sorry, within the discipline.  
3 389 Q. CHAIRMAN: Yes, I understand.  
4 A. -- within the discipline inquiry.  
5 390 Q. CHAIRMAN: No, I have that. 15:16  
6 A. He wanted cognisance to be taken of these things. And  
7 ultimately Inspector Dwyer wrote back and said, at my  
8 behest, these are matters that do not --  
9 391 Q. CHAIRMAN: We can't take cognisance of these things  
10 because they don't come under the discipline. 15:16  
11 Absolutely.  
12 A. Yes.  
13 392 Q. MR. LYNN: Final word on it. All I am saying is that  
14 they were isolated as not germane to the disciplinary  
15 investigation, and that exercise of isolating them was 15:17  
16 one that could be done quite quickly?  
17 A. You would expect so. But, as I mentioned, in a  
18 subsequent meeting --  
19 CHAIRMAN: Sergeant Hughes didn't allow that to happen  
20 because he wanted them to be taken into account, so the 15:17  
21 further delay occurred. What seemed like a simple  
22 process was not a simple process, or as simple, that's  
23 what he is saying, because Sergeant Hughes wanted them  
24 to be taken into account, and then ultimately they put  
25 their heads together and decided no, they can't be 15:17  
26 taken into account at all. At all, at all is what they  
27 decided, and they wrote back?  
28 A. At all, at all in the discipline.  
29 393 Q. CHAIRMAN: In the discipline, exactly.

1 A. Thank you, Chairman.

2 CHAIRMAN: And do you want to make a complaint? Don't  
3 worry, I am not forgetting the evidence. All right.  
4 Now, Mr. Lynn, yes.

5 394 Q. MR. LYNN: Now just to -- I just want to -- 15:17  
6 The conclusion of the fact-finding report is --

7 A. Sorry, I beg your pardon?

8 395 Q. The conclusion of the fact-finding report is a full  
9 investigation, and you are then appointed as the  
10 investigating officer in the disciplinary inquiry? 15:18

11 A. Yes.

12 396 Q. And did you investigate any other matters not related  
13 to Sergeant Hughes in respect of the broader issue of  
14 the knowledge that was in the possession of An Garda  
15 Síochána? 15:18

16 A. I did in the confidential recipient --

17 397 Q. Yes. But I mean as a consequence of the fact-finding  
18 report?

19 A. Did I investigate any other information? Sorry, I just  
20 didn't catch the end of your question. 15:18

21 398 Q. Were there any other investigations not involving  
22 Sergeant Hughes as a consequence of the fact-finding  
23 report?

24 A. No. As I said, we started off broad and we went to  
25 where any -- So the fact-finding was about finding the 15:19  
26 knowledge in the possession of members of An Garda  
27 Síochána which -- in relation to a threat to the life  
28 of Baiba Saulite.

29 CHAIRMAN: Of course.

1 A. So that is what we started off with.

2 399 Q. CHAIRMAN: And then you got the discipline inquiry --

3 A. Yes.

4 400 Q. CHAIRMAN: -- and the disciplinary inquiry was directed  
5 to Sergeant Hughes and Garda Nyhan? 15:19

6 A. Yes.

7 401 Q. CHAIRMAN: And nobody else?

8 A. Yes.

9 402 Q. CHAIRMAN: So you investigated that?

10 A. Yes. 15:19

11 403 Q. MR. LYNN: And was that the recommendation of your  
12 fact-finding report?

13 A. The recommendation was that there should be a full  
14 investigation, and I know we discussed this before  
15 lunch, I believe. I am clear that what I was 15:19  
16 recommending was that this required -- the knowledge  
17 that Sergeant Hughes had and Garda Nyhan had, that this  
18 should be and must be investigated under the discipline  
19 regulations. I accepted that I didn't mention the  
20 discipline regulations, but Assistant Commissioner 15:20  
21 McHugh certainly understood what I was recommending  
22 because he went and started a disciplinary inquiry.

23 404 Q. Just the phrase 'full investigation' implies that other  
24 aspects of An Garda Síochána's work could have been  
25 looked at, but you are saying the fact-finding report's 15:20  
26 conclusion was aimed solely at Sergeant Hughes and  
27 Garda Nyhan?

28 A. So to say that the fact-finding was aimed at --

29 405 Q. The conclusion.

1 A. Sorry, the conclusion was -- yes, so we had looked at  
2 where intelligence or information -- I have talked  
3 about that -- might be, might be available or might be  
4 held. The only evidence, if you want to call it that,  
5 that I had from the fact-finding was that knowledge 15:21  
6 about a threat to Ms. Saulite, Sergeant Hughes  
7 certainly had that knowledge. He certainly had that  
8 knowledge. And Garda Nyhan, who was working with him,  
9 was there when some information was given to him. So  
10 he had a full picture of all the intelligence that was 15:21  
11 available, because it was on Pulse; he acknowledged  
12 that in his report. And there was knowledge, or  
13 information, in relation to a threat to Ms. Saulite in  
14 that information which he had available to him. And on  
15 that basis -- sorry, on that basis, the recommendations 15:21  
16 were made about a full investigation. And what I meant  
17 by a full investigation was a full disciplinary  
18 investigation.

19 406 Q. So it was a scoping exercise only. You have  
20 acknowledged that there are a lot of officers that you 15:22  
21 didn't speak to or investigate, and interactions.  
22 CHAIRMAN: Mr. Lynn, if you are going to -- we have  
23 been over this before and you identified a number of  
24 people who are mentioned in Pulse, people who  
25 investigated other things and so on. But if you are 15:22  
26 prefacing a question by saying you admit -- I  
27 acknowledge that there's a lot of officers you didn't  
28 investigate, I think you should be more specific and  
29 you should say who he didn't and why and that he was

1 wrong in it. In other words, it should not be an  
2 assumption, a question based on an assumption which  
3 seems to me to be questionable. I mean am I making  
4 myself clear? I think it could be an unfair question  
5 to say look, you've acknowledged -- yes, he did 15:22  
6 acknowledge there were people he didn't speak to. Yes,  
7 he did acknowledge that. But is that relevant? Is  
8 that suggesting that he was at fault in not doing that?  
9 I mean, why don't you just ask the question rather than  
10 preface it with a, perhaps, tendentious statement -- 15:23  
11 perhaps. I am obviously not making myself clear.  
12 MR. LYNN: No, no, well...  
13 CHAIRMAN: The first part of your question involves an  
14 assumption, and I think you should clarify the  
15 assumption and make it -- if it's relevant, and if not, 15:23  
16 just ask the rest of the question.  
17 MR. LYNN: well...  
18 CHAIRMAN: "You've acknowledged that there were  
19 officers that you didn't investigate" implies that he  
20 should have spoken to those officers. 15:23  
21 MR. LYNN: well...  
22 CHAIRMAN: Is that your case? I mean is that what you  
23 are saying ?  
24 MR. LYNN: well I am not necessarily trying to suggest  
25 any particular duty. It was a scoping exercise. 15:23  
26 CHAIRMAN: Anyway, you hear -- everyone has heard what  
27 I said. Okay. So everyone knows what I am just  
28 puzzled about. Anyway... sorry.  
29 407 Q. MR. LYNN: You did speak to the people who inputted the

1 Pulse for example?

2 CHAIRMAN: Absolutely, we have been over that before.

3 A. No, I didn't. Or, sorry, Inspector Mangan didn't.

4 408 Q. And Sergeant Hughes gave evidence the week before last 15:24  
5 that -- or last week -- that there were people at the  
6 time who would have been relevant to speak to --  
7 Retired Superintendent Noel McLoughlin?

8 A. So can I address that?

9 409 Q. Yes.

10 A. So, when -- so my opinion, or my attitude, and 15:24  
11 Inspector Mangan had the same opinion because he said  
12 that in his report, that he didn't interview Retired  
13 Superintendent McLoughlin because he had retired. And  
14 I would say, you know, well, okay, why would you agree  
15 that he didn't need to interview ex Superintendent 15:25  
16 McLoughlin? Because if Superintendent McLoughlin had  
17 knowledge, it should be recorded somewhere in the  
18 district office. It wasn't his private information, if  
19 he had such a thing. It wasn't his private  
20 information. So that should have been available within 15:25  
21 the superintendent's office in the district office in  
22 Coolock. It wasn't.

23 410 Q. There were the gardaí in Blanchardstown, I think we  
24 have gone over this, you didn't interview?

25 A. So there was no information from Blanchardstown in 15:25  
26 relation to a threat to Baiba Saulite.

27 411 Q. No, that related to John Hennessy.

28 A. Yes.

29 412 Q. And in the result you singled out Sergeant Hughes and

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

Garda Nyhan?

A. I don't accept that we singled out anybody. As I said, we went to where it was reasonable that we could expect that any information or any intelligence would be had. So the people who would have that information, as I have said. Like, for example, Detective Superintendent Byrne, if there was such information, or intelligence, and he was involved in supervising the investigation into the issues around John Hennessy, Detective Sergeant McEneaney was centrally involved, he was directed by Superintendent McLoughlin to investigate the matters around -- about threats to John Hennessy, or the attack on John Hennessy's house. So he certainly would have, you would think, if there is intelligence or information there that he had, that he would have it. He didn't. And the superintendent's office, there was nothing in the superintendent's office to -- in relation to any threat to Baiba Saulite. So these were, in my opinion, reasonable efforts to start, as I said, start broad and narrow in.

15:26

15:26

15:26

15:27

So, potentially, Detective Sergeant Ciaran McEneaney, he might have had the information, and if we had any -- if I had any information that he had intelligence around a credible threat to Ms. Saulite and he didn't act on it, I would certainly have made recommendations in relation to that as well. But the fact of the matter is, the only information, the only intelligence that was to be had from Blanchardstown, that you've

15:27



1 talked about, was in relation to Mr. Hennessy.  
2 Sergeant Hughes acknowledged, in his report to the  
3 fact-finding, that he had information, he was given  
4 information, and this is not his language, I am saying,  
5 from my investigation of the matter, he didn't act on 15:28  
6 that. He was absolutely duty bound to act on that  
7 information. So that was all part of the fact-finding.  
8 And so, all of that information was, as far as I was  
9 concerned, was relevant.

10 413 Q. That issue there about -- that information, which we 15:28  
11 won't go into, but that didn't ultimately form any part  
12 of your disciplinary report?

13 A. It was in his report, which he signed -- sorry, his  
14 statement which he signed, which thereby was capable of  
15 being used in the -- if it went to a sworn inquiry. 15:28

16 414 Q. The conclusion in your disciplinary report, Assistant  
17 Commissioner Feehan, relates to the victim impact  
18 draft; that is the only issue that is addressed in the  
19 conclusion?

20 A. So the -- as I said I think already, there was a 15:29  
21 responsibility, or a duty, on an investigating officer,  
22 if he had something which goes in favour of the member  
23 concerned, that that should be pointed out. In fact,  
24 that responsibility went further, that if a member  
25 concerned asked for assistance in whatever way he might 15:29  
26 ask for assistance, that that should be delivered if at  
27 all possible as well. So that is what I was saying in  
28 relation to the draft victim impact statement; that we  
29 didn't prove, and we couldn't prove, that's what I was

1 saying, that he had read the thing. And as it stood,  
2 if it stood alone, if that was the only issue that we  
3 were looking at, well then there would be no  
4 continuance, because the fact that his view was if he  
5 had read it, it would have fallen into the same  
6 category of matters which were really of -- didn't  
7 concern him or didn't cause him to have any concern  
8 about Ms. Saulite's safety. So that was -- that was  
9 what I was at in that when I wrote about the draft  
10 victim impact statement.

15:30

15:30

11 415 Q. You didn't -- the only thing in the conclusion is to do  
12 with the draft victim impact report, Assistant  
13 Commissioner Feehan, and the actual conclusions that  
14 you reached were ones that were known to you at the  
15 time of the fact-finding, and the disciplinary  
16 proceedings were actually unwarranted?

15:30

17 A. I absolutely disagree that the discipline was  
18 unwarranted. I have gone through, like, the  
19 information that Sergeant Hughes had, and, to me, like,  
20 it just was not credible that, having had this  
21 information, having had a statement where somebody says  
22 I am afraid this person is going to kill me, and that's  
23 a matter of no concern? That was knowledge that  
24 Sergeant Hughes had. He had knowledge -- as I have  
25 said, without straying into treacherous ground about  
26 the information he was given by Ms. Saulite about the  
27 burning of her car. Information which he, I would  
28 suggest, absolutely had a duty to report, as there was  
29 a live investigation in that respect, in that going on

15:31

15:31

1 at the time.

2 MR. LYNN: Chair, this is an aspect that --

3 CHAIRMAN: Say again, Mr. Lynn.

4 MR. LYNN: This is an aspect that is not entirely clear  
5 to me, and I know it's possibly very sensitive, 15:32  
6 about -- arising from the burning of the car...

7 CHAIRMAN: The implication is, if I understand it, the  
8 implication is that Ms. Saulite gave Sergeant Hughes  
9 some information about the burning of his car that  
10 isn't otherwise recorded. That's the implication I am 15:32  
11 taking.

12 A. Yes.

13 416 Q. CHAIRMAN: I don't think we're concerned with whether  
14 Ms. Saulite gave Sergeant Hughes information about the  
15 burning of the car. I think we are concerned with 15:32  
16 information that she gave on the 14th November in  
17 relation to her relationship with her partner/former  
18 partner and which is contained in the draft victim  
19 impact statement, and which may or may not have formed  
20 the subject of conversation between herself and Garda 15:33  
21 Nyhan and Sergeant Hughes. That's the information I am  
22 concerned with.

23 Now, that may help you, that's what I am concerned  
24 with. I am not avoiding anything else because it's  
25 relevant but because I'm afraid of its sensitivity, I 15:33  
26 am simply thinking what's relevant? What am I  
27 concerned about? And it is, after all, my inquiry.  
28 But that's what I think. Now if anybody else thinks  
29 it's relevant, and I know that Mr. McGuinness did not

1 think it was relevant, and counsel for the Gardaí may  
2 think it is relevant, in which case we may have to  
3 revisit it. But other than that, I wouldn't be  
4 troubling yourself, if I were you, Mr. Lynn. But it's  
5 your case. It's not my -- it's your cross-examination, 15:33  
6 not mine. But I hope that is of some assistance to  
7 you.

8 MR. LYNN: It is.

9 417 Q. This is probably repeating myself but I am going to try  
10 and do this to draw a line under this and put this 15:34  
11 proposition to you for the last time, Assistant  
12 Commissioner Feehan. The disciplinary report  
13 ultimately is all about the victim impact draft.  
14 There's a conclusion that even if it had been read, it  
15 wouldn't have given rise to a duty, as it were. That 15:34  
16 could have been established at the time of the  
17 fact-finding report. So, I am suggesting to you --

18 CHAIRMAN: Does he agree with that?

19 418 Q. MR. LYNN: Do you agree with that.

20 A. Sorry, could it have been discovered? 15:35

21 CHAIRMAN: Could it have been established at the  
22 time -- we discussed this a little bit ourselves before  
23 this --

24 A. Yes.

25 419 Q. CHAIRMAN: -- but Mr. Lynn says could that have been 15:35  
26 discussed? And before he goes on to ask another  
27 question I would like you to answer that one: could it  
28 have been discovered at the time of the fact-finding?

29 A. The victim impact statement, as I have said, didn't

1 change; it didn't change.

2 420 Q. CHAIRMAN: Correct.

3 A. So if I was asked to interpret it at the time, just  
4 that victim impact statement, if I was asked to  
5 interpret that on its own, there would have been no 15:35  
6 discipline, in my opinion. I didn't make the decision  
7 about the discipline but the facts as presented. There  
8 was a list of things --

9 421 Q. CHAIRMAN: Sorry, let me interrupt you for one moment,  
10 I'm sorry, but just let's get to the heart of this. If 15:36  
11 Assistant Commissioner McHugh had sent back a note  
12 saying tell me about the victim impact, what is your  
13 view of the victim impact statement? would you have  
14 said what you said ultimately in the --

15 A. I would have said that this was -- Maybe I would. It 15:36  
16 didn't happen like that, so maybe I would have.

17 422 Q. CHAIRMAN: Of course.

18 A. But the point I am making is, issues about the victim  
19 impact statement were relevant. The questions about  
20 the victim impact statement needed to be put as part of 15:36  
21 the formal disciplinary investigation. So, therefore,  
22 you could use that. There were other things that could  
23 be used also in the statement from Sergeant Hughes --

24 423 Q. CHAIRMAN: Okay...

25 A. -- if it went to a sworn inquiry. So that's the point 15:36  
26 I am making. And in the conclusion that was read out  
27 on the discipline, what I am saying is I was delivering  
28 on the duty I had to be fair. So that was where I was  
29 at at that stage.

1 424 Q. MR. LYNN: But what I'm -- you conclude in the  
2 disciplinary report that the victim impact draft, even  
3 if it had been read, would not have given rise to a  
4 duty. Could you have established that at the time you  
5 were doing your fact-find report, yes or no? 15:37

6 A. I might have, if I had considered that in isolation.  
7 And the point I am making, and this, look it, is  
8 honestly where I was at, the recommendations to go for  
9 a full investigation that I made in the fact-finding  
10 was based on all the investigation I had. 15:37

11 CHAIRMAN: Oh yes...

12 A. Not just the victim impact statement. And I have said  
13 already if the victim impact statement was the only  
14 matter that we had in front of us, I don't believe it  
15 would have gone to discipline at all. But it wasn't, 15:38  
16 it was part of the whole.

17 425 Q. MR. LYNN: Can you please just answer the question? We  
18 are now looking at the victim impact draft. Could you  
19 have established, at the fact-find report, your  
20 ultimate conclusion in the disciplinary investigation 15:38  
21 in respect of the fact -- sorry, the draft victim  
22 impact?

23 A. So if I was asked to give a judgment on the victim  
24 impact statement alone, I might have, I might have come  
25 to that conclusion, but the point -- 15:38

26 426 Q. Could you have established --

27 A. Sorry, the point that needed to be put was Sergeant  
28 Hughes, did you read the victim impact statement? He  
29 said he didn't in the fact-finding report. That needed

1 to be put to him as part of a formal discipline  
2 investigation. Now that answer can be used. So if he  
3 said yeah, I did read it, that's relevant. If he said  
4 he didn't read it, that's relevant. And he did say he  
5 didn't read the thing. And what I said in the report 15:39  
6 was, no, we can't prove he read the thing. He's  
7 adamant that he didn't read it so he didn't read it,  
8 that's the evidence. So unless Sergeant Hughes got up  
9 and admitted yes, I read the thing, or Garda Nyhan gave  
10 evidence that said yes, Sergeant Hughes read that from 15:39  
11 cover to cover, then that was the only way you could  
12 prove, because the third person that was in the room  
13 was no longer, obviously, available.

14 427 Q. But even if he had read it, Assistant Commissioner  
15 Feehan, even if he had read it, you concluded that the 15:39  
16 contents of the victim impact draft didn't, or were  
17 unlikely to lead to a conclusion that there was a real  
18 and immediate risk to life. Now, that finding, could  
19 you have established at that the fact-find report  
20 stage? 15:40

21 A. Sorry, if I understand your question, you said that  
22 even if he had read it, it was of no relevance. If he  
23 had come in the discipline inquiry and said "yes, I  
24 read it," now there's a line of inquiry to be --  
25 questions to be put to him, as okay, you read it, well 15:40  
26 what did you make of this piece where she said she was  
27 in fear? well, it didn't concern me, I didn't think it  
28 was of much consequence. Which is what was said about  
29 other times when she had said over the previous two

1 years, during the child abduction investigation. The  
2 information that we had was that she said this time and  
3 time again and it was of no consequence and it didn't  
4 give him any concern -- Sergeant Hughes said this  
5 himself, it did not give him any concern that there was 15:40  
6 a risk to Ms. Saulite. To me, that was not a credible  
7 position, and that is what I was recommending when I  
8 recommended that a formal investigation, a formal  
9 discipline investigation should be conducted so we  
10 could put those issues to him. And if -- so he made a 15:41  
11 statement, and these -- there were several matters  
12 which were relevant to the discipline investigation and  
13 they could be used in a sworn inquiry down the road, if  
14 such a thing happened. So that was the position that I  
15 had. 15:41

16 428 Q. CHAIRMAN: Here was the report you made at any rate.  
17 That is the report that you submitted --  
18 A. Yes.

19 429 Q. CHAIRMAN: -- to Assistant Commissioner McHugh.  
20 Somebody may criticise it. Somebody may say you should 15:41  
21 have said this, but that is the report you gave?  
22 A. Yes.

23 430 Q. CHAIRMAN: And you had no conversation with him about  
24 it?  
25 A. No. 15:41

26 431 Q. CHAIRMAN: So he made his decision on the basis of that  
27 report?  
28 A. Yes.

29 432 Q. CHAIRMAN: And whether stuff is included in it, implied



1 in it, to be deduced from it or not, that's a matter  
2 for him?

3 A. Yes.

4 433 Q. CHAIRMAN: That's the report that you sent him?  
5 A. And I would only assume, and maybe I shouldn't assume 15:42  
6 anything, I assume he read the report that he got, the  
7 fact-finding report, I presume he got that, he read  
8 that. I also presume he read the report in totality on  
9 the discipline inquiry. And the discipline inquiry had  
10 a 25-page statement from Sergeant Hughes. 15:42

11 434 Q. CHAIRMAN: No, that is absolutely --  
12 A. So I presume --

13 435 Q. CHAIRMAN: But on this one, this is the one and you did  
14 that without -- there was no consultation, no  
15 explanation, no saying hold on, look at this, this is 15:42  
16 the material -- but he had with this, with this  
17 document he had Sergeant Hughes's report to the  
18 fact-finding, his chronology?

19 A. Yes.

20 436 Q. CHAIRMAN: Specifically that's what it's called. And 15:42  
21 he had statements from other witnesses, as you've  
22 described?

23 A. Yes.

24 437 Q. CHAIRMAN: That's the material he had?  
25 A. Yes. 15:42

26 CHAIRMAN: Okay. Thank you. Okay, Mr. Lynn.

27 438 Q. MR. LYNN: In terms of the disciplinary investigation,  
28 you were -- Sergeant Hughes was served with the papers  
29 on the 15th June 2007?

1 A. Yes.

2 439 Q. And it wasn't until the 1st November that you requested  
3 he attend for an interview?

4 A. That's correct.

5 440 Q. And can you account for that delay? 15:43

6 A. That there were -- so there was correspondence came to  
7 me from Séan Costello Solicitors. I sent that on to  
8 Assistant Commissioner McHugh. He considered these  
9 matters and, to my knowledge, he responded to  
10 Mr. Costello. That's my recollection of what happened 15:44  
11 there.

12 441 Q. CHAIRMAN: I thought the letter was the 8th November  
13 from the solicitors?

14 A. My understanding --

15 442 Q. CHAIRMAN: Is that right? 15:44

16 A. My recollection, Mr. Chairman, was that Séan Costello  
17 had written to me seeking clarification on these --

18 443 Q. CHAIRMAN: Ah...

19 A. -- on what this was about.

20 444 Q. CHAIRMAN: So, between your appointment and the letter 15:44  
21 saying Sergeant Hughes isn't fit to give evidence,  
22 which was I think the 8th November --

23 A. Yes.

24 445 Q. CHAIRMAN: -- subject to correction, there was further  
25 correspondence: what's all this about? Give me 15:44  
26 details. Is that what you are saying?

27 A. Yes, that's correct.

28 MR. McGUINESS: Chairman, just on that point, I took  
29 Assistant Commissioner McHugh through that

1 correspondence yesterday which commenced with  
2 Mr. Costello's letter of the 19th June.

3 CHAIRMAN: Thanks very much. So there's to-ing and  
4 fro-ing about what's all this about? and so on and so  
5 forth. 15:45

6 MR. McGUI NNESS: It's on yesterday's transcript.

7 446 Q. MR. LYNN: There's a letter from the solicitor on the  
8 19th June; that's four days after the service of  
9 papers. It still takes four months before Sergeant  
10 Hughes is requested to attend for interview. Can you 15:45  
11 account for that?

12 A. Other than the fact that this to-ing and fro-ing --

13 CHAIRMAN: I think we can account for that, Mr. Lynn.  
14 I think you will find yesterday's transcript accounts  
15 for that. That doesn't sound like the best line, 15:45  
16 Mr. Lynn. I mean your solicitor should -- sorry, am I  
17 right in thinking --

18 MR. McGUI NNESS: Chairman, there's a chain of  
19 correspondence there, it's not just sort of one letter  
20 and then nothing happens. I mean -- 15:45

21 CHAIRMAN: It's not fair -- unless you are going to  
22 take him through the chain of correspondence that we  
23 had yesterday, Mr. Lynn, which appears to, at least in  
24 part, undermine that line that he's at fault for not  
25 approaching... 15:46

26 447 Q. MR. LYNN: And then on the 8th November, there's a fax  
27 from the solicitor -- this is the 8th November 2007 --  
28 and there's the phone conversation.

29 A. Yes.

1 448 Q. And I think Sergeant Hughes's recollection is that he  
2 called you, but you think you called him back, but I  
3 don't think it is of any consequence how it happened,  
4 you had a conversation. Sergeant Hughes's recollection  
5 is that he mentioned failures in respect of 15:46  
6 investigations. You have been asked about this this  
7 morning?

8 A. Mm-hmm.

9 449 Q. But that's his recollection.

10 A. Yes. 15:47

11 450 Q. And you take a different view?

12 A. I am saying that conversation did not have anything  
13 mentioned about other investigations or targeting. And  
14 I did have a handwritten note, which I received in  
15 papers from the Tribunal liaison office, about a note 15:47  
16 that I took contemporaneously with the conversation I  
17 had with him. He absolutely did not make any  
18 allegations about failures or other investigations or  
19 anything like that. He said to me he was feeling  
20 awful. He said that he had been to his solicitor, he 15:47  
21 had been advised by his solicitor not to come to be  
22 interviewed. He understood his -- that he would come  
23 -- he said to me but I am willing to come in anyway  
24 even though I am feeling awful. And I said to him I  
25 will look to the Chief Medical Officer to get some 15:47  
26 advice as to whether it is safe to interview him. And  
27 I think I said this morning, when I talk about safe, I  
28 mean -- so, if the interview process was likely to have  
29 any adverse effect on Sergeant Hughes, given that I was

1 told by his solicitor he was out on sick leave with  
2 work related stress, well I didn't think it was safe or  
3 proper for me to invite him in.  
4 CHAIRMAN: I think we have that picture.  
5 A. From my own duty of care to him. 15:48  
6 CHAIRMAN: Assistant Commissioner, I think we are  
7 pretty well -- I am anyway.  
8 MR. LYNN: I understand. And that really was what the  
9 conversation was primarily about?  
10 A. That is what the conversations was about. 15:48  
11 451 Q. Is it possible, given that that was the primary purpose  
12 of the conversation, that you wouldn't have made a note  
13 of the other matters?  
14 A. Absolutely --  
15 452 Q. That Sergeant Hughes says he raised? 15:48  
16 A. If other matters had been raised, and certainly my  
17 antenna would have shot up if Sergeant Hughes had said  
18 to me that he wanted -- he was complaining about other  
19 investigations or other matters, I would most certainly  
20 have recorded that in the note. Most certainly. 15:49  
21 453 Q. Now almost immediately afterwards Sergeant Hughes's  
22 solicitor wrote to you, I think on the same day -- it's  
23 at 2136, but I don't think we need to look at the  
24 letter -- and asked if you would put the questions in  
25 writing. 15:49  
26 A. Yes.  
27 454 Q. And you replied the following day and you said you  
28 wouldn't adopt that course. Now, the questions that  
29 were ultimately asked could have gone out in writing.

1           why did you refuse to take that course?

2           A.    Because I don't think -- at the time I did not think,  
3           and now I still don't think, that was the appropriate  
4           way to progress the investigation. That's why.

5   455   Q.    And why is that? 15:50

6           A.    Because I wanted -- that if -- I wanted to have  
7           Sergeant Hughes come in and be interviewed and say --  
8           and we could have a conversation, if he said something  
9           I can respond to it, and vice versa. So I wasn't -- I  
10          didn't think it was a proper way to continue the 15:50  
11          investigation by sending him out questions.

12   456   Q.    And when we have seen the interview that ultimately  
13          occurred --

14          A.    Yes.

15   457   Q.    -- when you look back on that now, could that not -- 15:50  
16          could that interview not have been done in writing?

17          A.    So the interview that occurred included the reading of  
18          a 25-page statement from Sergeant Hughes and his  
19          signing it. So, in fairness, it wasn't just: did you  
20          read the victim impact statement? That wasn't all that 15:50  
21          went on at that interview. So these matters, like --  
22          like, okay, we could have got into a train of, an  
23          exchange of letters going on for I don't know how long,  
24          but I didn't think it was the appropriate way to  
25          continue the investigation. 15:51

26   458   Q.    Then I think you've said you would need the advice of  
27          the CMO in terms of fitness to be interviewed. There  
28          is a letter -- this is on page 2124 -- from Assistant  
29          Commissioner McHugh to you. I don't believe that you



1 So there were letters going back and forward. I  
2 certainly wrote to Assistant Commissioner McHugh during  
3 the period on a number of occasions and he forwarded  
4 one of the reports that I had sent to him, at least one  
5 of them, to Assistant Commissioner HRM looking to try 15:54  
6 and expedite the advice from the Chief Medical Officer.  
7 461 Q. I think to be fair, at page 2195 there is a letter from  
8 you?  
9 MR. McGUI NNESS: Chairman, there's an earlier letter on  
10 page 2134. 15:54  
11 MS. HORAN: Yes, Chairman, I was about to bring it to  
12 your attention as well.  
13 CHAIRMAN: Thank you very much. Mr. Lynn, we have been  
14 over a lot of this to be honest. If there is anything  
15 specific you want to put? I mean I am quite happy if 15:55  
16 you want to put in a general way to the assistant  
17 commissioner, look, you could have busied yourself a  
18 bit faster or a bit more enthusiastically and leave it  
19 at that.  
20 MR. LYNN: Yes. 15:55  
21 CHAIRMAN: But I mean we have been over all this stuff.  
22 He says, first of all, there was the question of  
23 Sergeant Hughes's own state of health, he looks for the  
24 Chief Medical Officer, and to-ing and fro-ing and  
25 eventually they come back and eventually it all ends up 15:55  
26 with a meeting that you say is a sort of fairly  
27 pointless exercise, which may or may not be the case.  
28 But that's the explanation really.  
29 MR. LYNN: Very good.



1 462 Q. Assistant Commissioner Feehan, it was a very  
2 satisfactory state of affairs, the delay?  
3 A. I was not satisfied with it.

4 463 Q. And Assistant Commissioner McHugh has said that without  
5 any hiccups an investigation of this nature, you know, 15:56  
6 would be done between eight and 12 weeks?  
7 A. If, if there were no hiccups.

8 464 Q. Without any hiccups?  
9 A. So I can I just make comment on that?

10 CHAIRMAN: Yes. 15:56  
11 MR. LYNN: Yes.

12 A. I would expect to have a disciplinary investigation  
13 like this, this would be done in four or five months, I  
14 would have expected that. I came to a brick wall about  
15 I -- for proper reasons I believe I had a duty of care 15:56  
16 to Sergeant Hughes.  
17 CHAIRMAN: Of course.

18 A. I believe that I was -- the way I went and looked for  
19 advice from the Chief Medical Officer was delivering on  
20 that duty of care, which I had towards the sergeant. I 15:56  
21 couldn't get a response. So, eventually I wrote to  
22 Assistant Commissioner HRM and I said, asked for advice  
23 again. I said -- this was in April, I said that in the  
24 absence of the advice from the Chief Medical Officer  
25 could you advise as to whether I should go ahead and 15:57  
26 interview Sergeant Hughes if he is willing to be  
27 interviewed, in the absence of that advice. That was  
28 my position. And pending that advice, I don't think it  
29 was proper or would have been proper to go and

1 interview Sergeant Hughes.

2 465 Q. And within the exchange of correspondence, I am sure  
3 you wouldn't take issue with the fact that Sergeant  
4 Hughes's solicitor had written and said that the whole  
5 process was causing him huge stress. I don't think 15:57  
6 that's controversial?

7 A. What Sergeant Hughes's solicitor said was that he would  
8 not be interviewed because he was suffering from work  
9 related stress. That was the first indication I had  
10 that there might be an issue about interviewing 15:57  
11 Sergeant Hughes.

12 466 Q. All right.

13 A. And sorry if I can just -- so I said about the duty of  
14 care I had. I mean, so the fact that his legal adviser  
15 told me that he, as far as he was concerned, wasn't fit 15:58  
16 to be interviewed, well I think again, apart from the  
17 duty of care and the responsibility, responsibilities I  
18 had to Sergeant Hughes, I believe that it would -- if I  
19 had gone ahead and interviewed him, it certainly, you  
20 know, could be challenged very quickly, so that was 15:58  
21 another matter in my head. But certainly the abiding  
22 thought that I had was around, if this was going to  
23 impact on Sergeant Hughes adversely given the state of  
24 health he was in.

25 MR. LYNN: Chair, I have a little more to go yet and I 15:58  
26 can see it is four o'clock.

27 CHAIRMAN: How are you feeling, first of all, assistant  
28 commissioner?

29 A. I'm okay, Chairman.

1 CHAIRMAN: would you prefer to come back tomorrow or  
2 would you prefer to soldier on and get finished?  
3 A. If you want to go ahead, I am happy to go ahead.  
4 CHAIRMAN: what do you think? Are you happy to soldier  
5 on and we will finish? 15:59  
6 MR. LYNN: well, I would quite like a break, but  
7 equally if it is going to be an inconvenience --  
8 CHAIRMAN: No, hold on, let's be fair to everybody.  
9 The assistant commissioner is happy to go on, but I  
10 take it, it doesn't make any difference to you if you 15:59  
11 come back tomorrow?  
12 A. No, but I am happy go on.  
13 CHAIRMAN: You're happy to come tomorrow or you are  
14 happy to --  
15 A. Yes. 15:59  
16 CHAIRMAN: whichever. He's happy. So look, I don't  
17 want to push you. If it's a matter of ten or 15  
18 minutes, Mr. Lynn, if it's a matter of ten or 15  
19 minutes we'll carry on, if it's a bit longer than that  
20 we'll take a break and come back tomorrow. 15:59  
21 MR. LYNN: I think we might take a break.  
22 CHAIRMAN: You prefer to come back tomorrow?  
23 MR. LYNN: Yes.  
24 CHAIRMAN: All right. Very good. well then that's  
25 what we will do. we will come back tomorrow. Thank 16:00  
26 you very much.  
27 THE WITNESS: Thank you, Chairman.  
28 CHAIRMAN: Very good. Thank you. And then of course  
29 we have the Garda Síochána, I forgot about them.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

Thanks very much.

THE HEARING THEN ADJOURNED UNTIL FRIDAY, 18TH FEBRUARY  
2022 AT 10:30AM

	155:18 <b>15th</b> [1] - 145:29 <b>16</b> [1] - 25:10 <b>16-page</b> [1] - 61:18 <b>17-page</b> [1] - 25:23 <b>17th</b> [2] - 15:29, 40:11 <b>17TH</b> [1] - 5:1 <b>18</b> [1] - 24:18 <b>18TH</b> [1] - 156:3 <b>19</b> [1] - 24:18 <b>191</b> [1] - 51:27 <b>1963</b> [3] - 24:22, 68:17, 81:25 <b>1967</b> [1] - 25:8 <b>1972</b> [1] - 25:12 <b>1976</b> [1] - 25:22 <b>1977</b> [1] - 25:26 <b>1979</b> [1] - 29:1 <b>198</b> [1] - 42:21 <b>1980</b> [2] - 29:6, 29:8 <b>1981</b> [1] - 68:19 <b>1989</b> [3] - 41:8, 41:24, 63:5 <b>19th</b> [2] - 147:2, 147:8 <b>1ST</b> [1] - 3:2 <b>1st</b> [3] - 16:23, 25:10, 146:2	<b>2124</b> [1] - 150:28 <b>2128</b> [1] - 151:11 <b>2134</b> [1] - 152:10 <b>2136</b> [1] - 149:23 <b>2193</b> [1] - 39:6 <b>2195</b> [1] - 152:7 <b>2252</b> [1] - 40:14 <b>25-page</b> [11] - 119:1, 123:13, 123:14, 126:9, 126:14, 126:27, 127:13, 127:16, 127:21, 145:10, 150:18 <b>2661</b> [1] - 47:6 <b>2667</b> [1] - 48:28 <b>2668</b> [1] - 48:29 <b>26th</b> [1] - 24:21 <b>27</b> [1] - 6:19 <b>29th</b> [1] - 111:14 <b>2nd</b> [1] - 39:17	<b>7</b> <b>7</b> [2] - 16:5, 27:28 <b>74</b> [2] - 55:7, 67:7	36:20, 36:25, 53:27, 61:11, 66:14, 69:20, 102:27, 122:11, 122:16, 130:11, 135:2, 137:6, 138:17, 138:28, 145:11, 148:17, 149:14 <b>abused</b> [1] - 13:10 <b>accelerant</b> [1] - 95:22 <b>accept</b> [10] - 66:16, 71:7, 72:22, 74:13, 77:17, 88:1, 89:26, 122:7, 123:20, 136:2 <b>accepted</b> [4] - 90:2, 90:14, 94:28, 132:19 <b>accepting</b> [1] - 121:27 <b>accepts</b> [1] - 89:26 <b>access</b> [5] - 26:22, 30:25, 92:19, 96:23, 114:10 <b>accompany</b> [1] - 113:8 <b>according</b> [1] - 36:21 <b>account</b> [13] - 29:16, 43:8, 93:8, 105:13, 105:15, 113:12, 125:15, 130:20, 130:24, 130:26, 146:5, 147:11, 147:13 <b>accounts</b> [1] - 147:14 <b>accurate</b> [1] - 32:7 <b>acknowledge</b> [5] - 83:24, 86:20, 133:27, 134:6, 134:7 <b>acknowledged</b> [10] - 48:20, 61:27, 62:17, 75:9, 92:19, 133:11, 133:20, 134:5, 134:18, 137:2 <b>Act</b> [2] - 37:16, 58:29 <b>act</b> [3] - 136:26, 137:5, 137:6	<b>acted</b> [5] - 92:15, 95:10, 97:10, 97:11, 99:23 <b>acting</b> [4] - 15:16, 16:9, 18:26, 72:3 <b>action</b> [13] - 9:20, 13:1, 13:20, 14:22, 14:25, 14:26, 28:13, 31:9, 31:23, 33:16, 41:15, 70:9, 83:8 <b>actions</b> [9] - 29:21, 58:21, 70:6, 70:12, 71:25, 74:25, 77:7, 77:27, 83:28 <b>actual</b> [3] - 46:25, 79:21, 138:13 <b>adamant</b> [1] - 143:7 <b>added</b> [1] - 26:18 <b>addition</b> [1] - 55:4 <b>additional</b> [6] - 42:21, 77:1, 78:1, 78:6, 79:6, 95:19 <b>address</b> [6] - 32:28, 44:27, 66:18, 116:28, 120:8, 135:8 <b>addressed</b> [4] - 120:9, 121:22, 127:26, 137:18 <b>ADJOURNED</b> [2] - 89:5, 156:3 <b>administration</b> [1] - 17:13 <b>admissible</b> [2] - 122:20, 122:25 <b>admit</b> [4] - 20:10, 29:20, 83:6, 133:26 <b>admitted</b> [1] - 143:9 <b>adopt</b> [1] - 149:28 <b>Adrian</b> [1] - 17:9 <b>advance</b> [2] - 9:14, 23:24 <b>adverse</b> [1] - 148:29 <b>adversely</b> [2] - 46:2, 154:23 <b>advice</b> [2] -						
<b>'01</b> [1] - 25:10 <b>'05</b> [1] - 74:19 <b>'06</b> [1] - 6:23 <b>'07</b> [1] - 37:8 <b>'08</b> [9] - 38:10, 38:11, 38:25, 39:5, 39:12, 39:17, 47:29, 50:24, 52:4 <b>'09</b> [2] - 40:29, 42:23 <b>'compelling</b> [5] - 83:17, 83:25, 86:20, 86:25, 87:13 <b>'compelling'</b> [1] - 82:8 <b>'concern'</b> [1] - 86:9 <b>'discipline'</b> [2] - 33:4, 77:24 <b>'full</b> [1] - 132:23 <b>'I'll</b> [1] - 13:8 <b>'jarred'</b> [3] - 85:8, 86:13, 86:19 <b>'safe'</b> [2] - 36:2, 46:1 <b>'scoping'</b> [1] - 65:19	<b>1</b> 1 [1] - 23:3 <b>10</b> [1] - 17:26 <b>104</b> [1] - 51:20 <b>10:30AM</b> [1] - 156:4 <b>10th</b> [1] - 50:25 <b>11th</b> [1] - 19:7 <b>12</b> [2] - 42:20, 153:6 <b>12-page</b> [4] - 112:18, 112:23, 114:2, 117:17 <b>13</b> [3] - 18:7, 55:27, 107:22 <b>13-page</b> [1] - 107:21 <b>14</b> [1] - 55:27 <b>14th</b> [10] - 8:5, 19:8, 26:28, 31:25, 98:6, 99:3, 101:28, 106:28, 120:17, 139:16 <b>15</b> [2] - 155:17,	<b>2</b> 2 [2] - 3:13, 23:4 <b>20%</b> [1] - 101:27 <b>2004</b> [1] - 6:18 <b>2005</b> [6] - 6:23, 16:19, 16:23, 25:18, 73:4, 84:21 <b>2006</b> [7] - 6:7, 8:5, 15:29, 19:7, 19:9, 52:28, 118:1 <b>2007</b> [4] - 35:1, 65:8, 145:29, 147:27 <b>2008</b> [5] - 38:18, 47:4, 48:27, 55:29, 111:14 <b>2010</b> [1] - 50:25 <b>2011</b> [3] - 11:8, 17:21, 60:11 <b>2022</b> [3] - 3:3, 5:2, 156:4 <b>2049</b> [1] - 11:8 <b>20th</b> [1] - 16:19	<b>3</b> 3 [1] - 11:14 <b>300</b> [1] - 49:14 <b>3141</b> [1] - 64:16 <b>3150</b> [1] - 64:17 <b>3159</b> [1] - 51:25 <b>37</b> [1] - 64:16 <b>3:10</b> [1] - 118:10 <b>3:50</b> [1] - 118:11 <b>3rd</b> [3] - 42:16, 45:15, 49:6	<b>4</b> 4 [2] - 15:24, 25:16	<b>5</b> 5 [4] - 4:7, 25:22, 27:27, 82:2	<b>6</b> 6 [1] - 27:28 <b>62</b> [2] - 58:28, 59:16 <b>65</b> [1] - 4:8 <b>6th</b> [2] - 7:11, 65:8	<b>7</b> 8 [2] - 17:26, 27:29 <b>821</b> [1] - 5:19 <b>826</b> [1] - 70:24 <b>831</b> [1] - 51:1 <b>836</b> [1] - 55:12 <b>840</b> [1] - 36:28 <b>842</b> [1] - 37:23 <b>854</b> [2] - 7:22 <b>878</b> [1] - 19:4 <b>884</b> [1] - 22:6 <b>887</b> [1] - 23:2 <b>8th</b> [5] - 37:8, 146:12, 146:22, 147:26, 147:27	<b>8</b> 9 [2] - 17:26, 29:1 <b>907</b> [1] - 42:16 <b>924</b> [2] - 42:26, 91:13 <b>954</b> [1] - 111:17	<b>A</b> <b>abduction</b> [12] - 8:10, 17:8, 18:12, 27:4, 27:13, 66:12, 76:6, 84:14, 92:17, 99:6, 111:29, 144:1 <b>abiding</b> [1] - 154:21 <b>ability</b> [1] - 58:8 <b>able</b> [4] - 38:23, 44:25, 129:4, 129:8 <b>absence</b> [7] - 25:29, 31:17, 36:6, 39:29, 57:12, 153:24, 153:27 <b>absolute</b> [1] - 53:20 <b>absolutely</b> [17] -	<b>9</b> 9 [2] - 17:26, 29:1 <b>907</b> [1] - 42:16 <b>924</b> [2] - 42:26, 91:13 <b>954</b> [1] - 111:17	<b>acted</b> [5] - 92:15, 95:10, 97:10, 97:11, 99:23 <b>acting</b> [4] - 15:16, 16:9, 18:26, 72:3 <b>action</b> [13] - 9:20, 13:1, 13:20, 14:22, 14:25, 14:26, 28:13, 31:9, 31:23, 33:16, 41:15, 70:9, 83:8 <b>actions</b> [9] - 29:21, 58:21, 70:6, 70:12, 71:25, 74:25, 77:7, 77:27, 83:28 <b>actual</b> [3] - 46:25, 79:21, 138:13 <b>adamant</b> [1] - 143:7 <b>added</b> [1] - 26:18 <b>addition</b> [1] - 55:4 <b>additional</b> [6] - 42:21, 77:1, 78:1, 78:6, 79:6, 95:19 <b>address</b> [6] - 32:28, 44:27, 66:18, 116:28, 120:8, 135:8 <b>addressed</b> [4] - 120:9, 121:22, 127:26, 137:18 <b>ADJOURNED</b> [2] - 89:5, 156:3 <b>administration</b> [1] - 17:13 <b>admissible</b> [2] - 122:20, 122:25 <b>admit</b> [4] - 20:10, 29:20, 83:6, 133:26 <b>admitted</b> [1] - 143:9 <b>adopt</b> [1] - 149:28 <b>Adrian</b> [1] - 17:9 <b>advance</b> [2] - 9:14, 23:24 <b>adverse</b> [1] - 148:29 <b>adversely</b> [2] - 46:2, 154:23 <b>advice</b> [2] -

<p>14:27, 15:1, 15:15, 35:29, 37:16, 39:27, 39:29, 42:8, 45:28, 97:12, 107:8, 148:26, 150:26, 151:16, 151:23, 152:6, 153:19, 153:22, 153:24, 153:27, 153:28</p> <p><b>advise</b> [1] - 153:25</p> <p><b>advised</b> [3] - 37:13, 46:15, 148:21</p> <p><b>adviser</b> [1] - 154:14</p> <p><b>advisers</b> [1] - 9:28</p> <p><b>aegis</b> [1] - 62:13</p> <p><b>affairs</b> [1] - 153:2</p> <p><b>affect</b> [1] - 46:2</p> <p><b>affirming</b> [1] - 115:19</p> <p><b>afraid</b> [3] - 13:28, 138:22, 139:25</p> <p><b>afternoon</b> [2] - 65:4, 90:19</p> <p><b>afternoon's</b> [1] - 102:6</p> <p><b>afterwards</b> [2] - 23:25, 149:21</p> <p><b>agenda</b> [1] - 27:7</p> <p><b>ago</b> [7] - 48:15, 73:17, 82:10, 91:26, 93:10, 94:18, 98:9</p> <p><b>agree</b> [10] - 20:2, 28:3, 81:15, 92:5, 107:14, 109:18, 119:12, 135:14, 140:18, 140:19</p> <p><b>agreed</b> [1] - 54:5</p> <p><b>agreement</b> [1] - 98:13</p> <p><b>ah..</b> [1] - 146:18</p> <p><b>ahead</b> [9] - 36:1, 40:4, 89:11, 91:10, 91:12, 153:25, 154:19, 155:3</p> <p><b>aimed</b> [3] - 68:5, 132:26, 132:28</p> <p><b>akin</b> [1] - 51:16</p> <p><b>Alan</b> [2] - 30:17, 31:18</p>	<p><b>allegation</b> [4] - 37:28, 41:13, 63:21, 127:4</p> <p><b>allegations</b> [8] - 46:16, 50:26, 55:13, 55:17, 55:20, 58:7, 64:13, 148:18</p> <p><b>alleged</b> [6] - 14:15, 14:29, 41:29, 59:24, 127:14</p> <p><b>alleging</b> [2] - 25:19, 46:13</p> <p><b>allow</b> [6] - 56:12, 79:18, 110:19, 110:20, 110:21, 130:19</p> <p><b>allowed</b> [1] - 53:16</p> <p><b>allowing</b> [1] - 119:9</p> <p><b>alluded</b> [3] - 35:16, 46:10, 59:4</p> <p><b>almost</b> [3] - 20:19, 128:13, 149:21</p> <p><b>alone</b> [3] - 124:27, 138:2, 142:24</p> <p><b>altered</b> [1] - 100:29</p> <p><b>ambit</b> [2] - 126:18, 129:25</p> <p><b>amount</b> [4] - 24:5, 27:9, 27:21, 78:10</p> <p><b>amounted</b> [2] - 123:28, 124:1</p> <p><b>amounting</b> [1] - 51:26</p> <p><b>analysed</b> [2] - 13:16, 97:11</p> <p><b>analysis</b> [7] - 14:10, 14:16, 14:24, 29:2, 49:15, 53:6, 123:23</p> <p><b>AND</b> [2] - 3:12, 89:5</p> <p><b>answer</b> [12] - 29:9, 33:9, 58:14, 59:13, 75:29, 117:4, 117:15, 117:19, 119:18, 140:27, 142:17, 143:2</p> <p><b>answering</b> [1] - 84:11</p>	<p><b>answers</b> [2] - 75:21, 79:20</p> <p><b>antecedents</b> [1] - 13:17</p> <p><b>antenna</b> [1] - 149:17</p> <p><b>anticipate</b> [1] - 75:7</p> <p><b>anticipated</b> [2] - 58:15, 75:8</p> <p><b>anxious</b> [1] - 39:7</p> <p><b>anyway</b> [9] - 24:1, 27:17, 37:15, 48:23, 112:14, 126:6, 134:26, 148:23, 149:7</p> <p><b>anyway..</b> [1] - 134:28</p> <p><b>apart</b> [2] - 58:17, 154:16</p> <p><b>apologies</b> [1] - 104:22</p> <p><b>apologise</b> [1] - 121:4</p> <p><b>apparent</b> [4] - 29:16, 83:3, 88:23, 128:20</p> <p><b>appear</b> [8] - 9:21, 32:5, 32:13, 44:19, 122:8, 123:4, 123:7</p> <p><b>appended</b> [3] - 32:5, 51:19, 88:22</p> <p><b>appendices</b> [1] - 31:28</p> <p><b>applied</b> [1] - 91:4</p> <p><b>apply</b> [7] - 3:13, 90:28, 91:1, 91:8, 106:27, 106:29, 107:29</p> <p><b>applying</b> [2] - 91:27, 107:10</p> <p><b>appointed</b> [16] - 6:15, 10:12, 33:29, 47:5, 48:1, 50:6, 50:10, 56:11, 56:26, 57:6, 57:19, 58:5, 63:13, 109:6, 131:9</p> <p><b>appointing</b> [9] - 7:18, 34:1, 34:4, 42:12, 63:2, 114:10, 118:22, 119:8, 120:4</p> <p><b>appointment</b> [2]</p>	<p>- 50:23, 146:20</p> <p><b>appreciate</b> [2] - 80:7, 90:8</p> <p><b>approach</b> [9] - 7:20, 54:23, 66:23, 66:24, 71:27, 75:3, 76:20, 99:11, 114:16</p> <p><b>approaching..</b> [1] - 147:25</p> <p><b>appropriate</b> [4] - 45:11, 70:1, 150:3, 150:24</p> <p><b>appropriately</b> [4] - 61:8, 97:10, 97:11, 97:17</p> <p><b>April</b> [4] - 50:25, 63:25, 128:15, 153:23</p> <p><b>area</b> [4] - 6:11, 90:10, 92:12, 95:15</p> <p><b>areas</b> [1] - 97:14</p> <p><b>argument</b> [2] - 57:29, 81:5</p> <p><b>arise</b> [2] - 78:14, 104:26</p> <p><b>arising</b> [3] - 8:10, 57:28, 139:6</p> <p><b>arose</b> [3] - 22:7, 52:2, 121:23</p> <p><b>arrangement</b> [1] - 35:3</p> <p><b>arrangements</b> [1] - 40:24</p> <p><b>arrestable</b> [1] - 59:26</p> <p><b>arrested</b> [1] - 59:3</p> <p><b>arresting</b> [1] - 59:11</p> <p><b>arrival</b> [2] - 25:5, 25:6</p> <p><b>arrive</b> [2] - 110:1, 113:4</p> <p><b>arrived</b> [2] - 63:28, 82:13</p> <p><b>arson</b> [2] - 67:26, 99:2</p> <p><b>article</b> [3] - 56:1, 58:3, 58:14</p> <p><b>articulate</b> [1] - 77:18</p> <p><b>articulated</b> [1] - 119:25</p> <p><b>AS</b> [4] - 5:1, 5:11, 65:1, 89:5</p> <p><b>ascertain</b> [6] -</p>	<p>9:7, 59:7, 64:13, 65:13, 77:3, 95:6</p> <p><b>ascribed</b> [1] - 102:3</p> <p><b>aside</b> [4] - 13:24, 21:4, 28:3, 55:26</p> <p><b>aspect</b> [5] - 58:10, 94:6, 105:25, 139:2, 139:4</p> <p><b>aspects</b> [2] - 63:18, 132:24</p> <p><b>assert</b> [2] - 25:29, 55:13</p> <p><b>assertion</b> [1] - 29:11</p> <p><b>assess</b> [1] - 15:12</p> <p><b>assessed</b> [1] - 13:16</p> <p><b>assessing</b> [2] - 43:8, 43:21</p> <p><b>assessment</b> [3] - 100:5, 114:24, 114:27</p> <p><b>assistance</b> [4] - 5:18, 137:25, 137:26, 140:6</p> <p><b>assistant</b> [21] - 5:25, 8:24, 8:28, 22:23, 38:9, 38:28, 39:9, 42:15, 45:16, 62:8, 62:12, 74:2, 100:26, 103:2, 149:6, 151:3, 151:8, 151:11, 152:16, 154:27, 155:9</p> <p><b>Assistant</b> [87] - 5:27, 6:3, 7:7, 7:12, 9:8, 11:1, 13:12, 22:14, 24:6, 31:27, 33:6, 33:15, 34:16, 39:23, 40:4, 40:17, 57:5, 57:11, 57:13, 62:18, 64:22, 65:9, 68:12, 69:9, 69:21, 69:25, 71:8, 77:6, 77:25, 79:6, 82:16, 83:27, 86:17, 86:28, 87:7, 87:8, 87:26, 88:9, 88:18, 88:20, 93:17, 93:23, 94:5, 94:11, 96:8, 96:20, 98:18,</p>	<p>101:11, 105:24, 107:19, 108:14, 109:5, 109:11, 111:16, 113:11, 117:9, 118:22, 119:8, 120:5, 120:26, 121:17, 123:5, 124:3, 125:14, 125:23, 126:8, 126:22, 127:20, 127:29, 132:20, 137:16, 138:12, 140:11, 141:11, 143:14, 144:19, 146:8, 146:29, 150:28, 151:19, 151:21, 151:22, 152:2, 152:5, 153:1, 153:4, 153:22</p> <p><b>assisting</b> [2] - 30:19, 113:3</p> <p><b>associated</b> [1] - 67:8</p> <p><b>assume</b> [5] - 118:14, 125:12, 145:5, 145:6</p> <p><b>assuming</b> [3] - 84:17, 90:7, 121:27</p> <p><b>assumption</b> [4] - 134:2, 134:14, 134:15</p> <p><b>AT</b> [1] - 156:4</p> <p><b>attack</b> [1] - 136:13</p> <p><b>attacks</b> [2] - 61:21, 96:6</p> <p><b>attempting</b> [1] - 66:13</p> <p><b>attend</b> [4] - 34:29, 37:13, 146:3, 147:10</p> <p><b>attended</b> [1] - 6:29</p> <p><b>attending</b> [1] - 35:19</p> <p><b>attention</b> [4] - 15:2, 85:10, 102:3, 152:12</p> <p><b>attitude</b> [1] - 135:10</p> <p><b>August</b> [1] - 39:5</p> <p><b>authority</b> [1] - 127:2</p> <p><b>available</b> [28] - 20:8, 24:28, 25:14, 26:14, 29:17, 29:29,</p>
---	---	--	---	--	--

<p>53:10, 53:28, 55:6, 58:2, 61:26, 66:3, 72:5, 83:4, 92:20, 95:20, 95:26, 96:28, 97:10, 99:25, 101:23, 108:22, 109:5, 133:3, 133:11, 133:14, 135:20, 143:13</p> <p><b>avenue</b> [1] - 94:16</p> <p><b>avenues</b> [1] - 66:6</p> <p><b>avoid</b> [1] - 33:3</p> <p><b>avoiding</b> [1] - 139:24</p> <p><b>aware</b> [28] - 10:3, 16:27, 26:13, 26:15, 28:6, 38:14, 38:17, 38:18, 38:22, 43:29, 44:28, 50:14, 52:6, 53:8, 61:12, 63:14, 63:21, 73:5, 73:11, 91:24, 95:2, 95:3, 95:7, 97:4, 97:27, 102:10, 107:17</p> <p><b>awful</b> [3] - 37:14, 148:20, 148:24</p>	<p>108:26, 110:15, 119:27, 123:23, 134:2, 142:10</p> <p><b>basing</b> [2] - 108:8, 108:15</p> <p><b>basis</b> [7] - 39:17, 62:13, 63:2, 124:3, 133:15, 144:26</p> <p><b>became</b> [4] - 52:6, 65:7, 95:20, 95:26</p> <p><b>become</b> [3] - 5:25, 16:27, 38:18</p> <p><b>BEEN</b> [1] - 5:11</p> <p><b>beforehand</b> [1] - 48:5</p> <p><b>beg</b> [1] - 131:7</p> <p><b>beginning</b> [4] - 18:4, 43:25, 80:2, 80:13</p> <p><b>behalf</b> [2] - 56:14, 128:17</p> <p><b>behaving</b> [1] - 43:22</p> <p><b>behest</b> [1] - 130:8</p> <p><b>belief</b> [1] - 11:29</p> <p><b>benefit</b> [1] - 87:6</p> <p><b>best</b> [6] - 35:15, 50:15, 50:19, 58:8, 80:29, 147:15</p> <p><b>between</b> [5] - 38:20, 128:16, 139:20, 146:20, 153:6</p> <p><b>beyond</b> [1] - 121:28</p> <p><b>bias</b> [1] - 58:9</p> <p><b>bit</b> [10] - 5:5, 82:29, 89:11, 91:10, 111:19, 117:16, 140:22, 152:18, 155:19</p> <p><b>black</b> [1] - 70:2</p> <p><b>Blanchardstown</b> [4] - 68:1, 135:23, 135:25, 136:29</p> <p><b>blank</b> [6] - 8:10, 20:9, 26:2, 29:18, 83:5, 112:1</p> <p><b>board</b> [6] - 40:21, 79:22, 114:20, 116:8, 124:7, 124:13</p> <p><b>book</b> [2] - 54:17, 54:23</p>	<p><b>bottom</b> [7] - 25:26, 25:27, 27:28, 43:17, 91:14, 110:27</p> <p><b>bound</b> [1] - 137:6</p> <p><b>box</b> [1] - 95:23</p> <p><b>breach</b> [9] - 41:13, 41:27, 41:28, 42:2, 46:18, 58:27, 62:21, 79:15</p> <p><b>breaches</b> [6] - 75:3, 76:22, 77:13, 77:14, 77:19, 113:20</p> <p><b>break</b> [8] - 75:24, 75:29, 84:28, 89:2, 102:1, 155:6, 155:20, 155:21</p> <p><b>brick</b> [1] - 153:14</p> <p><b>brief</b> [2] - 24:2, 64:9</p> <p><b>briefed</b> [1] - 61:24</p> <p><b>bring</b> [2] - 41:5, 152:11</p> <p><b>broad</b> [7] - 10:19, 30:8, 72:12, 99:12, 107:10, 131:24, 136:20</p> <p><b>broaden</b> [1] - 131:13</p> <p><b>broadly</b> [1] - 71:28</p> <p><b>brought</b> [3] - 50:17, 63:14, 63:16</p> <p><b>bullying</b> [3] - 46:12, 46:23, 127:12</p> <p><b>burning</b> [15] - 26:23, 26:26, 61:21, 92:15, 94:19, 94:24, 94:26, 94:27, 95:3, 95:13, 138:27, 139:6, 139:9, 139:15</p> <p><b>busied</b> [1] - 152:17</p> <p><b>BY</b> [4] - 4:7, 4:8, 5:11, 65:1</p> <p><b>Byrne</b> [14] - 8:19, 11:2, 11:18, 11:25, 12:8, 15:22, 18:23,</p>	<p>20:24, 21:8, 97:13, 99:20, 99:22, 99:27, 136:7</p>	<p>21:7, 21:18, 27:29, 28:1, 28:17, 28:20, 32:20, 47:21, 53:14, 62:29, 66:12, 69:17, 70:15, 70:19, 70:21, 72:10, 77:28, 78:29, 80:5, 80:22, 81:16, 82:5, 82:15, 82:17, 82:26, 83:14, 83:18, 84:14, 86:27, 87:14, 87:16, 92:17, 93:3, 93:6, 101:12, 105:16, 106:1, 116:3, 117:8, 117:25, 134:22, 140:2, 140:5, 152:27</p> <p><b>case'</b> [5] - 83:17, 83:25, 86:20, 86:25, 87:13</p> <p><b>cases</b> [3] - 15:4, 28:18, 54:21</p> <p><b>catch</b> [2] - 104:25, 131:20</p> <p><b>categories</b> [1] - 40:16</p> <p><b>categorise</b> [1] - 62:22</p> <p><b>category</b> [1] - 138:6</p> <p><b>causes</b> [1] - 115:18</p> <p><b>causing</b> [1] - 154:5</p> <p><b>caution</b> [1] - 59:4</p> <p><b>central</b> [4] - 10:13, 94:13, 94:15</p> <p><b>centrally</b> [5] - 21:20, 30:15, 66:9, 72:15, 136:10</p> <p><b>certain</b> [4] - 17:24, 36:25, 78:11, 85:14</p> <p><b>certainly</b> [63] - 10:23, 11:4, 14:4, 15:4, 18:20, 20:7, 20:29, 21:10, 24:20, 26:28, 27:2, 30:27, 31:3, 32:9, 34:13, 42:8, 44:12, 46:4, 46:27, 48:3,</p>	<p>50:16, 50:19, 58:1, 62:1, 63:7, 63:26, 64:9, 64:25, 65:23, 66:27, 70:20, 71:22, 72:7, 75:15, 84:19, 85:9, 86:10, 89:10, 91:7, 92:16, 93:26, 95:9, 99:18, 114:17, 118:20, 122:12, 126:17, 128:26, 128:27, 132:21, 133:7, 136:14, 136:26, 149:16, 149:19, 149:20, 151:2, 151:4, 151:7, 152:2, 154:19, 154:21</p> <p><b>certainty</b> [1] - 9:15</p> <p><b>cetera</b> [2] - 14:2, 127:2</p> <p><b>chain</b> [2] - 147:18, 147:22</p> <p><b>chair</b> [5] - 85:18, 89:8, 121:3, 139:2, 154:25</p> <p><b>CHAIRMAN</b> [173] - 5:4, 5:8, 5:14, 5:27, 6:2, 6:6, 37:4, 64:25, 73:18, 73:24, 73:29, 79:22, 79:27, 81:2, 81:9, 81:11, 81:13, 81:23, 84:27, 85:19, 86:2, 87:8, 87:14, 87:16, 88:5, 88:8, 88:11, 88:14, 88:26, 88:29, 89:10, 89:12, 89:15, 89:19, 89:22, 89:24, 89:27, 90:4, 90:6, 90:13, 90:16, 90:18, 100:13, 100:16, 100:19, 100:23, 101:17, 101:19, 103:2, 103:8, 103:14, 103:20, 103:24, 103:29, 104:2, 104:12, 104:18, 104:24, 104:29, 105:7, 105:10, 105:19, 106:7, 106:15,</p>
<b>B</b>			<b>C</b>		
<p><b>B33</b> [4] - 41:10, 41:22, 41:29, 79:13</p> <p><b>background</b> [7] - 8:21, 13:3, 14:13, 24:27, 42:25, 43:23, 81:28</p> <p><b>bad</b> [2] - 36:14, 121:20</p> <p><b>Baiba</b> [21] - 10:18, 16:14, 18:10, 20:9, 20:10, 29:19, 31:6, 55:11, 61:22, 86:1, 91:20, 95:8, 97:1, 99:2, 111:29, 113:4, 117:21, 124:29, 131:28, 135:26, 136:18</p> <p><b>based</b> [11] - 44:3, 83:20, 96:2, 101:22, 108:23,</p>					

<p>106:20, 109:11, 109:16, 109:20, 109:24, 110:7, 110:11, 110:13, 110:17, 110:25, 111:3, 111:5, 115:22, 116:3, 116:6, 116:17, 117:5, 121:4, 121:16, 122:5, 122:11, 122:16, 122:19, 122:23, 122:29, 123:12, 123:16, 123:22, 124:6, 124:11, 124:15, 124:17, 124:21, 124:24, 125:1, 125:3, 125:8, 125:10, 125:17, 125:22, 125:27, 126:2, 126:5, 129:16, 129:19, 129:26, 130:1, 130:3, 130:5, 130:9, 130:19, 130:29, 131:2, 131:29, 132:2, 132:4, 132:7, 132:9, 133:22, 134:13, 134:18, 134:22, 134:26, 135:2, 139:3, 139:7, 139:13, 140:18, 140:21, 140:25, 141:2, 141:9, 141:17, 141:24, 142:11, 144:16, 144:19, 144:23, 144:26, 144:29, 145:4, 145:11, 145:13, 145:20, 145:24, 145:26, 146:12, 146:15, 146:18, 146:20, 146:24, 147:3, 147:13, 147:21, 149:4, 149:6, 152:13, 152:21, 153:10, 153:17, 154:27, 155:1, 155:4, 155:8, 155:13, 155:16, 155:22, 155:24, 155:28</p> <p><b>Chairman</b> [23] - 5:6, 5:17, 25:13, 51:24, 73:28, 80:24, 81:22, 101:16, 104:19, 105:9, 109:15,</p>	<p>109:19, 110:8, 114:19, 121:5, 131:1, 146:16, 146:28, 147:18, 152:9, 152:11, 154:29, 155:27</p> <p><b>challenged</b> [1] - 154:20</p> <p><b>challenging</b> [1] - 110:3</p> <p><b>change</b> [2] - 141:1</p> <p><b>changed</b> [1] - 80:27</p> <p><b>chapter</b> [2] - 25:22, 64:16</p> <p><b>charge</b> [3] - 8:20, 80:16, 99:5</p> <p><b>charged</b> [2] - 10:15, 99:15</p> <p><b>charter</b> [1] - 47:17</p> <p><b>CHIEF</b> [2] - 4:6, 5:10</p> <p><b>Chief</b> [26] - 5:7, 5:14, 5:20, 6:2, 35:29, 37:17, 37:23, 37:29, 45:28, 65:4, 66:16, 68:20, 70:27, 75:25, 82:4, 89:20, 90:19, 97:18, 148:25, 151:17, 151:23, 151:26, 152:6, 152:24, 153:19, 153:24</p> <p><b>chief</b> [3] - 6:10, 6:16, 117:22</p> <p><b>child</b> [8] - 17:8, 27:4, 27:13, 66:11, 76:6, 84:14, 99:5, 144:1</p> <p><b>children</b> [2] - 8:11, 111:29</p> <p><b>Christmas</b> [1] - 49:22</p> <p><b>Christopher</b> [5] - 11:17, 15:26, 16:7, 16:12, 18:9</p> <p><b>Christy</b> [2] - 10:12, 32:9</p> <p><b>chronology</b> [2] - 116:13, 145:18</p> <p><b>Ciaran</b> [3] - 20:25, 21:20, 136:22</p> <p><b>circulated</b> [1] - 47:18</p>	<p><b>circumstances</b> [5] - 13:25, 47:21, 62:26, 85:24, 87:19</p> <p><b>city</b> [2] - 6:11, 6:12</p> <p><b>claim</b> [1] - 60:19</p> <p><b>clarification</b> [2] - 40:27, 146:17</p> <p><b>clarifications</b> [2] - 40:7, 42:21</p> <p><b>clarified</b> [2] - 40:10, 89:28</p> <p><b>clarify</b> [5] - 65:18, 70:23, 102:15, 109:1, 134:14</p> <p><b>clear</b> [24] - 7:16, 10:1, 23:27, 33:5, 69:13, 69:14, 77:25, 77:26, 78:28, 79:27, 87:16, 88:4, 88:8, 88:14, 91:1, 97:26, 100:24, 114:7, 124:7, 132:15, 134:4, 134:11, 139:4</p> <p><b>clearly</b> [4] - 23:20, 87:6, 119:25, 125:14</p> <p><b>clerical</b> [1] - 17:13</p> <p><b>click</b> [1] - 82:28</p> <p><b>clutches</b> [1] - 14:1</p> <p><b>CMO</b> [6] - 38:6, 38:14, 38:19, 39:19, 40:1, 150:27</p> <p><b>code</b> [1] - 9:22</p> <p><b>cognisance</b> [5] - 46:11, 128:9, 129:28, 130:6, 130:9</p> <p><b>collect</b> [2] - 117:10, 122:20</p> <p><b>coming</b> [9] - 5:15, 13:2, 28:4, 29:22, 45:6, 46:17, 83:8, 97:29, 116:26</p> <p><b>command</b> [1] - 57:3</p> <p><b>commence</b> [2] - 10:25, 25:8</p> <p><b>commenced</b> [2] - 7:10, 147:1</p> <p><b>commences</b> [3] - 5:18, 24:22,</p>	<p>25:17</p> <p><b>commendation</b> [1] - 17:5</p> <p><b>comment</b> [11] - 15:18, 31:14, 58:2, 85:11, 85:21, 94:2, 117:23, 120:15, 124:22, 153:9</p> <p><b>commented</b> [1] - 54:2</p> <p><b>commissioner</b> [24] - 5:25, 8:25, 8:29, 22:24, 38:9, 38:28, 39:9, 42:15, 45:17, 47:9, 48:26, 55:24, 56:13, 58:6, 60:16, 62:8, 64:5, 74:2, 151:3, 151:9, 151:12, 152:17, 154:28, 155:9</p> <p><b>Commissioner</b> [90] - 5:27, 6:3, 7:7, 7:12, 9:8, 11:1, 13:12, 22:14, 24:6, 31:27, 33:7, 33:15, 34:17, 39:7, 39:24, 40:4, 40:17, 57:6, 57:11, 57:13, 62:19, 64:23, 65:9, 68:13, 69:9, 69:22, 69:25, 71:8, 77:6, 77:26, 79:6, 82:16, 83:28, 86:17, 86:28, 87:7, 87:9, 87:27, 88:9, 88:18, 88:21, 93:17, 93:23, 94:6, 94:11, 96:9, 96:20, 98:18, 101:11, 103:2, 105:24, 107:19, 108:14, 109:5, 109:12, 111:16, 113:11, 117:9, 118:23, 119:8, 120:5, 120:26, 121:17, 123:6, 124:3, 125:15, 125:24, 126:8, 126:23, 127:20, 128:1, 132:20, 137:17, 138:13, 140:12, 141:11, 143:14, 144:19,</p>	<p>146:8, 146:29, 149:6, 150:29, 151:19, 151:21, 151:22, 152:2, 152:5, 153:1, 153:4, 153:22</p> <p><b>commissioner</b> [2] - 62:13, 100:26</p> <p><b>committed</b> [1] - 42:3</p> <p><b>common</b> [2] - 9:14, 9:26</p> <p><b>communication</b> [2] - 56:16, 59:18</p> <p><b>comparable</b> [2] - 31:13, 54:16</p> <p><b>compared</b> [2] - 103:25, 104:14</p> <p><b>comparison</b> [1] - 112:22</p> <p><b>compelling</b> [26] - 32:20, 33:15, 34:15, 62:18, 69:1, 69:17, 70:15, 70:19, 71:3, 71:9, 77:28, 78:29, 79:24, 80:5, 80:22, 81:16, 82:5, 82:15, 83:13, 83:18, 86:27, 87:14, 87:16, 93:6, 105:16</p> <p><b>competent</b> [2] - 10:14, 11:4</p> <p><b>compiled</b> [1] - 100:27</p> <p><b>complain</b> [1] - 103:3</p> <p><b>complainant</b> [1] - 56:7</p> <p><b>complaining</b> [1] - 149:18</p> <p><b>complains</b> [1] - 62:11</p> <p><b>complaint</b> [11] - 46:23, 56:14, 56:21, 56:26, 62:14, 89:17, 127:24, 128:2, 128:24, 129:15, 131:2</p> <p><b>complaints</b> [1] - 21:6</p> <p><b>complete</b> [1] - 38:24</p> <p><b>completed</b> [5] - 19:27, 33:10,</p>	<p>46:6, 49:14, 57:16</p> <p><b>complex</b> [2] - 19:27, 27:12</p> <p><b>complicated</b> [1] - 87:28</p> <p><b>comply</b> [1] - 64:5</p> <p><b>comprehensive</b> [5] - 19:15, 30:6, 61:2, 64:7, 67:12</p> <p><b>comprehensively</b> [2] - 51:10</p> <p><b>comprising</b> [1] - 53:8</p> <p><b>compromised</b> [1] - 57:2</p> <p><b>concern</b> [12] - 61:12, 75:14, 86:9, 90:2, 90:6, 98:28, 138:7, 138:23, 143:27, 144:4, 144:5</p> <p><b>concerned</b> [33] - 5:24, 17:26, 20:21, 31:11, 41:26, 42:3, 43:29, 44:8, 57:24, 61:1, 63:7, 64:4, 69:17, 75:20, 76:24, 79:15, 79:20, 79:25, 85:3, 85:25, 107:14, 124:19, 126:29, 127:25, 137:9, 137:23, 137:25, 139:13, 139:15, 139:22, 139:23, 139:27, 154:15</p> <p><b>concerning</b> [2] - 6:24, 60:8</p> <p><b>concerns</b> [10] - 51:3, 52:7, 61:16, 63:15, 63:16, 64:6, 98:26, 121:11, 121:22, 121:23</p> <p><b>conclude</b> [3] - 25:25, 93:20, 142:1</p> <p><b>concluded</b> [3] - 27:12, 93:4, 143:15</p> <p><b>concludes</b> [1] - 20:5</p> <p><b>concluding</b> [3] - 20:16, 23:25, 29:14</p> <p><b>conclusion</b> [39]</p>
---	---	---	---	---	--



<p>- 46:21, 68:18, 82:20, 82:22, 91:12, 91:25, 93:18, 100:17, 100:25, 102:13, 102:16, 102:20, 103:5, 103:11, 103:21, 104:5, 104:8, 105:22, 110:2, 110:18, 110:22, 121:1, 123:23, 124:2, 125:11, 125:13, 131:6, 131:8, 132:26, 132:29, 133:1, 137:16, 137:19, 138:11, 140:14, 141:26, 142:20, 142:25, 143:17</p> <p><b>conclusions</b> [7] - 64:17, 93:7, 96:16, 97:29, 103:18, 111:1, 138:13</p> <p><b>conduct</b> [8] - 34:11, 45:8, 50:20, 55:29, 74:17, 127:1, 127:14</p> <p><b>conducted</b> [6] - 6:23, 53:22, 55:15, 55:16, 83:22, 144:9</p> <p><b>conducting</b> [3] - 33:25, 62:12, 75:5</p> <p><b>conference</b> [1] - 117:25</p> <p><b>conferences</b> [1] - 6:29</p> <p><b>confidential</b> [23] - 17:23, 21:6, 47:4, 47:14, 47:16, 47:20, 47:22, 47:26, 48:2, 48:6, 49:12, 50:27, 52:3, 55:14, 55:18, 57:20, 58:7, 64:3, 64:14, 67:5, 67:10, 89:13, 131:16</p> <p><b>confined</b> [1] - 127:4</p> <p><b>confirm</b> [4] - 52:17, 111:28, 112:20, 122:26</p> <p><b>confirmed</b> [3] - 66:19, 102:9,</p>	<p>102:12</p> <p><b>conflict</b> [1] - 57:27</p> <p><b>connected</b> [1] - 53:4</p> <p><b>connection</b> [6] - 3:9, 7:3, 34:21, 42:29, 52:2, 80:2</p> <p><b>conscious</b> [4] - 33:3, 46:4, 52:11, 92:11</p> <p><b>consequence</b> [6] - 63:20, 131:17, 131:22, 143:28, 144:3, 148:3</p> <p><b>consider</b> [4] - 34:9, 81:29, 90:23, 105:21</p> <p><b>considerable</b> [1] - 32:3</p> <p><b>consideration</b> [3] - 9:12, 59:14, 70:29</p> <p><b>considerations</b> [1] - 104:4</p> <p><b>considered</b> [18] - 15:5, 46:19, 57:5, 58:20, 58:29, 63:1, 89:21, 90:15, 90:22, 91:22, 102:6, 102:17, 105:20, 108:16, 111:12, 142:6, 146:8</p> <p><b>considering</b> [1] - 46:28</p> <p><b>consisted</b> [1] - 122:25</p> <p><b>constitute</b> [2] - 19:17, 103:16</p> <p><b>constituted</b> [2] - 75:23, 78:15</p> <p><b>constrained</b> [1] - 42:6</p> <p><b>construed</b> [2] - 13:5, 39:22</p> <p><b>consult</b> [2] - 33:25, 34:1</p> <p><b>consultation</b> [1] - 145:14</p> <p><b>contact</b> [5] - 19:6, 19:8, 23:6, 35:6, 37:29</p> <p><b>contacted</b> [3] - 11:17, 35:5, 37:29</p> <p><b>contacts</b> [6] - 20:14, 23:4, 24:5,</p>	<p>25:9, 25:11, 52:27</p> <p><b>contain</b> [1] - 24:17</p> <p><b>contained</b> [9] - 16:21, 47:3, 49:11, 55:14, 116:23, 117:28, 121:16, 121:18, 139:18</p> <p><b>contemporaneously</b> [4] - 36:27, 52:26, 52:27, 148:16</p> <p><b>content</b> [1] - 84:12</p> <p><b>contents</b> [3] - 45:2, 91:19, 143:16</p> <p><b>contested</b> [2] - 114:5, 115:19</p> <p><b>context</b> [10] - 12:10, 40:1, 40:21, 102:11, 102:19, 102:28, 105:21, 107:6, 114:22, 115:2</p> <p><b>continuance</b> [1] - 138:4</p> <p><b>continue</b> [3] - 57:14, 150:10, 150:25</p> <p><b>continued</b> [1] - 46:11</p> <p><b>continuing</b> [1] - 57:18</p> <p><b>contracted</b> [1] - 101:2</p> <p><b>contradicts</b> [1] - 73:16</p> <p><b>contrary</b> [1] - 26:1</p> <p><b>contrasting</b> [2] - 100:25, 100:28</p> <p><b>control</b> [1] - 57:4</p> <p><b>controversial</b> [3] - 111:23, 112:9, 154:6</p> <p><b>conversation</b> [19] - 9:1, 22:20, 22:22, 22:29, 23:6, 34:5, 35:12, 35:23, 36:17, 36:27, 139:20, 144:23, 147:28, 148:4, 148:12, 148:16, 149:9, 149:12, 150:8</p> <p><b>conversations</b> [1] - 149:10</p>	<p><b>Coolock</b> [3] - 16:8, 16:13, 135:22</p> <p><b>coordinate</b> [1] - 61:15</p> <p><b>coordination</b> [2] - 97:24, 127:1</p> <p><b>copy</b> [5] - 10:9, 47:9, 112:19, 112:20, 127:21</p> <p><b>core</b> [1] - 72:29</p> <p><b>correct</b> [57] - 6:9, 7:9, 9:23, 24:19, 32:27, 33:14, 35:2, 37:21, 37:22, 38:7, 39:13, 39:21, 40:18, 42:14, 43:3, 47:14, 48:14, 51:23, 51:24, 52:1, 52:4, 52:5, 52:10, 52:11, 52:20, 52:24, 52:29, 53:7, 55:3, 55:4, 56:8, 60:3, 60:9, 60:11, 60:12, 62:7, 63:13, 66:14, 67:28, 68:11, 70:5, 70:9, 75:28, 81:4, 81:9, 81:10, 84:4, 84:10, 93:2, 96:9, 100:19, 100:20, 127:5, 141:2, 146:4, 146:27, 151:1</p> <p><b>corrected</b> [3] - 73:15, 73:18, 73:22</p> <p><b>correction</b> [1] - 146:24</p> <p><b>correctly</b> [2] - 48:18, 65:11</p> <p><b>corresponded</b> [1] - 39:16</p> <p><b>correspondence</b> [13] - 38:2, 38:12, 39:14, 39:23, 47:27, 56:24, 146:6, 146:25, 147:1, 147:19, 147:22, 151:6, 154:2</p> <p><b>correspondences</b> [1] - 22:21</p> <p><b>Costello</b> [14] - 35:16, 37:12, 38:13, 56:14, 56:17, 56:22,</p>	<p>56:25, 56:29, 57:7, 57:9, 128:16, 146:7, 146:10, 146:16</p> <p><b>Costello's</b> [1] - 147:2</p> <p><b>counsel</b> [2] - 87:8, 140:1</p> <p><b>counter</b> [1] - 61:25</p> <p><b>course</b> [23] - 5:22, 8:7, 8:17, 28:8, 37:18, 40:9, 44:4, 45:7, 49:19, 52:18, 58:24, 60:18, 67:4, 78:14, 85:22, 94:27, 106:15, 131:29, 141:17, 149:28, 150:1, 153:17, 155:28</p> <p><b>Court</b> [2] - 28:5, 106:7</p> <p><b>court</b> [4] - 7:27, 13:25, 19:13, 28:4</p> <p><b>cover</b> [3] - 66:14, 143:11</p> <p><b>covers</b> [1] - 25:9</p> <p><b>credibility</b> [2] - 13:16, 14:11</p> <p><b>credible</b> [11] - 14:21, 15:9, 15:12, 28:6, 75:17, 86:11, 98:28, 107:5, 136:25, 138:20, 144:6</p> <p><b>crime</b> [4] - 14:27, 15:1, 15:15, 97:11</p> <p><b>criminal</b> [3] - 31:20, 49:28, 54:16</p> <p><b>Criminal</b> [1] - 58:28</p> <p><b>criticise</b> [1] - 144:20</p> <p><b>criticising</b> [1] - 97:22</p> <p><b>criticism</b> [3] - 12:16, 18:15, 66:22</p> <p><b>CROSS</b> [2] - 4:8, 65:1</p> <p><b>cross</b> [2] - 86:3, 140:5</p> <p><b>cross-examination</b> [1] - 140:5</p>	<p><b>CROSS-EXAMINED</b> [2] - 4:8, 65:1</p> <p><b>Curran</b> [4] - 63:15, 63:22, 63:23, 63:28</p>
<b>D</b>					
<p><b>Daily</b> [3] - 48:1, 56:2, 58:10</p> <p><b>damage</b> [1] - 12:24</p> <p><b>dangerous</b> [1] - 31:20</p> <p><b>dangers</b> [1] - 52:12</p> <p><b>dare</b> [1] - 101:6</p> <p><b>date</b> [6] - 17:20, 25:18, 37:8, 49:14, 74:8, 151:20</p> <p><b>DATED</b> [1] - 3:2</p> <p><b>dated</b> [3] - 15:29, 16:19, 74:18</p> <p><b>dates</b> [1] - 20:19</p> <p><b>dating</b> [1] - 73:3</p> <p><b>DAY</b> [1] - 3:2</p> <p><b>days</b> [5] - 3:13, 6:27, 106:28, 106:29, 147:8</p> <p><b>dead</b> [1] - 6:21</p> <p><b>deal</b> [5] - 14:3, 25:5, 27:27, 28:16, 29:6</p> <p><b>dealing</b> [2] - 22:26, 31:20</p> <p><b>dealings</b> [1] - 55:2</p> <p><b>deals</b> [4] - 25:16, 25:22, 117:27, 120:28</p> <p><b>dealt</b> [6] - 97:17, 117:24, 121:8, 121:13, 127:17, 128:21</p> <p><b>December</b> [11] - 7:11, 15:29, 19:5, 40:11, 47:28, 48:27, 52:3, 55:29, 65:8, 74:9, 118:1</p> <p><b>decide</b> [2] - 49:27, 70:9</p> <p><b>decided</b> [3] - 33:29, 130:25, 130:27</p> <p><b>decision</b> [20] -</p>					

<p>14:24, 19:13, 32:25, 33:3, 33:19, 33:21, 45:20, 57:12, 69:26, 70:5, 77:7, 77:13, 78:13, 78:18, 108:8, 119:9, 120:1, 120:25, 141:6, 144:26</p> <p><b>declares</b> [2] - 80:13, 116:23</p> <p><b>declaring</b> [1] - 81:2</p> <p><b>dedicate</b> [1] - 57:25</p> <p><b>dedicated</b> [1] - 54:17</p> <p><b>deduced</b> [3] - 48:5, 48:7, 145:1</p> <p><b>deemed</b> [1] - 51:21</p> <p><b>deficiencies</b> [1] - 61:13</p> <p><b>define</b> [1] - 12:18</p> <p><b>defines</b> [1] - 42:13</p> <p><b>defining</b> [1] - 107:13</p> <p><b>delay</b> [5] - 45:27, 46:7, 130:21, 146:5, 153:2</p> <p><b>delivered</b> [2] - 63:8, 137:26</p> <p><b>delivering</b> [2] - 141:27, 153:19</p> <p><b>denies</b> [1] - 44:17</p> <p><b>depth</b> [1] - 55:17</p> <p><b>deputed</b> [1] - 10:25</p> <p><b>Deputy</b> [1] - 39:7</p> <p><b>described</b> [5] - 23:4, 25:7, 71:27, 114:4, 145:22</p> <p><b>describes</b> [1] - 43:6</p> <p><b>description</b> [1] - 20:3</p> <p><b>designed</b> [3] - 61:10, 62:9, 65:13</p> <p><b>despite</b> [1] - 32:10</p> <p><b>detail</b> [8] - 18:17, 23:6, 25:19, 36:5, 42:18, 51:8, 64:20, 71:25</p>	<p><b>detailed</b> [3] - 42:25, 64:8, 113:5</p> <p><b>detailing</b> [2] - 24:5, 25:8</p> <p><b>details</b> [7] - 17:25, 19:8, 23:5, 67:29, 123:20, 128:12, 146:26</p> <p><b>Detective</b> [33] - 8:19, 10:12, 11:2, 11:18, 11:24, 16:2, 16:11, 18:9, 18:23, 18:25, 18:28, 20:23, 20:25, 21:8, 21:17, 21:20, 22:5, 22:25, 23:8, 30:14, 32:2, 66:8, 72:16, 73:8, 73:21, 73:25, 97:12, 99:19, 99:22, 117:29, 136:6, 136:9, 136:22</p> <p><b>detective</b> [17] - 10:13, 11:17, 14:20, 15:26, 16:7, 20:24, 21:1, 21:9, 30:11, 50:9, 61:5, 64:11, 65:28, 71:29, 99:17, 127:15</p> <p><b>determine</b> [1] - 23:25</p> <p><b>died</b> [1] - 106:29</p> <p><b>differed</b> [1] - 101:3</p> <p><b>difference</b> [4] - 12:19, 32:15, 75:19, 155:10</p> <p><b>different</b> [15] - 21:26, 23:17, 25:11, 26:12, 38:10, 40:16, 55:7, 61:4, 63:18, 67:7, 85:29, 87:20, 104:13, 126:19, 148:11</p> <p><b>differentiates</b> [1] - 98:11</p> <p><b>differently</b> [1] - 68:24</p> <p><b>difficult</b> [2] - 15:11, 15:14</p> <p><b>difficulties</b> [3] - 59:5, 59:6, 117:27</p> <p><b>difficulty</b> [2] - 28:17, 37:4</p>	<p><b>direct</b> [1] - 53:24</p> <p><b>directed</b> [9] - 29:27, 30:12, 40:17, 65:8, 98:18, 108:10, 132:4, 136:11, 151:8</p> <p><b>direction</b> [11] - 7:6, 10:28, 10:29, 30:13, 47:2, 65:21, 68:7, 68:12, 107:18, 107:23, 108:15</p> <p><b>directive</b> [1] - 41:23</p> <p><b>Directive</b> [2] - 41:25, 47:18</p> <p><b>directly</b> [2] - 3:8, 7:18</p> <p><b>DIRECTLY</b> [2] - 4:7, 5:11</p> <p><b>disagree</b> [3] - 109:10, 109:14, 138:17</p> <p><b>disappeared</b> [1] - 123:8</p> <p><b>disciplinary</b> [67] - 33:22, 33:25, 34:21, 39:20, 41:7, 45:11, 45:24, 47:1, 57:17, 57:18, 62:6, 64:1, 68:25, 69:29, 70:15, 71:6, 72:29, 77:10, 77:20, 78:12, 78:25, 79:1, 79:8, 80:17, 80:19, 80:21, 81:18, 83:25, 85:6, 91:12, 92:26, 96:11, 102:13, 102:16, 102:29, 105:18, 111:9, 111:13, 111:22, 113:19, 113:23, 114:13, 114:17, 115:10, 115:28, 118:28, 120:28, 121:14, 125:6, 126:16, 126:19, 127:27, 128:29, 130:14, 131:10, 132:4, 132:22, 133:17, 137:12, 137:16, 138:15, 140:12, 141:21, 142:2, 142:20, 145:27, 153:12</p>	<p><b>discipline</b> [91] - 9:13, 9:15, 32:21, 32:25, 32:29, 33:1, 33:12, 33:24, 34:4, 34:8, 41:14, 41:17, 41:28, 45:14, 45:25, 46:14, 46:18, 46:25, 62:20, 62:21, 63:9, 69:2, 69:8, 69:19, 69:20, 69:24, 70:4, 70:22, 71:7, 74:27, 75:19, 77:23, 78:21, 79:12, 79:16, 79:17, 79:26, 80:1, 80:3, 80:6, 80:14, 80:18, 82:19, 100:14, 100:18, 100:25, 103:22, 103:27, 104:5, 104:10, 111:18, 113:19, 113:20, 113:25, 116:7, 116:12, 118:19, 119:7, 119:22, 121:29, 122:6, 123:2, 123:22, 124:10, 125:25, 126:21, 127:18, 127:27, 128:3, 128:10, 128:22, 130:2, 130:4, 130:10, 130:28, 130:29, 132:2, 132:18, 132:20, 138:17, 141:6, 141:7, 141:27, 142:15, 143:1, 143:23, 144:9, 144:12, 145:9</p> <p><b>Discipline</b> [12] - 9:24, 41:8, 41:24, 44:6, 63:5, 78:16, 78:19, 83:24, 86:23, 87:3, 114:9, 115:3</p> <p><b>disciplined</b> [1] - 58:5</p> <p><b>disclose</b> [1] - 58:13</p> <p><b>disclosed</b> [9] - 47:20, 47:25, 48:17, 48:19, 48:20, 48:22, 53:23, 58:23, 58:25</p>	<p><b>disclosing</b> [1] - 58:26</p> <p><b>disclosure</b> [2] - 48:13, 54:12</p> <p><b>DISCLOSURES</b> [1] - 3:4</p> <p><b>disclosures</b> [1] - 59:25</p> <p><b>discontinue</b> [1] - 45:21</p> <p><b>discontinued</b> [5] - 38:29, 39:1, 78:23, 78:26, 79:4</p> <p><b>discover</b> [1] - 67:13</p> <p><b>discovered</b> [5] - 60:17, 66:8, 67:7, 140:20, 140:28</p> <p><b>discretely</b> [1] - 107:1</p> <p><b>discuss</b> [3] - 7:12, 7:18, 23:24</p> <p><b>discussed</b> [4] - 33:17, 132:14, 140:22, 140:26</p> <p><b>discussion</b> [5] - 8:28, 14:19, 14:24, 22:17, 45:16</p> <p><b>discussions</b> [1] - 115:12</p> <p><b>dismissed</b> [1] - 123:29</p> <p><b>dispute</b> [2] - 122:21, 122:23</p> <p><b>disputed</b> [1] - 72:10</p> <p><b>dissect</b> [2] - 102:22, 105:5</p> <p><b>district</b> [11] - 6:10, 14:18, 16:8, 16:9, 16:13, 16:20, 16:24, 21:16, 63:28, 135:18, 135:21</p> <p><b>districts</b> [1] - 55:1</p> <p><b>divide</b> [1] - 12:17</p> <p><b>division</b> [6] - 6:12, 10:14, 21:1, 21:10, 55:1, 65:29</p> <p><b>doctors</b> [1] - 38:15</p> <p><b>document</b> [58] - 11:1, 11:7, 19:18, 22:6, 23:16, 23:28, 30:29,</p>	<p>31:3, 33:9, 34:24, 40:6, 40:7, 40:15, 41:4, 42:20, 43:1, 44:26, 47:10, 47:15, 52:7, 59:13, 68:15, 71:17, 73:16, 85:27, 89:17, 90:22, 91:23, 92:2, 92:3, 92:4, 92:6, 92:27, 92:28, 98:10, 98:12, 101:3, 101:13, 107:13, 107:17, 107:18, 108:12, 109:13, 112:23, 113:1, 113:2, 113:5, 113:7, 115:5, 116:9, 117:10, 117:17, 117:19, 118:26, 119:2, 126:9, 145:17</p> <p><b>documentation</b> [1] - 55:26</p> <p><b>documented</b> [1] - 26:11</p> <p><b>documents</b> [9] - 24:18, 34:22, 42:17, 47:19, 51:25, 51:26, 51:27, 88:22, 96:18</p> <p><b>Donal</b> [3] - 16:9, 16:10, 18:26</p> <p><b>done</b> [31] - 9:23, 13:29, 14:17, 17:8, 17:16, 21:5, 27:14, 50:29, 54:15, 56:6, 57:16, 58:18, 59:23, 60:21, 61:8, 63:19, 63:20, 64:8, 67:23, 80:15, 111:2, 111:3, 116:18, 125:13, 129:12, 130:16, 150:16, 151:10, 153:6, 153:13</p> <p><b>down</b> [39] - 5:5, 5:14, 17:25, 19:5, 19:7, 19:10, 19:11, 23:5, 23:7, 23:15, 25:11, 25:12, 39:6, 39:9, 42:26, 43:15, 43:17, 47:8, 47:10, 48:28, 64:10, 70:26,</p>
--	--	--	--	--	--

<p>75:24, 75:29, 81:26, 81:27, 82:22, 82:28, 85:23, 91:14, 102:1, 106:26, 110:10, 110:26, 112:3, 117:15, 144:13  <b>DPP</b> [1] - 49:27  <b>Dr</b> [1] - 38:11  <b>draft</b> [35] - 31:29, 72:26, 73:7, 73:12, 73:13, 74:5, 90:20, 90:29, 93:5, 93:18, 94:7, 98:14, 99:29, 100:6, 102:7, 102:11, 102:18, 107:12, 107:22, 108:11, 108:16, 109:12, 112:26, 114:3, 119:11, 137:18, 137:28, 138:9, 138:12, 139:18, 140:13, 142:2, 142:18, 142:21, 143:16  <b>drafting</b> [4] - 103:22, 103:25, 104:10, 104:14  <b>draw</b> [1] - 140:10  <b>drawing</b> [1] - 113:3  <b>drawn</b> [1] - 100:8  <b>drew</b> [1] - 85:10  <b>Dublin</b> [4] - 6:13, 50:16  <b>due</b> [1] - 40:9  <b>during</b> [16] - 5:23, 6:3, 8:7, 18:2, 67:4, 78:14, 91:22, 102:21, 107:26, 108:19, 109:3, 109:4, 114:23, 122:12, 144:1, 152:2  <b>duties</b> [1] - 58:24  <b>duty</b> [18] - 28:8, 34:18, 46:5, 62:18, 86:27, 124:16, 134:25, 137:6, 137:21, 138:28, 140:15, 141:28, 142:4, 149:5, 153:15, 153:20, 154:13,</p>	<p>154:17  <b>Dwyer</b> [26] - 34:21, 38:11, 40:5, 40:12, 40:24, 42:22, 45:13, 46:22, 47:28, 56:11, 56:15, 56:21, 112:19, 117:16, 118:15, 120:20, 120:23, 122:12, 122:25, 123:15, 126:15, 127:28, 128:7, 128:11, 129:24, 130:7  <b>Dwyer's</b> [1] - 122:19</p> <p style="text-align: center;"><b>E</b></p> <p><b>early</b> [6] - 5:5, 8:17, 37:18, 48:27, 49:19, 73:9  <b>ease</b> [1] - 89:9  <b>effect</b> [6] - 35:25, 42:9, 45:17, 48:13, 85:27, 148:29  <b>effective</b> [1] - 15:15  <b>effects</b> [1] - 59:24  <b>effort</b> [1] - 57:25  <b>efforts</b> [1] - 136:20  <b>eight</b> [4] - 51:2, 54:9, 64:13, 153:6  <b>either</b> [7] - 6:23, 23:24, 32:5, 48:21, 57:22, 107:1, 124:14  <b>element</b> [1] - 100:1  <b>eliminate</b> [1] - 13:20  <b>elsewhere</b> [1] - 97:13  <b>embraced</b> [3] - 6:11, 12:13, 63:18  <b>empowered</b> [1] - 54:11  <b>enable</b> [1] - 62:9  <b>encapsulate</b> [1] - 50:22  <b>enclosing</b> [1] - 47:8</p>	<p><b>encompass</b> [1] - 28:5  <b>end</b> [7] - 18:4, 39:16, 71:10, 85:23, 116:4, 116:6, 131:20  <b>ended</b> [1] - 118:11  <b>ends</b> [2] - 116:3, 152:25  <b>engaged</b> [1] - 35:22  <b>engagement</b> [1] - 30:24  <b>enquire</b> [3] - 36:11, 49:10, 56:19  <b>enquired</b> [1] - 38:8  <b>enquiries</b> [3] - 49:16, 54:26, 56:12  <b>enquiry</b> [1] - 49:17  <b>ensued</b> [2] - 96:12, 111:11  <b>entailed</b> [1] - 7:19  <b>enthusiasticall</b>  <b>y</b> [1] - 152:18  <b>entirely</b> [4] - 45:5, 79:27, 80:7, 139:4  <b>entirety</b> [2] - 112:24, 118:3  <b>envisage</b> [1] - 74:25  <b>envisaged</b> [3] - 74:26, 75:27, 76:13  <b>equally</b> [1] - 155:7  <b>escapes</b> [1] - 74:9  <b>essential</b> [1] - 100:29  <b>establish</b> [4] - 11:18, 71:14, 77:1, 81:20  <b>established</b> [9] - 43:28, 49:10, 116:17, 140:16, 140:21, 142:4, 142:19, 142:26, 143:19  <b>et</b> [2] - 14:1, 127:2  <b>European</b> [2] - 28:5, 106:7  <b>Eve</b> [1] - 49:22</p>	<p><b>event</b> [9] - 12:28, 19:3, 24:14, 38:23, 45:15, 51:18, 75:3, 76:21, 102:29  <b>events</b> [4] - 11:11, 13:18, 42:11, 61:28  <b>eventually</b> [4] - 40:26, 152:25, 153:21  <b>evidence</b> [35] - 13:14, 18:29, 19:1, 32:13, 44:19, 55:19, 56:5, 60:17, 63:15, 65:10, 69:25, 75:21, 82:3, 84:2, 84:5, 85:14, 89:8, 89:21, 90:14, 101:2, 103:10, 103:16, 114:1, 114:29, 115:7, 115:12, 122:20, 124:28, 131:3, 133:4, 135:4, 143:8, 143:10, 146:21  <b>ex</b> [1] - 135:15  <b>exactly</b> [7] - 17:4, 43:11, 43:12, 88:12, 90:12, 120:6, 130:29  <b>examination</b> [3] - 19:25, 77:21, 140:5  <b>EXAMINED</b> [4] - 4:7, 4:8, 5:11, 65:1  <b>examined</b> [6] - 16:12, 18:9, 41:10, 52:19, 66:27, 78:5  <b>example</b> [11] - 41:25, 58:6, 59:2, 67:25, 76:4, 97:12, 98:22, 99:9, 128:18, 135:1, 136:6  <b>except</b> [5] - 23:16, 47:20, 95:6, 98:4  <b>exceptional</b> [1] - 47:21  <b>excess</b> [1] - 49:14  <b>exchange</b> [2] -</p>	<p>150:23, 154:2  <b>exchanged</b> [1] - 128:16  <b>exclusively</b> [2] - 20:19, 29:7  <b>exercise</b> [18] - 10:2, 65:18, 66:13, 66:22, 67:17, 67:19, 67:27, 68:4, 69:6, 71:24, 72:25, 74:5, 129:12, 130:15, 133:19, 134:25, 152:27  <b>existed</b> [3] - 65:14, 65:27, 99:17  <b>existence</b> [8] - 20:7, 23:20, 29:17, 29:21, 43:29, 70:17, 83:3, 83:7  <b>exoneration</b> [1] - 20:2  <b>expand</b> [1] - 24:4  <b>expanded</b> [1] - 101:2  <b>expect</b> [18] - 20:29, 21:11, 21:14, 21:22, 21:26, 22:2, 33:6, 55:6, 65:28, 66:1, 88:20, 99:18, 99:23, 122:12, 123:16, 130:17, 136:3, 153:12  <b>expected</b> [7] - 30:9, 42:7, 66:26, 67:22, 72:11, 99:13, 153:14  <b>expecting</b> [1] - 113:4  <b>expedite</b> [1] - 152:6  <b>experience</b> [3] - 9:11, 43:4, 65:25  <b>experienced</b> [4] - 27:11, 27:15, 27:20, 86:11  <b>explain</b> [5] - 12:18, 104:22, 104:23, 123:12, 127:9  <b>explained</b> [3] - 54:7, 104:22, 113:14  <b>explaining</b> [1] - 20:26  <b>explanation</b> [5] -</p>	<p>44:4, 105:2, 121:1, 145:15, 152:28  <b>explicit</b> [3] - 41:9, 41:25, 47:19  <b>exploration</b> [1] - 66:7  <b>explore</b> [1] - 101:7  <b>explored</b> [2] - 66:6, 94:16  <b>exploring</b> [2] - 100:23, 111:10  <b>express</b> [2] - 53:24, 86:16  <b>expressed</b> [10] - 33:10, 51:4, 52:7, 56:4, 61:12, 68:24, 87:6, 96:10, 98:27, 99:7  <b>expressly</b> [5] - 32:28, 63:16, 80:11, 80:12  <b>extend</b> [1] - 10:21  <b>extent</b> [3] - 24:1, 53:23, 54:3  <b>extract</b> [1] - 42:28  <b>extreme</b> [2] - 15:4, 15:7  <b>extremely</b> [1] - 59:8</p> <p style="text-align: center;"><b>F</b></p> <p><b>face</b> [3] - 22:26, 26:5  <b>face-to-face</b> [1] - 22:26  <b>fact</b> [155] - 7:14, 8:14, 9:3, 9:5, 9:11, 9:16, 9:22, 10:2, 10:5, 11:11, 12:9, 15:28, 19:2, 24:2, 29:28, 32:10, 36:5, 37:20, 38:16, 40:18, 44:24, 46:16, 49:21, 52:16, 57:17, 60:28, 60:29, 61:10, 61:17, 62:3, 63:27, 65:10, 65:17, 65:20, 65:22, 67:17, 67:23, 68:18, 68:28,</p>
---	--	---	--	---	---

<p>69:6, 70:8, 71:26, 71:28, 73:10, 73:11, 74:4, 76:15, 76:19, 76:26, 76:27, 77:2, 77:18, 77:24, 79:1, 80:2, 80:9, 80:11, 81:17, 81:25, 85:10, 87:1, 89:21, 90:21, 90:29, 91:7, 91:11, 91:22, 92:18, 92:24, 93:4, 93:8, 93:12, 93:16, 93:23, 96:3, 96:4, 96:8, 96:25, 97:26, 97:29, 98:1, 100:6, 100:11, 100:22, 100:27, 101:22, 101:24, 102:4, 102:8, 102:17, 102:21, 102:24, 103:26, 104:14, 105:3, 105:11, 105:14, 105:23, 107:20, 107:27, 108:4, 108:10, 108:13, 108:20, 109:4, 109:8, 110:4, 110:22, 111:10, 113:17, 113:29, 114:15, 114:19, 114:23, 115:9, 115:24, 116:13, 118:25, 119:6, 119:14, 119:23, 119:26, 119:27, 120:16, 125:13, 125:20, 131:6, 131:8, 131:17, 131:22, 131:25, 132:12, 132:25, 132:28, 133:5, 136:27, 137:3, 137:7, 137:23, 138:4, 138:15, 140:17, 140:28, 142:5, 142:9, 142:19, 142:21, 142:29, 143:19, 145:7, 145:18, 147:12, 151:17, 154:3, 154:14</p> <p><b>fact-find</b> [13] - 65:10, 65:22, 67:17, 68:18, 71:26, 73:10, 74:4, 81:25,</p>	<p>108:10, 108:13, 142:5, 142:19, 143:19</p> <p><b>fact-finding</b> [118] - 7:14, 8:14, 9:3, 9:5, 9:11, 9:16, 9:22, 10:2, 10:5, 11:11, 12:9, 15:28, 19:2, 24:2, 29:28, 57:17, 60:28, 60:29, 61:10, 61:17, 62:3, 63:27, 65:17, 65:20, 67:23, 68:28, 69:6, 70:8, 71:28, 73:11, 76:15, 76:19, 76:26, 77:2, 77:18, 77:24, 79:1, 80:2, 80:9, 80:11, 81:17, 87:1, 90:21, 90:29, 91:7, 91:11, 91:22, 92:24, 93:4, 93:8, 93:16, 93:23, 96:3, 96:4, 96:8, 96:25, 97:26, 97:29, 98:1, 100:6, 100:11, 100:22, 101:22, 101:24, 102:4, 102:8, 102:17, 102:21, 102:24, 103:26, 104:14, 105:3, 105:11, 105:14, 105:23, 107:20, 107:27, 108:4, 108:10, 108:13, 108:20, 109:4, 109:8, 110:4, 110:22, 111:10, 113:17, 113:29, 114:15, 114:19, 114:23, 115:9, 115:24, 116:13, 118:25, 119:6, 119:14, 119:23, 119:26, 119:27, 120:16, 125:13, 125:20, 131:6, 131:8, 131:17, 131:22, 131:25, 132:12, 132:25, 132:28, 133:5, 136:27, 137:3, 137:7, 137:23, 138:4, 138:15, 140:17, 140:28, 142:5, 142:9, 142:19, 142:21, 142:29, 143:19, 145:7, 145:18, 147:12, 151:17, 154:3, 154:14</p> <p><b>fact-find</b> [13] - 65:10, 65:22, 67:17, 68:18, 71:26, 73:10, 74:4, 81:25,</p>	<p>98:15</p> <p><b>facts</b> [17] - 9:7, 9:9, 19:25, 23:20, 29:21, 31:2, 45:9, 68:29, 70:10, 70:17, 77:3, 82:11, 82:15, 83:7, 101:29, 108:19, 141:7</p> <p><b>factual</b> [1] - 100:29</p> <p><b>failed</b> [1] - 56:5</p> <p><b>failure</b> [3] - 54:3, 61:14, 63:17</p> <p><b>failures</b> [7] - 36:22, 36:23, 61:13, 61:14, 127:2, 148:5, 148:18</p> <p><b>fair</b> [12] - 15:18, 30:3, 30:6, 31:13, 31:14, 94:1, 120:26, 128:15, 141:28, 147:21, 152:7, 155:8</p> <p><b>fairly</b> [4] - 28:5, 58:8, 106:8, 152:26</p> <p><b>fairness</b> [3] - 73:19, 78:4, 150:19</p> <p><b>fallen</b> [1] - 138:5</p> <p><b>falling</b> [1] - 40:16</p> <p><b>familiar</b> [1] - 90:25</p> <p><b>far</b> [15] - 6:14, 31:10, 34:16, 48:21, 61:1, 69:17, 76:23, 79:24, 95:6, 107:13, 108:5, 127:25, 129:21, 137:8, 154:15</p> <p><b>faster</b> [1] - 152:18</p> <p><b>fault</b> [2] - 134:8, 147:24</p> <p><b>favour</b> [6] - 44:8, 44:13, 63:7, 115:9, 124:19, 137:22</p> <p><b>fax</b> [4] - 35:8, 35:16, 38:4, 147:26</p> <p><b>fear</b> [8] - 27:2, 27:6, 76:8, 76:10, 84:15, 84:16, 93:14, 143:27</p> <p><b>feared</b> [1] -</p>	<p>44:18</p> <p><b>fears</b> [6] - 8:12, 26:2, 27:18, 76:9, 84:6, 99:6</p> <p><b>February</b> [4] - 38:10, 38:11, 40:29, 128:14</p> <p><b>FEBRUARY</b> [3] - 3:3, 5:2, 156:3</p> <p><b>Feehan</b> [21] - 5:7, 65:5, 66:16, 68:21, 70:27, 75:25, 82:5, 89:20, 90:17, 90:19, 97:18, 105:24, 113:12, 117:9, 120:26, 121:17, 137:17, 138:13, 140:12, 143:15, 153:1</p> <p><b>FEEHAN</b> [2] - 4:6, 5:10</p> <p><b>felt</b> [7] - 69:10, 69:29, 71:9, 86:8, 91:6, 93:14</p> <p><b>Fergus</b> [1] - 56:11</p> <p><b>few</b> [2] - 37:2, 118:15</p> <p><b>file</b> [2] - 38:24, 49:28</p> <p><b>files</b> [1] - 16:12</p> <p><b>final</b> [12] - 19:14, 23:15, 29:6, 33:4, 43:24, 44:14, 45:5, 50:24, 51:19, 68:19, 92:25, 130:13</p> <p><b>findings</b> [1] - 94:6</p> <p><b>finish</b> [2] - 58:10, 155:5</p> <p><b>finished</b> [4] - 27:12, 117:4, 118:15, 155:2</p> <p><b>fire</b> [1] - 95:22</p> <p><b>first</b> [16] - 5:6, 16:19, 19:5, 22:12, 49:1, 56:18, 65:7, 73:22, 103:9, 111:24, 115:25, 134:13, 152:22, 154:9, 154:27</p> <p><b>firstly</b> [2] - 60:27, 111:26</p> <p><b>fit</b> [2] - 146:21, 154:15</p> <p><b>fitness</b> [1] - 150:27</p>	<p><b>five</b> [6] - 70:26, 89:2, 89:3, 106:28, 153:13</p> <p><b>flow</b> [1] - 111:21</p> <p><b>focus</b> [8] - 20:19, 20:22, 45:5, 92:26, 94:8, 94:13, 94:15</p> <p><b>focused</b> [4] - 30:2, 30:4, 43:3, 72:21</p> <p><b>focusing</b> [2] - 76:27, 129:7</p> <p><b>follow</b> [8] - 10:4, 22:10, 54:17, 69:27, 105:7, 124:24, 125:22, 128:7</p> <p><b>follow-up</b> [1] - 128:7</p> <p><b>following</b> [8] - 6:27, 37:11, 38:2, 39:12, 40:20, 44:28, 95:11, 149:27</p> <p><b>FOLLOWS</b> [4] - 5:1, 5:12, 65:1, 89:6</p> <p><b>follows</b> [1] - 31:10</p> <p><b>foot</b> [3] - 10:11, 60:13, 85:17</p> <p><b>footing</b> [1] - 77:11</p> <p><b>FOR</b> [1] - 89:5</p> <p><b>foregoing</b> [1] - 29:16</p> <p><b>foregoing..</b> [4] - 93:9, 96:17, 105:13, 108:6</p> <p><b>foresaw</b> [1] - 62:5</p> <p><b>forget</b> [1] - 87:14</p> <p><b>forgetting</b> [1] - 131:3</p> <p><b>forgive</b> [1] - 109:6</p> <p><b>forgot</b> [1] - 155:29</p> <p><b>form</b> [10] - 41:10, 42:6, 53:11, 57:22, 75:21, 79:16, 101:5, 101:7, 122:25, 137:11</p> <p><b>Form</b> [2] - 41:29, 79:13</p> <p><b>formal</b> [29] - 46:23, 48:11, 69:5, 75:3, 75:23,</p>	<p>76:21, 77:11, 77:12, 77:13, 77:15, 78:11, 78:21, 108:9, 108:24, 113:20, 114:8, 114:17, 115:3, 115:10, 127:24, 128:1, 128:24, 128:28, 129:14, 141:21, 143:1, 144:8</p> <p><b>formally</b> [2] - 23:21, 45:20</p> <p><b>formed</b> [4] - 101:4, 123:4, 123:7, 139:19</p> <p><b>former</b> [4] - 16:24, 18:28, 54:3, 77:19</p> <p><b>forms</b> [2] - 19:16, 62:13</p> <p><b>formulate</b> [1] - 113:9</p> <p><b>formulation</b> [1] - 113:19</p> <p><b>forth</b> [1] - 147:5</p> <p><b>fortune</b> [1] - 121:11</p> <p><b>forward</b> [7] - 21:4, 38:12, 63:3, 128:27, 128:29, 151:25, 152:1</p> <p><b>forwarded</b> [9] - 16:20, 16:22, 16:27, 17:6, 40:9, 52:26, 117:29, 127:21, 152:3</p> <p><b>four</b> [7] - 24:18, 61:3, 106:29, 147:8, 147:9, 153:13, 154:26</p> <p><b>four-page</b> [1] - 24:18</p> <p><b>fourth</b> [1] - 21:29</p> <p><b>free</b> [1] - 117:5</p> <p><b>FRIDAY</b> [1] - 156:3</p> <p><b>friend</b> [1] - 42:28</p> <p><b>fro</b> [3] - 147:4, 147:12, 152:24</p> <p><b>fro-ing</b> [3] - 147:4, 147:12, 152:24</p> <p><b>front</b> [10] - 32:20, 68:29, 73:15, 82:14, 82:24, 83:21, 85:16, 85:27, 91:5, 142:14</p>
--	--	--	---	--	---

<p><b>full</b> [25] - 29:24, 32:17, 45:1, 68:21, 69:15, 72:23, 73:1, 74:23, 83:10, 83:19, 83:20, 90:3, 91:18, 93:27, 108:9, 108:24, 108:28, 109:29, 131:8, 132:13, 133:10, 133:16, 133:17, 142:9</p> <p><b>fullest</b> [1] - 53:22</p> <p><b>fully</b> [7] - 29:20, 52:15, 70:16, 78:2, 83:7, 89:21, 90:25</p> <p><b>furnished</b> [3] - 42:15, 47:11, 62:8</p> <p><b>furnishing</b> [1] - 50:24</p> <p><b>FURTHER</b> [1] - 3:12</p> <p><b>furthering</b> [1] - 40:21</p>	<p>74:15, 77:4, 78:16, 78:19, 81:29, 82:25, 83:4, 83:5, 83:9, 83:23, 86:23, 87:2, 95:7, 95:12, 96:29, 98:5, 98:19, 98:23, 107:14, 108:23, 108:27, 109:3, 114:8, 115:3, 128:18, 131:14, 131:26, 132:5, 132:17, 132:24, 132:27, 133:8, 136:1, 139:20, 143:9, 155:29</p> <p><b>gardaí</b> [5] - 30:27, 95:2, 95:6, 97:27, 135:23</p> <p><b>Gardaí</b> [5] - 19:19, 20:8, 31:12, 53:25, 140:1</p> <p><b>gathered</b> [1] - 25:2</p> <p><b>general</b> [7] - 9:2, 12:14, 12:17, 13:2, 28:15, 49:25, 152:16</p> <p><b>germane</b> [3] - 126:21, 128:3, 130:14</p> <p><b>given</b> [50] - 10:8, 13:23, 22:23, 26:27, 27:16, 27:20, 31:4, 31:25, 51:14, 54:24, 59:7, 60:5, 62:15, 68:8, 68:28, 70:12, 71:12, 72:20, 73:6, 73:7, 73:12, 73:20, 77:27, 78:7, 78:8, 83:28, 86:4, 89:20, 94:25, 94:29, 98:6, 98:29, 99:1, 99:2, 99:4, 101:27, 108:11, 113:15, 113:17, 115:7, 119:8, 127:26, 133:9, 137:3, 138:26, 140:15, 142:3, 148:29, 149:11, 154:23</p> <p><b>glance</b> [1] - 43:13</p> <p><b>gleaned</b> [1] -</p>	<p>78:13</p> <p><b>global</b> [1] - 105:10</p> <p><b>globally</b> [1] - 108:26</p> <p><b>GP</b> [2] - 113:6, 113:8</p> <p><b>granted</b> [1] - 121:26</p> <p><b>great</b> [3] - 25:19, 26:29, 28:16</p> <p><b>ground</b> [2] - 22:26, 138:25</p> <p><b>grounded</b> [1] - 52:15</p> <p><b>grounds</b> [3] - 38:20, 71:3, 71:10</p> <p><b>guarantee</b> [1] - 10:3</p> <p><b>guard</b> [1] - 17:12</p> <p><b>guards</b> [2] - 12:29, 18:4</p> <p><b>guess</b> [2] - 17:22, 151:27</p> <p><b>guilty</b> [1] - 46:18</p>	<p>[1] - 41:23</p> <p><b>heads</b> [1] - 130:25</p> <p><b>health</b> [5] - 35:28, 36:4, 46:3, 152:23, 154:24</p> <p><b>hear</b> [2] - 84:5, 134:26</p> <p><b>heard</b> [5] - 18:28, 28:1, 34:19, 94:13, 134:26</p> <p><b>hearing</b> [2] - 13:25, 126:8</p> <p><b>HEARING</b> [3] - 5:1, 89:5, 156:3</p> <p><b>heart</b> [1] - 141:10</p> <p><b>hedged</b> [1] - 59:19</p> <p><b>held</b> [3] - 5:23, 16:12, 133:4</p> <p><b>help</b> [4] - 5:15, 104:13, 113:8, 139:23</p> <p><b>helpful</b> [2] - 89:27, 90:18</p> <p><b>Hennessy</b> [26] - 16:22, 17:2, 17:5, 21:19, 26:20, 30:16, 59:29, 61:21, 66:10, 68:1, 92:22, 95:19, 95:21, 96:6, 96:23, 96:27, 97:3, 97:9, 97:15, 99:1, 99:9, 99:22, 135:27, 136:9, 136:12, 137:1</p> <p><b>Hennessy's</b> [3] - 95:23, 98:22, 136:13</p> <p><b>HEREBY</b> [1] - 3:7</p> <p><b>hereby</b> [1] - 3:10</p> <p><b>herself</b> [2] - 43:21, 139:20</p> <p><b>hiccups</b> [3] - 153:5, 153:7, 153:8</p> <p><b>highlighting</b> [1] - 22:7</p> <p><b>highlights</b> [1] - 29:2</p> <p><b>highly</b> [1] - 50:18</p> <p><b>himself</b> [5] - 34:18, 73:18, 73:22, 115:17,</p>	<p>144:5</p> <p><b>hindsight</b> [1] - 54:5</p> <p><b>history</b> [2] - 14:15, 15:9</p> <p><b>hmm</b> [3] - 11:13, 112:27, 148:8</p> <p><b>hold</b> [4] - 86:15, 100:13, 145:15, 155:8</p> <p><b>holidays</b> [1] - 43:6</p> <p><b>home</b> [1] - 95:24</p> <p><b>honest</b> [1] - 152:14</p> <p><b>honestly</b> [1] - 142:8</p> <p><b>hope</b> [7] - 84:3, 87:27, 90:1, 101:8, 104:2, 125:27, 140:6</p> <p><b>hopefully</b> [2] - 105:8, 129:3</p> <p><b>HORAN</b> [1] - 152:11</p> <p><b>hours</b> [4] - 118:8, 118:9, 118:16, 120:22</p> <p><b>house</b> [2] - 26:24, 136:13</p> <p><b>HQ</b> [2] - 41:25, 47:18</p> <p><b>HRM</b> [8] - 39:24, 39:25, 40:4, 128:18, 151:21, 151:22, 152:5, 153:22</p> <p><b>huge</b> [3] - 51:13, 115:18, 154:5</p> <p><b>hugely</b> [1] - 24:4</p> <p><b>Hughes</b> [196] - 10:24, 15:27, 15:28, 16:20, 16:23, 16:28, 18:24, 19:15, 19:26, 20:1, 25:29, 26:10, 27:10, 27:26, 30:2, 30:19, 30:22, 31:17, 34:20, 34:27, 35:9, 35:13, 35:17, 35:21, 36:12, 37:11, 38:3, 38:21, 39:16, 39:28, 40:5, 40:26, 41:12, 42:7, 44:17, 45:13, 45:21, 46:1,</p>	<p>46:10, 46:22, 47:29, 48:16, 52:8, 56:4, 56:15, 56:16, 56:29, 57:9, 60:2, 60:5, 60:24, 61:11, 61:18, 61:27, 62:2, 62:10, 62:16, 62:20, 63:14, 63:24, 65:6, 66:10, 67:1, 71:23, 72:8, 72:21, 72:25, 73:2, 73:4, 73:6, 73:12, 73:20, 73:24, 74:8, 74:29, 75:4, 75:27, 76:22, 76:28, 77:12, 77:14, 78:5, 78:9, 78:22, 79:14, 80:13, 82:6, 84:3, 85:10, 85:21, 86:5, 88:16, 88:23, 89:16, 89:26, 92:13, 92:18, 92:28, 93:6, 93:12, 94:1, 94:25, 95:7, 95:12, 95:29, 96:5, 96:13, 96:14, 97:28, 98:2, 98:5, 98:24, 100:2, 101:27, 102:28, 107:3, 107:13, 109:2, 111:15, 111:22, 111:25, 112:20, 113:16, 113:26, 114:18, 114:24, 115:15, 115:17, 117:18, 117:23, 118:5, 118:17, 118:27, 119:1, 119:21, 119:28, 120:7, 120:22, 121:9, 121:15, 121:16, 121:18, 121:20, 122:14, 122:24, 123:13, 123:17, 124:26, 126:9, 126:15, 126:24, 127:1, 127:22, 128:7, 128:8, 128:17, 128:22, 129:14, 129:24, 129:28, 130:19, 130:23, 131:13, 131:22, 132:5, 132:17, 132:26, 133:6,</p>
<b>G</b>		<b>H</b>			
<p><b>Gabriel</b> [2] - 50:8, 50:13</p> <p><b>garda</b> [3] - 15:2, 25:8, 60:19</p> <p><b>Garda</b> [92] - 3:9, 7:26, 8:5, 8:6, 8:15, 10:17, 10:22, 10:24, 12:16, 12:27, 12:29, 13:13, 14:2, 15:3, 16:2, 16:8, 16:13, 17:9, 17:12, 18:10, 18:14, 18:24, 19:26, 20:9, 20:20, 23:9, 26:1, 27:27, 29:18, 29:19, 29:23, 29:29, 30:1, 30:2, 30:23, 31:18, 31:22, 32:1, 37:16, 38:24, 41:8, 41:17, 41:23, 49:11, 52:22, 53:28, 55:8, 58:4, 58:22, 58:29, 61:7, 67:8, 70:17, 71:15, 72:21, 73:2,</p>	<p><b>habits</b> [1] - 43:7</p> <p><b>hand</b> [2] - 19:25, 44:19</p> <p><b>hands</b> [1] - 112:19</p> <p><b>handwriting</b> [2] - 37:1, 37:3</p> <p><b>handwritten</b> [2] - 19:18, 148:14</p> <p><b>hanging</b> [1] - 76:24</p> <p><b>happy</b> [8] - 152:15, 155:3, 155:4, 155:9, 155:12, 155:13, 155:14, 155:16</p> <p><b>harassment</b> [3] - 46:12, 46:24, 127:13</p> <p><b>harm</b> [2] - 58:26, 76:12</p> <p><b>HAVING</b> [1] - 5:10</p> <p><b>hazard</b> [2] - 17:22, 151:26</p> <p><b>head</b> [3] - 20:26, 151:21, 154:21</p> <p><b>headings</b> [2] - 51:2, 54:27</p> <p><b>Headquarters</b></p>	<p><b>habits</b> [1] - 43:7</p> <p><b>hand</b> [2] - 19:25, 44:19</p> <p><b>hands</b> [1] - 112:19</p> <p><b>handwriting</b> [2] - 37:1, 37:3</p> <p><b>handwritten</b> [2] - 19:18, 148:14</p> <p><b>hanging</b> [1] - 76:24</p> <p><b>happy</b> [8] - 152:15, 155:3, 155:4, 155:9, 155:12, 155:13, 155:14, 155:16</p> <p><b>harassment</b> [3] - 46:12, 46:24, 127:13</p> <p><b>harm</b> [2] - 58:26, 76:12</p> <p><b>HAVING</b> [1] - 5:10</p> <p><b>hazard</b> [2] - 17:22, 151:26</p> <p><b>head</b> [3] - 20:26, 151:21, 154:21</p> <p><b>headings</b> [2] - 51:2, 54:27</p> <p><b>Headquarters</b></p>	<p><b>heads</b> [1] - 130:25</p> <p><b>health</b> [5] - 35:28, 36:4, 46:3, 152:23, 154:24</p> <p><b>hear</b> [2] - 84:5, 134:26</p> <p><b>heard</b> [5] - 18:28, 28:1, 34:19, 94:13, 134:26</p> <p><b>hearing</b> [2] - 13:25, 126:8</p> <p><b>HEARING</b> [3] - 5:1, 89:5, 156:3</p> <p><b>heart</b> [1] - 141:10</p> <p><b>hedged</b> [1] - 59:19</p> <p><b>held</b> [3] - 5:23, 16:12, 133:4</p> <p><b>help</b> [4] - 5:15, 104:13, 113:8, 139:23</p> <p><b>helpful</b> [2] - 89:27, 90:18</p> <p><b>Hennessy</b> [26] - 16:22, 17:2, 17:5, 21:19, 26:20, 30:16, 59:29, 61:21, 66:10, 68:1, 92:22, 95:19, 95:21, 96:6, 96:23, 96:27, 97:3, 97:9, 97:15, 99:1, 99:9, 99:22, 135:27, 136:9, 136:12, 137:1</p> <p><b>Hennessy's</b> [3] - 95:23, 98:22, 136:13</p> <p><b>HEREBY</b> [1] - 3:7</p> <p><b>hereby</b> [1] - 3:10</p> <p><b>herself</b> [2] - 43:21, 139:20</p> <p><b>hiccups</b> [3] - 153:5, 153:7, 153:8</p> <p><b>highlighting</b> [1] - 22:7</p> <p><b>highlights</b> [1] - 29:2</p> <p><b>highly</b> [1] - 50:18</p> <p><b>himself</b> [5] - 34:18, 73:18, 73:22, 115:17,</p>	<p>144:5</p> <p><b>hindsight</b> [1] - 54:5</p> <p><b>history</b> [2] - 14:15, 15:9</p> <p><b>hmm</b> [3] - 11:13, 112:27, 148:8</p> <p><b>hold</b> [4] - 86:15, 100:13, 145:15, 155:8</p> <p><b>holidays</b> [1] - 43:6</p> <p><b>home</b> [1] - 95:24</p> <p><b>honest</b> [1] - 152:14</p> <p><b>honestly</b> [1] - 142:8</p> <p><b>hope</b> [7] - 84:3, 87:27, 90:1, 101:8, 104:2, 125:27, 140:6</p> <p><b>hopefully</b> [2] - 105:8, 129:3</p> <p><b>HORAN</b> [1] - 152:11</p> <p><b>hours</b> [4] - 118:8, 118:9, 118:16, 120:22</p> <p><b>house</b> [2] - 26:24, 136:13</p> <p><b>HQ</b> [2] - 41:25, 47:18</p> <p><b>HRM</b> [8] - 39:24, 39:25, 40:4, 128:18, 151:21, 151:22, 152:5, 153:22</p> <p><b>huge</b> [3] - 51:13, 115:18, 154:5</p> <p><b>hugely</b> [1] - 24:4</p> <p><b>Hughes</b> [196] - 10:24, 15:27, 15:28, 16:20, 16:23, 16:28, 18:24, 19:15, 19:26, 20:1, 25:29, 26:10, 27:10, 27:26, 30:2, 30:19, 30:22, 31:17, 34:20, 34:27, 35:9, 35:13, 35:17, 35:21, 36:12, 37:11, 38:3, 38:21, 39:16, 39:28, 40:5, 40:26, 41:12, 42:7, 44:17, 45:13, 45:21, 46:1,</p>	<p>46:10, 46:22, 47:29, 48:16, 52:8, 56:4, 56:15, 56:16, 56:29, 57:9, 60:2, 60:5, 60:24, 61:11, 61:18, 61:27, 62:2, 62:10, 62:16, 62:20, 63:14, 63:24, 65:6, 66:10, 67:1, 71:23, 72:8, 72:21, 72:25, 73:2, 73:4, 73:6, 73:12, 73:20, 73:24, 74:8, 74:29, 75:4, 75:27, 76:22, 76:28, 77:12, 77:14, 78:5, 78:9, 78:22, 79:14, 80:13, 82:6, 84:3, 85:10, 85:21, 86:5, 88:16, 88:23, 89:16, 89:26, 92:13, 92:18, 92:28, 93:6, 93:12, 94:1, 94:25, 95:7, 95:12, 95:29, 96:5, 96:13, 96:14, 97:28, 98:2, 98:5, 98:24, 100:2, 101:27, 102:28, 107:3, 107:13, 109:2, 111:15, 111:22, 111:25, 112:20, 113:16, 113:26, 114:18, 114:24, 115:15, 115:17, 117:18, 117:23, 118:5, 118:17, 118:27, 119:1, 119:21, 119:28, 120:7, 120:22, 121:9, 121:15, 121:16, 121:18, 121:20, 122:14, 122:24, 123:13, 123:17, 124:26, 126:9, 126:15, 126:24, 127:1, 127:22, 128:7, 128:8, 128:17, 128:22, 129:14, 129:24, 129:28, 130:19, 130:23, 131:13, 131:22, 132:5, 132:17, 132:26, 133:6,</p>

<p>135:4, 135:29, 137:2, 138:19, 138:24, 139:8, 139:14, 139:21, 141:23, 142:28, 143:8, 143:10, 144:4, 145:10, 145:28, 146:21, 147:10, 148:29, 149:15, 149:17, 150:7, 150:18, 153:16, 153:26, 154:1, 154:11, 154:18, 154:23</p> <p><b>Hughes'</b> [1] - 125:5</p> <p><b>Hughes's</b> [26] - 25:22, 32:1, 38:13, 71:25, 74:17, 74:24, 79:9, 79:29, 82:3, 85:2, 85:12, 87:22, 97:19, 114:12, 115:23, 118:19, 120:29, 123:25, 128:11, 145:17, 148:1, 148:4, 149:21, 152:23, 154:4, 154:7</p> <p><b>Hughes..</b> [1] - 25:26</p> <p><b>Human</b> [1] - 106:8</p> <p><b>husband</b> [1] - 7:26</p> <p><b>hypothetical</b> [1] - 14:5</p>	<p>103:17, 124:2, 124:28, 143:18</p> <p><b>immediately</b> [2] - 19:6, 149:21</p> <p><b>imminent</b> [2] - 14:22, 96:6</p> <p><b>impact</b> [95] - 8:9, 10:7, 13:26, 19:16, 19:19, 23:14, 27:1, 31:29, 44:17, 45:6, 72:26, 73:6, 73:12, 73:13, 73:20, 74:5, 90:20, 90:29, 91:2, 91:6, 91:23, 91:28, 92:1, 93:5, 93:13, 93:18, 93:24, 94:3, 94:7, 94:14, 98:8, 98:14, 99:29, 100:7, 101:1, 101:23, 101:26, 102:2, 102:7, 102:11, 102:17, 102:19, 102:26, 103:6, 103:27, 104:9, 104:15, 104:20, 105:4, 105:21, 107:1, 107:12, 107:22, 108:1, 108:11, 108:17, 109:8, 109:12, 109:28, 112:26, 113:4, 113:9, 114:3, 118:26, 119:11, 121:24, 121:28, 122:2, 122:10, 123:24, 124:22, 125:10, 125:19, 137:17, 137:28, 138:10, 138:12, 139:19, 140:13, 140:29, 141:4, 141:12, 141:13, 141:19, 141:20, 142:2, 142:12, 142:13, 142:18, 142:22, 142:24, 142:28, 143:16, 150:20, 154:23</p> <p><b>impartiality</b> [1] - 57:26</p> <p><b>implication</b> [3] - 139:7, 139:8, 139:10</p> <p><b>implied</b> [1] - 144:29</p> <p><b>implies</b> [2] -</p>	<p>132:23, 134:19</p> <p><b>imply</b> [1] - 71:15</p> <p><b>import</b> [2] - 83:26, 119:11</p> <p><b>importance</b> [2] - 102:3, 105:4</p> <p><b>important</b> [6] - 34:28, 92:5, 92:7, 108:2, 109:13, 109:17</p> <p><b>impression</b> [2] - 71:12, 72:20</p> <p><b>impugn</b> [1] - 57:9</p> <p><b>in-depth</b> [1] - 55:17</p> <p><b>in-the-round</b> [1] - 31:6</p> <p><b>incident</b> [1] - 22:2</p> <p><b>incidents</b> [6] - 6:24, 26:12, 26:15, 30:26, 61:20, 92:22</p> <p><b>included</b> [14] - 15:5, 43:20, 51:22, 51:26, 87:26, 96:15, 100:21, 101:23, 107:9, 109:27, 119:28, 127:16, 144:29, 150:17</p> <p><b>including</b> [3] - 31:28, 88:22, 114:11</p> <p><b>inconvenience</b> [1] - 155:7</p> <p><b>incorporated</b> [1] - 12:3</p> <p><b>incorrect</b> [1] - 84:3</p> <p><b>indeed</b> [4] - 72:3, 106:10, 125:16, 129:26</p> <p><b>INDEX</b> [1] - 4:1</p> <p><b>indicate</b> [1] - 34:25</p> <p><b>indicated</b> [4] - 11:20, 12:12, 85:3, 85:23</p> <p><b>indicating</b> [1] - 36:18</p> <p><b>indication</b> [2] - 41:27, 154:9</p> <p><b>indications</b> [1] - 39:18</p> <p><b>indirectly</b> [1] - 3:8</p> <p><b>individual</b> [14] - 12:23, 14:28,</p>	<p>28:13, 28:17, 28:18, 28:22, 28:26, 58:27, 105:6, 106:13, 106:18, 106:22, 106:24, 106:26</p> <p><b>individually</b> [1] - 97:22</p> <p><b>inevitably</b> [3] - 28:16, 62:4</p> <p><b>infer</b> [1] - 125:27</p> <p><b>inference</b> [1] - 125:29</p> <p><b>inform</b> [7] - 37:20, 57:11, 75:2, 76:20, 79:21, 93:16, 115:11</p> <p><b>informal</b> [1] - 105:1</p> <p><b>information</b> [207] - 9:26, 11:3, 11:19, 11:21, 12:1, 12:2, 12:4, 12:21, 12:22, 13:2, 13:17, 15:23, 16:11, 17:11, 20:28, 21:2, 21:9, 21:11, 21:13, 21:18, 21:22, 21:24, 25:13, 26:17, 26:18, 26:25, 26:27, 27:3, 27:10, 27:15, 27:16, 27:21, 28:28, 30:10, 30:17, 30:20, 30:24, 31:4, 31:7, 31:15, 31:24, 32:11, 32:19, 42:25, 44:12, 45:12, 53:28, 55:11, 56:28, 57:11, 57:13, 58:2, 58:23, 58:25, 58:26, 59:1, 59:7, 59:18, 61:4, 61:25, 62:15, 65:13, 65:26, 65:27, 66:1, 66:2, 66:4, 66:21, 66:25, 67:1, 67:4, 67:14, 70:7, 71:14, 71:21, 72:1, 72:2, 72:5, 72:8, 72:17, 72:24, 73:9, 73:14, 74:21, 74:24, 75:1,</p>	<p>75:10, 75:13, 75:25, 76:2, 76:14, 76:17, 76:20, 76:28, 77:1, 78:1, 78:6, 78:7, 78:8, 78:10, 78:12, 78:17, 78:20, 79:7, 81:20, 82:14, 83:20, 86:7, 86:29, 91:5, 91:9, 91:27, 92:13, 93:22, 94:25, 94:29, 95:8, 95:18, 95:20, 95:26, 96:2, 96:14, 96:22, 96:26, 97:9, 97:13, 97:20, 97:27, 97:28, 98:3, 98:5, 98:7, 98:21, 98:24, 98:29, 99:1, 99:2, 99:4, 99:8, 99:14, 99:16, 99:21, 99:24, 99:27, 101:22, 101:27, 102:22, 104:20, 105:8, 106:12, 106:14, 106:27, 107:4, 108:2, 108:22, 108:27, 109:2, 110:9, 110:16, 113:15, 114:4, 114:11, 117:28, 119:3, 119:6, 119:7, 119:19, 119:29, 120:4, 120:16, 120:22, 120:24, 121:17, 121:19, 124:18, 126:11, 131:19, 133:2, 133:9, 133:13, 133:14, 135:18, 135:20, 135:25, 136:4, 136:5, 136:7, 136:15, 136:23, 136:24, 136:28, 137:3, 137:4, 137:7, 137:8, 137:10, 138:19, 138:21, 138:26, 138:27, 139:9, 139:14, 139:16, 139:21, 144:2</p> <p><b>informed</b> [7] - 17:15, 45:20, 47:29, 48:8, 49:27, 64:19,</p>	<p>73:7</p> <p><b>ing</b> [6] - 147:3, 147:4, 147:12, 152:24</p> <p><b>initiate</b> [2] - 32:29, 33:21</p> <p><b>injure</b> [1] - 12:24</p> <p><b>inner</b> [1] - 6:12</p> <p><b>inputted</b> [3] - 55:7, 66:21, 134:29</p> <p><b>inquired</b> [1] - 41:21</p> <p><b>inquiries</b> [6] - 41:18, 53:26, 72:6, 72:12, 87:2</p> <p><b>inquiring</b> [2] - 50:26, 96:26</p> <p><b>inquiry</b> [85] - 10:5, 19:21, 30:20, 34:21, 45:11, 46:17, 54:18, 60:29, 62:6, 62:19, 66:23, 67:23, 68:6, 69:1, 69:23, 70:4, 70:8, 71:28, 72:21, 74:27, 75:5, 75:19, 75:22, 76:26, 78:12, 78:15, 78:18, 79:22, 79:23, 80:6, 80:19, 80:21, 82:18, 83:25, 85:6, 96:25, 102:29, 104:25, 105:18, 107:25, 109:4, 109:8, 109:29, 113:18, 113:21, 114:13, 114:17, 114:20, 115:3, 115:6, 115:7, 115:10, 115:11, 115:13, 116:8, 116:9, 118:29, 119:22, 120:3, 124:8, 124:13, 125:6, 126:16, 126:19, 127:28, 128:10, 128:29, 129:1, 129:8, 130:4, 131:10, 132:2, 132:4, 132:22, 137:15, 139:27, 143:24, 144:13, 145:9</p> <p><b>insist</b> [1] - 46:11</p>
<b>I</b>					
<p><b>identification</b> [1] - 3:7</p> <p><b>identified</b> [6] - 40:15, 47:14, 54:13, 58:23, 133:23</p> <p><b>identify</b> [2] - 129:4, 129:9</p> <p><b>identifying</b> [1] - 52:17</p> <p><b>identity</b> [2] - 47:19, 48:17</p> <p><b>immediacy</b> [1] - 43:9</p> <p><b>immediate</b> [13] - 28:7, 44:1, 45:3, 91:20, 93:1, 93:20, 93:29, 94:10, 100:8,</p>					

<p><b>insofar</b> [3] - 41:3, 60:26, 64:3</p> <p><b>inspected</b> [1] - 53:16</p> <p><b>Inspector</b> [21] - 10:12, 11:2, 11:17, 15:26, 16:7, 16:12, 18:9, 20:23, 22:5, 22:25, 34:20, 38:10, 40:24, 50:17, 72:3, 73:8, 73:21, 73:25, 112:19, 117:16, 117:29</p> <p><b>inspector</b> [51] - 10:13, 10:25, 11:8, 13:27, 14:7, 14:17, 15:8, 16:9, 16:10, 17:15, 18:16, 18:20, 19:3, 21:17, 22:13, 22:17, 22:22, 23:2, 24:7, 40:5, 40:12, 42:22, 45:13, 46:21, 47:28, 50:9, 56:11, 56:15, 56:17, 56:21, 62:17, 66:7, 72:13, 74:8, 85:22, 87:23, 118:15, 120:20, 120:23, 122:12, 122:19, 122:25, 123:15, 126:15, 127:28, 128:7, 128:11, 129:23, 130:7, 135:3, 135:11</p> <p><b>inspectors</b> [1] - 64:11</p> <p><b>instigate</b> [4] - 19:20, 51:17, 62:19, 80:18</p> <p><b>instigated</b> [2] - 41:7, 69:23</p> <p><b>instigation</b> [6] - 70:22, 74:26, 77:10, 79:11, 79:17, 82:18</p> <p><b>institute</b> [4] - 32:21, 78:18, 87:2, 105:17</p> <p><b>instituted</b> [1] - 33:24</p> <p><b>instructed</b> [1] - 40:10</p> <p><b>instruction</b> [1] - 12:12</p>	<p><b>instructions</b> [2] - 127:29</p> <p><b>intelligence</b> [53] - 12:2, 12:26, 13:15, 20:28, 21:2, 21:7, 21:13, 21:22, 22:1, 26:1, 26:14, 26:23, 30:10, 30:25, 31:18, 31:21, 52:22, 53:10, 53:28, 61:4, 61:29, 65:14, 65:26, 65:27, 66:1, 66:2, 66:5, 66:26, 67:4, 67:13, 67:21, 67:24, 72:1, 72:2, 72:18, 75:10, 76:1, 78:5, 79:9, 92:20, 97:3, 99:14, 99:16, 99:20, 99:24, 99:28, 133:2, 133:10, 136:4, 136:7, 136:15, 136:24, 136:28</p> <p><b>intend</b> [3] - 34:22, 54:13, 64:19</p> <p><b>intended</b> [2] - 13:7, 23:26</p> <p><b>intention</b> [1] - 35:25</p> <p><b>intents</b> [1] - 51:16</p> <p><b>interacted</b> [1] - 26:10</p> <p><b>interacting</b> [1] - 7:25</p> <p><b>interaction</b> [3] - 34:20, 45:8, 63:24</p> <p><b>interactions</b> [2] - 63:25, 133:21</p> <p><b>interested</b> [1] - 3:12</p> <p><b>interim</b> [1] - 38:23</p> <p><b>internal</b> [1] - 42:20</p> <p><b>interpret</b> [4] - 109:21, 110:27, 141:3, 141:5</p> <p><b>interpretation</b> [5] - 101:3, 101:12, 104:9, 107:7, 123:24</p> <p><b>interpreted</b> [4] - 45:2, 91:19,</p>	<p>92:29, 93:28</p> <p><b>interrupt</b> [3] - 88:6, 103:2, 141:9</p> <p><b>interrupted</b> [1] - 69:4</p> <p><b>intervene</b> [1] - 84:28</p> <p><b>interview</b> [33] - 34:29, 35:27, 36:1, 39:18, 39:28, 45:29, 56:7, 56:20, 58:12, 111:22, 118:3, 118:8, 118:14, 118:16, 119:15, 120:21, 122:13, 135:12, 135:15, 135:24, 146:3, 147:10, 148:26, 148:28, 150:12, 150:16, 150:17, 150:21, 153:26, 154:1</p> <p><b>interviewed</b> [27] - 16:25, 17:10, 18:29, 20:23, 20:25, 35:6, 35:19, 38:25, 39:29, 40:29, 42:23, 42:29, 54:29, 55:10, 59:3, 60:10, 67:9, 72:4, 111:15, 148:22, 150:7, 150:27, 153:27, 154:8, 154:16, 154:19</p> <p><b>interviewing</b> [2] - 34:27, 154:10</p> <p><b>interviews</b> [2] - 52:18, 53:9</p> <p><b>intimidation</b> [1] - 25:17</p> <p><b>introduced</b> [1] - 84:26</p> <p><b>introduction</b> [1] - 81:27</p> <p><b>investigate</b> [20] - 19:20, 42:1, 42:12, 47:3, 51:5, 51:8, 54:12, 58:6, 64:6, 78:2, 80:8, 99:9, 127:12, 127:19, 131:12, 131:19, 133:21, 133:28, 134:19, 136:11</p> <p><b>investigated</b> [11] - 23:22,</p>	<p>41:10, 41:20, 42:13, 51:9, 52:15, 54:8, 87:25, 132:9, 132:18, 133:25</p> <p><b>investigating</b> [15] - 7:13, 41:29, 42:10, 44:7, 50:13, 54:20, 55:19, 57:2, 57:3, 62:23, 63:5, 79:19, 124:16, 131:10, 137:21</p> <p><b>investigation</b> [172] - 7:4, 7:8, 7:14, 7:19, 8:14, 8:20, 9:3, 9:5, 9:6, 9:10, 9:23, 10:16, 11:6, 11:12, 12:8, 12:9, 13:4, 15:28, 16:11, 17:7, 17:23, 19:27, 21:5, 21:19, 21:21, 27:13, 29:24, 29:28, 30:4, 30:7, 30:13, 30:15, 30:18, 32:17, 33:13, 33:22, 33:26, 34:4, 34:10, 38:24, 40:22, 41:6, 41:7, 41:15, 42:5, 43:28, 44:5, 44:22, 45:14, 45:24, 46:6, 46:25, 47:1, 47:23, 47:24, 48:1, 48:2, 49:8, 49:10, 49:15, 50:6, 50:11, 50:21, 50:23, 51:17, 53:27, 54:16, 55:13, 55:16, 56:1, 56:6, 56:27, 57:7, 57:15, 57:18, 57:21, 58:11, 59:2, 59:9, 59:12, 60:18, 63:9, 63:12, 64:4, 64:8, 64:18, 66:9, 66:24, 67:5, 67:10, 67:11, 67:12, 67:26, 68:9, 68:21, 68:26, 68:28, 69:5, 69:15, 69:18, 69:23, 72:6, 72:13, 72:23, 74:23,</p>	<p>76:26, 77:2, 77:10, 77:16, 77:20, 78:15, 78:21, 79:8, 79:12, 79:17, 79:25, 83:10, 83:19, 83:20, 83:22, 86:22, 91:13, 92:14, 94:17, 96:11, 97:7, 98:1, 99:6, 104:6, 105:11, 107:20, 107:24, 107:27, 108:9, 108:20, 108:25, 108:28, 111:23, 111:29, 114:8, 115:17, 117:25, 126:21, 127:18, 128:3, 128:22, 130:15, 131:9, 132:14, 133:16, 133:17, 133:18, 136:8, 137:5, 138:29, 141:21, 142:9, 142:10, 142:20, 143:2, 144:1, 144:8, 144:9, 144:12, 145:27, 150:4, 150:11, 150:25, 153:5, 153:12</p> <p><b>investigation'</b> [1] - 132:23</p> <p><b>investigations</b> [17] - 3:9, 6:22, 9:12, 36:22, 53:21, 54:22, 55:17, 60:27, 68:6, 68:11, 71:4, 71:16, 131:21, 148:6, 148:13, 148:18, 149:19</p> <p><b>investigator</b> [5] - 10:14, 11:4, 50:18, 66:11, 79:18</p> <p><b>investigators</b> [4] - 50:15, 51:14, 64:10, 114:6</p> <p><b>invite</b> [1] - 149:3</p> <p><b>invited</b> [1] - 117:24</p> <p><b>involved</b> [15] - 20:10, 21:21, 30:15, 30:18, 53:17, 64:12, 65:7, 66:9, 67:26, 72:15, 76:11, 111:28, 112:11,</p>	<p>136:8, 136:10</p> <p><b>involvement</b> [2] - 7:3, 76:29</p> <p><b>involves</b> [1] - 134:13</p> <p><b>involving</b> [4] - 7:26, 20:20, 68:1, 131:21</p> <p><b>irrelevant</b> [6] - 126:10, 129:4, 129:7, 129:8, 129:9</p> <p><b>IS</b> [2] - 3:7, 3:12</p> <p><b>isolate</b> [2] - 105:23, 105:25</p> <p><b>isolated</b> [1] - 130:14</p> <p><b>isolating</b> [1] - 130:15</p> <p><b>isolation</b> [1] - 142:6</p> <p><b>issue</b> [30] - 9:13, 12:11, 28:4, 32:24, 32:28, 34:27, 38:20, 43:20, 44:28, 50:1, 52:2, 52:8, 52:14, 60:8, 63:17, 76:15, 84:24, 97:25, 105:24, 108:1, 117:27, 124:23, 124:25, 126:26, 131:13, 137:10, 137:18, 138:2, 154:3, 154:10</p> <p><b>issues</b> [43] - 22:7, 26:19, 27:14, 36:21, 40:10, 41:3, 42:19, 46:23, 46:24, 50:29, 54:8, 54:12, 54:18, 55:3, 77:11, 77:15, 93:10, 105:26, 118:4, 118:26, 118:28, 119:13, 119:23, 120:6, 120:29, 121:8, 121:12, 121:27, 121:28, 122:1, 123:3, 127:7, 127:12, 127:14, 128:2, 128:12, 128:19, 128:25, 129:4, 136:9, 141:18, 144:10</p> <p><b>IT</b> [2] - 3:7, 3:12</p> <p><b>it..</b> [1] - 123:10</p>
--	---	---	---	---	---

<p><b>items</b> [2] - 74:1, 74:3</p> <p><b>itself</b> [7] - 7:4, 55:26, 66:19, 92:27, 93:28, 94:27, 116:23</p>	<p style="text-align: center;"><b>K</b></p>	<p style="text-align: center;"><b>L</b></p>	<p>16:27, 16:29, 17:1, 17:2, 34:2, 40:15, 52:3, 95:23, 146:12, 146:20, 147:2, 147:7, 147:19, 149:24, 150:28, 151:11, 151:19, 152:7, 152:9</p>	<p><b>look</b> [44] - 7:21, 8:23, 11:7, 14:10, 14:13, 14:14, 14:18, 19:4, 21:27, 22:6, 23:1, 24:22, 34:3, 36:28, 39:5, 39:26, 40:14, 47:5, 48:28, 51:1, 66:25, 93:26, 94:7, 96:27, 98:18, 105:2, 111:11, 111:13, 111:24, 115:23, 115:24, 120:13, 120:26, 121:2, 127:3, 134:5, 142:7, 145:15, 148:25, 149:23, 150:15, 151:14, 152:17, 155:16</p>	<p>103:23, 105:20, 106:19, 107:10, 111:6, 116:2, 116:5, 116:16, 117:3, 117:9, 121:6, 123:11, 126:4, 126:7, 130:13, 131:5, 132:11, 134:12, 134:17, 134:21, 134:24, 134:29, 139:2, 139:4, 140:8, 140:19, 142:1, 142:17, 147:7, 147:26, 149:8, 152:20, 152:29, 153:11, 154:25, 155:6, 155:21, 155:23</p>
<p style="text-align: center;"><b>J</b></p>			<p><b>Kavanagh</b> [2] - 7:22, 81:28</p> <p><b>keep</b> [4] - 14:1, 49:27, 81:27</p> <p><b>kept</b> [2] - 46:16, 129:11</p> <p><b>key</b> [8] - 29:4, 31:2, 92:1, 92:3, 92:4, 95:9, 98:10, 98:12</p> <p><b>kill</b> [3] - 53:24, 76:12, 138:22</p> <p><b>killed</b> [2] - 84:16, 117:21</p> <p><b>knowledge</b> [60] - 6:22, 8:15, 10:16, 12:5, 20:7, 22:10, 29:17, 29:22, 29:28, 30:21, 30:24, 31:5, 35:3, 36:24, 43:4, 52:9, 53:23, 58:25, 60:1, 61:19, 61:28, 62:16, 66:28, 68:27, 71:1, 71:15, 71:18, 77:3, 77:4, 77:5, 79:9, 83:3, 83:8, 86:4, 95:12, 96:5, 96:10, 96:12, 96:27, 98:4, 98:7, 98:19, 98:21, 99:19, 100:26, 108:22, 113:28, 119:4, 131:14, 131:26, 132:16, 133:5, 133:7, 133:8, 133:12, 135:17, 138:23, 138:24, 146:9</p> <p><b>known</b> [19] - 12:29, 13:17, 15:17, 19:12, 25:5, 27:2, 28:12, 36:5, 41:17, 46:15, 53:25, 106:3, 106:16, 106:24, 107:4, 113:12, 121:11, 138:14</p> <p><b>knows</b> [3] - 37:15, 58:4, 134:27</p>	<p><b>language</b> [13] - 31:21, 67:3, 70:18, 74:10, 75:12, 76:7, 87:29, 88:1, 88:2, 88:27, 105:12, 137:4</p> <p><b>large</b> [1] - 126:17</p> <p><b>largely</b> [1] - 126:10</p> <p><b>larger</b> [1] - 24:20</p> <p><b>last</b> [10] - 23:18, 23:29, 82:8, 87:5, 91:15, 117:17, 129:3, 135:4, 135:5, 140:11</p> <p><b>latter</b> [1] - 49:27</p> <p><b>launched</b> [1] - 77:20</p> <p><b>law</b> [3] - 27:29, 82:26, 90:24</p> <p><b>lawyer</b> [1] - 105:29</p> <p><b>lead</b> [8] - 50:10, 62:5, 66:11, 68:10, 96:11, 114:9, 117:26, 143:17</p> <p><b>leads</b> [2] - 80:19, 116:7</p> <p><b>learned</b> [2] - 6:26, 33:28</p> <p><b>learnt</b> [1] - 48:3</p> <p><b>least</b> [8] - 6:27, 80:22, 81:17, 104:4, 110:18, 123:5, 147:23, 152:4</p> <p><b>leave</b> [4] - 13:23, 81:5, 149:1, 152:18</p> <p><b>leaving</b> [2] - 28:3, 55:26</p> <p><b>led</b> [4] - 21:18, 57:17, 62:4, 62:5</p> <p><b>left</b> [2] - 76:24, 77:29</p> <p><b>legal</b> [5] - 28:25, 90:26, 107:7, 127:22, 154:14</p> <p><b>legitimate</b> [2] - 90:2, 90:6</p> <p><b>legitimately</b> [1] - 125:27</p> <p><b>letter</b> [22] - 7:10, 8:24, 16:21,</p>	<p><b>letters</b> [3] - 150:23, 151:24, 152:1</p> <p><b>level</b> [8] - 8:14, 28:26, 29:21, 43:9, 76:2, 83:7, 96:26, 102:2</p> <p><b>liaison</b> [1] - 148:15</p> <p><b>Liam</b> [3] - 15:27, 16:20, 16:23</p> <p><b>liberty</b> [1] - 3:13</p> <p><b>life</b> [17] - 13:29, 27:6, 28:7, 44:1, 44:19, 45:3, 52:10, 67:22, 85:4, 91:20, 93:1, 93:21, 93:29, 100:8, 124:28, 131:27, 143:18</p> <p><b>light</b> [7] - 39:18, 69:11, 70:6, 78:21, 107:26, 108:19, 109:3</p> <p><b>likely</b> [7] - 10:4, 13:13, 13:14, 33:12, 59:2, 59:12, 148:28</p> <p><b>limited</b> [3] - 10:20, 10:23, 12:5</p> <p><b>line</b> [6] - 19:21, 101:8, 140:10, 143:24, 147:15, 147:24</p> <p><b>lines</b> [7] - 49:17, 54:18, 70:26, 91:16, 115:25</p> <p><b>linked</b> [4] - 51:3, 55:8, 59:23</p> <p><b>list</b> [5] - 26:9, 51:26, 74:1, 86:6, 141:8</p> <p><b>listed</b> [2] - 51:25, 98:20</p> <p><b>litigation</b> [1] - 80:25</p> <p><b>live</b> [1] - 138:29</p> <p><b>lived</b> [1] - 63:7</p> <p><b>located</b> [1] - 16:14</p>
<p><b>January</b> [7] - 16:19, 25:18, 60:10, 68:1, 73:4, 74:19, 84:21</p> <p><b>jarred</b> [9] - 27:19, 84:7, 84:12, 84:19, 84:25, 85:1, 85:7, 85:9</p> <p><b>jarring</b> [2] - 87:20, 87:21</p> <p><b>job</b> [1] - 64:12</p> <p><b>jobs</b> [4] - 49:14, 51:13, 54:17, 54:23</p> <p><b>John</b> [14] - 17:2, 17:5, 30:16, 66:10, 95:18, 95:21, 95:23, 96:27, 97:15, 99:1, 135:27, 136:9, 136:12, 136:13</p> <p><b>journal</b> [1] - 35:10</p> <p><b>journalist</b> [4] - 58:3, 58:20, 59:3, 59:8</p> <p><b>Judge</b> [2] - 89:25, 111:6</p> <p><b>judge</b> [1] - 116:14</p> <p><b>judgment</b> [11] - 28:4, 28:11, 82:13, 83:18, 90:25, 91:2, 91:4, 102:9, 107:9, 109:21, 142:23</p> <p><b>judicial</b> [1] - 116:14</p> <p><b>jump</b> [2] - 91:10, 91:11</p> <p><b>jumping</b> [2] - 89:11, 110:17</p> <p><b>June</b> [6] - 42:16, 45:15, 63:25, 145:29, 147:2, 147:8</p> <p><b>JUSTICE</b> [1] - 3:3</p>	<p style="text-align: center;"><b>M</b></p>				<p><b>main</b> [1] - 45:27</p> <p><b>major</b> [1] - 27:28</p> <p><b>man</b> [1] - 13:28</p> <p><b>management</b> [1] - 127:6</p> <p><b>Mangan</b> [29] - 10:12, 11:9, 11:17, 15:26, 16:7, 16:12, 17:15, 18:9, 18:16, 18:20, 19:3, 20:23, 21:17, 22:5, 22:13, 22:18, 22:22, 22:25, 23:2, 32:6, 62:17,</p>



<p>66:7, 72:13, 74:8, 85:22, 87:23, 117:29, 135:3, 135:11</p> <p><b>Mangan's</b> [2] - 24:7, 32:9</p> <p><b>manner</b> [1] - 19:28</p> <p><b>March</b> [1] - 24:21</p> <p><b>material</b> [15] - 8:8, 8:12, 8:21, 10:6, 13:3, 13:23, 24:17, 24:28, 53:8, 53:15, 66:17, 89:23, 104:3, 145:16, 145:24</p> <p><b>matter</b> [36] - 3:13, 11:20, 22:16, 23:21, 29:25, 39:20, 42:13, 53:29, 57:5, 60:6, 66:27, 69:16, 71:4, 76:24, 83:11, 87:20, 87:25, 89:28, 90:1, 91:6, 100:3, 101:12, 103:6, 103:7, 103:8, 103:15, 125:14, 125:23, 136:28, 137:5, 138:23, 142:14, 145:1, 154:21, 155:17, 155:18</p> <p><b>matters</b> [72] - 7:1, 15:10, 17:16, 29:3, 30:16, 39:8, 40:16, 40:20, 41:4, 41:20, 41:21, 42:6, 46:12, 46:19, 47:3, 49:11, 64:1, 65:7, 66:10, 70:29, 72:14, 75:8, 75:20, 86:8, 93:9, 94:17, 94:19, 94:22, 94:23, 96:1, 96:15, 96:17, 97:2, 97:4, 97:8, 97:15, 98:17, 101:25, 107:25, 111:7, 111:12, 111:26, 115:5, 118:18, 119:2, 122:13, 122:18, 122:20, 123:7, 123:20, 125:4,</p>	<p>126:22, 126:26, 126:29, 127:20, 127:24, 127:26, 128:9, 128:21, 129:29, 130:8, 131:12, 136:12, 138:6, 144:11, 146:9, 149:13, 149:16, 149:19, 150:21</p> <p><b>McCarthy</b> [1] - 47:9</p> <p><b>McEaney</b> [10] - 16:3, 18:25, 20:25, 21:20, 30:14, 61:7, 66:8, 72:16, 136:10, 136:22</p> <p><b>McEaney's</b> [3] - 23:8, 27:29, 32:2</p> <p><b>McGuinness</b> [18] - 4:7, 5:4, 5:6, 5:11, 5:17, 6:1, 6:7, 37:6, 80:23, 80:24, 100:14, 100:17, 100:20, 139:29, 146:28, 147:6, 147:18, 152:9</p> <p><b>McHugh</b> [62] - 7:7, 7:12, 9:9, 11:1, 13:12, 22:14, 24:6, 31:28, 33:7, 33:16, 34:17, 40:18, 57:6, 57:11, 57:13, 62:19, 65:9, 68:13, 69:9, 69:22, 69:25, 71:8, 77:6, 77:26, 79:6, 82:16, 83:28, 86:17, 86:28, 87:7, 87:27, 88:9, 88:18, 88:21, 93:17, 93:23, 94:6, 94:11, 96:9, 96:20, 98:18, 107:19, 108:14, 109:6, 118:23, 119:9, 120:5, 124:3, 125:15, 125:24, 126:23, 127:20, 128:1, 132:21, 141:11, 144:19, 146:8, 146:29, 150:29, 151:20, 152:2,</p>	<p>153:4</p> <p><b>McHugh's</b> [1] - 123:6</p> <p><b>McLoughlin</b> [6] - 16:24, 135:7, 135:13, 135:16, 136:11</p> <p><b>McNally</b> [1] - 18:10</p> <p><b>mean</b> [50] - 10:29, 18:19, 23:27, 28:1, 31:3, 31:14, 32:17, 33:5, 34:2, 36:2, 42:10, 45:9, 46:2, 46:4, 66:19, 67:16, 68:15, 70:23, 72:26, 76:6, 77:17, 80:12, 80:20, 80:21, 91:5, 96:1, 96:9, 102:5, 104:3, 104:16, 105:1, 109:24, 116:15, 116:17, 116:24, 123:9, 123:25, 124:6, 124:11, 131:17, 134:3, 134:9, 134:22, 147:16, 147:20, 148:28, 152:15, 152:21, 154:14</p> <p><b>meaning</b> [3] - 45:18, 88:2, 110:2</p> <p><b>means</b> [2] - 122:3, 122:5</p> <p><b>meant</b> [5] - 23:26, 23:28, 68:25, 83:19, 133:16</p> <p><b>meantime</b> [1] - 113:6</p> <p><b>medical</b> [2] - 36:9, 38:19</p> <p><b>Medical</b> [13] - 35:29, 37:17, 37:23, 38:1, 45:28, 148:25, 151:17, 151:23, 151:26, 152:6, 152:24, 153:19, 153:24</p> <p><b>meet</b> [3] - 37:15, 40:25, 49:21</p> <p><b>meeting</b> [8] - 8:7, 26:28, 29:7, 31:25, 37:13, 128:7, 130:18,</p>	<p>152:26</p> <p><b>member</b> [24] - 10:22, 12:27, 14:2, 14:7, 41:26, 42:2, 43:28, 44:8, 52:22, 53:13, 54:3, 54:4, 54:5, 58:22, 62:23, 63:7, 75:20, 79:14, 79:19, 99:5, 124:19, 137:22, 137:24</p> <p><b>members</b> [27] - 7:26, 7:29, 8:5, 8:27, 9:21, 9:26, 10:21, 10:23, 20:9, 29:19, 29:23, 31:5, 31:12, 34:12, 54:29, 55:1, 55:8, 67:7, 77:4, 83:5, 96:28, 98:19, 98:23, 106:13, 106:22, 106:26, 131:26</p> <p><b>memo</b> [1] - 119:15</p> <p><b>memory</b> [18] - 16:17, 18:19, 24:9, 28:11, 34:3, 35:15, 35:22, 39:3, 41:2, 49:3, 55:27, 56:24, 73:14, 73:17, 118:7, 128:12, 129:27, 151:2</p> <p><b>mental</b> [2] - 36:3, 46:3</p> <p><b>mention</b> [9] - 36:24, 69:8, 69:20, 70:3, 70:14, 71:7, 77:23, 132:19</p> <p><b>mentioned</b> [10] - 30:14, 63:4, 65:24, 67:15, 86:24, 120:19, 130:17, 133:24, 148:5, 148:13</p> <p><b>merely</b> [1] - 116:12</p> <p><b>merit</b> [1] - 127:7</p> <p><b>messaging</b> [1] - 101:8</p> <p><b>met</b> [5] - 8:6, 30:28, 37:12, 40:5, 40:26</p> <p><b>methodology</b> [1] - 54:15</p> <p><b>Michael</b> [5] -</p>	<p>8:19, 11:2, 11:18, 11:24, 20:24</p> <p><b>MICHAEL</b> [2] - 4:6, 5:10</p> <p><b>microscope</b> [1] - 96:24</p> <p><b>mid</b> [1] - 118:1</p> <p><b>middle</b> [2] - 8:27, 29:8</p> <p><b>might</b> [41] - 14:26, 15:15, 27:7, 35:27, 41:9, 57:9, 57:12, 61:5, 65:18, 66:2, 67:3, 68:6, 68:10, 70:6, 72:16, 75:24, 76:11, 78:20, 79:23, 82:26, 84:16, 89:16, 101:2, 111:2, 111:3, 114:1, 118:14, 120:13, 121:1, 123:16, 133:3, 136:23, 137:25, 142:6, 142:24, 154:10, 155:21</p> <p><b>mind</b> [7] - 10:20, 26:29, 34:5, 37:6, 42:3, 65:24, 86:25</p> <p><b>mine</b> [1] - 140:6</p> <p><b>minimise</b> [2] - 13:21, 28:9</p> <p><b>minutes</b> [3] - 118:15, 155:18, 155:19</p> <p><b>mirrored</b> [1] - 39:11</p> <p><b>missed</b> [3] - 17:20, 67:3, 129:22</p> <p><b>mission</b> [1] - 29:28</p> <p><b>misstated</b> [1] - 81:3</p> <p><b>misunderstand</b> [2] - 80:9, 84:29</p> <p><b>misunderstood</b> [1] - 109:1</p> <p><b>mitigate</b> [3] - 28:14, 28:27, 106:5</p> <p><b>moment</b> [10] - 17:27, 22:12, 64:22, 68:16, 82:27, 91:26, 93:10, 94:18, 98:9, 141:9</p>	<p><b>month</b> [1] - 39:12</p> <p><b>months</b> [3] - 128:13, 147:9, 153:13</p> <p><b>morning</b> [13] - 65:4, 65:11, 68:20, 68:24, 82:23, 84:9, 84:20, 84:26, 85:13, 86:7, 117:21, 148:7, 148:27</p> <p><b>most</b> [5] - 27:17, 30:27, 78:8, 149:19, 149:20</p> <p><b>motive</b> [3] - 64:4, 64:7, 64:15</p> <p><b>move</b> [3] - 15:19, 70:25, 111:17</p> <p><b>moving</b> [1] - 92:11</p> <p><b>MR</b> [78] - 3:3, 4:7, 4:8, 5:6, 5:11, 5:17, 6:1, 6:7, 37:6, 65:1, 65:4, 73:27, 74:4, 80:24, 81:24, 85:17, 86:16, 89:8, 89:11, 89:13, 89:16, 89:20, 89:23, 89:25, 90:1, 90:5, 90:12, 90:14, 90:17, 90:19, 100:14, 100:17, 100:20, 101:18, 102:5, 103:23, 105:20, 106:19, 107:10, 111:6, 116:2, 116:5, 116:16, 117:3, 117:9, 121:6, 123:11, 126:4, 126:7, 130:13, 131:5, 132:11, 134:12, 134:17, 134:21, 134:24, 134:29, 139:2, 139:4, 140:8, 140:19, 142:1, 142:17, 145:27, 146:28, 147:6, 147:7, 147:18, 147:26, 149:8, 152:9, 152:20, 152:29, 153:11, 154:25, 155:6, 155:21, 155:23</p>
---	--	---	---	---	---

<p><b>MS</b> <sup>[1]</sup> - 152:11  <b>multiple</b> <sup>[1]</sup> - 51:21  <b>murder</b> <sup>[6]</sup> - 7:4, 8:16, 15:16, 51:18, 53:25, 54:21  <b>must</b> <sup>[6]</sup> - 28:16, 29:3, 34:6, 48:4, 58:15, 132:18</p>	<p><b>next</b> <sup>[11]</sup> - 19:8, 19:11, 22:16, 23:5, 25:27, 29:14, 37:19, 37:20, 43:16, 48:29, 62:10  <b>night</b> <sup>[1]</sup> - 60:2  <b>nobody</b> <sup>[8]</sup> - 47:14, 90:4, 98:4, 98:7, 98:8, 104:2, 104:25, 132:7  <b>Noel</b> <sup>[1]</sup> - 135:7  <b>none</b> <sup>[3]</sup> - 7:5, 87:6, 116:19  <b>normal</b> <sup>[1]</sup> - 62:22  <b>normally</b> <sup>[1]</sup> - 56:5  <b>north</b> <sup>[3]</sup> - 6:12, 6:14, 10:13  <b>northern</b> <sup>[1]</sup> - 5:26  <b>note</b> <sup>[13]</sup> - 35:10, 35:12, 36:26, 49:21, 49:26, 84:1, 85:5, 90:9, 141:11, 148:14, 148:15, 149:12, 149:20  <b>notes</b> <sup>[1]</sup> - 41:24  <b>nothing</b> <sup>[1]</sup> - 9:17, 13:6, 71:6, 82:4, 100:29, 111:23, 112:9, 123:27, 123:29, 136:17, 147:20  <b>NOTICE</b> <sup>[1]</sup> - 3:2  <b>notice</b> <sup>[3]</sup> - 3:14, 18:4, 63:16  <b>November</b> <sup>[2]</sup> - 8:5, 16:23, 19:9, 20:20, 23:6, 25:10, 26:28, 31:26, 35:1, 37:8, 98:6, 99:3, 101:28, 106:28, 120:17, 139:16, 146:2, 146:12, 146:22, 147:26, 147:27  <b>nowhere</b> <sup>[1]</sup> - 70:14  <b>number</b> <sup>[30]</sup> - 15:23, 22:7, 25:7, 29:2, 31:28, 39:14, 40:10, 40:11, 40:25, 49:16, 51:13, 54:8, 56:21, 63:14, 63:18,</p>	<p>65:25, 98:15, 98:16, 99:12, 103:9, 103:14, 103:15, 107:21, 118:13, 118:18, 118:25, 133:23, 151:18, 151:24, 152:3  <b>Nyhan</b> <sup>[24]</sup> - 10:24, 16:2, 18:24, 19:26, 20:21, 30:2, 30:23, 38:25, 72:22, 73:2, 74:15, 82:25, 95:7, 95:12, 98:5, 107:14, 109:3, 132:5, 132:17, 132:27, 133:8, 136:1, 139:21, 143:9  <b>Nyhan's</b> <sup>[3]</sup> - 23:9, 27:27, 32:1</p>	<p><b>observations</b> <sup>[4]</sup> - 19:11, 23:12, 29:9, 90:9  <b>obtain</b> <sup>[1]</sup> - 113:6  <b>obtained</b> <sup>[4]</sup> - 17:27, 42:22, 53:3, 59:28  <b>obvious</b> <sup>[2]</sup> - 88:11, 106:9  <b>obviously</b> <sup>[34]</sup> - 6:26, 11:27, 12:11, 15:8, 15:22, 17:28, 18:1, 18:14, 19:13, 26:22, 28:15, 28:22, 29:9, 29:27, 31:29, 32:14, 33:28, 34:19, 34:27, 42:26, 45:26, 47:2, 47:11, 50:1, 53:17, 56:18, 57:16, 77:25, 84:29, 104:3, 108:15, 134:11, 143:13, 151:6  <b>occasions</b> <sup>[4]</sup> - 26:9, 40:25, 56:22, 152:3  <b>occurred</b> <sup>[4]</sup> - 15:11, 130:21, 150:13, 150:17  <b>October</b> <sup>[6]</sup> - 17:21, 19:7, 39:17, 47:4, 50:24, 111:14  <b>October/November</b> <sup>[1]</sup> - 20:14  <b>OF</b> <sup>[3]</sup> - 3:2, 3:3  <b>offence</b> <sup>[4]</sup> - 59:18, 59:21, 59:26, 80:17  <b>offences</b> <sup>[1]</sup> - 59:26  <b>offer</b> <sup>[2]</sup> - 128:4, 128:6  <b>office</b> <sup>[2]</sup> - 16:8, 16:13, 17:13, 17:14, 18:22, 21:12, 21:15, 21:16, 30:12, 35:20, 49:28, 61:6, 66:3, 72:3, 99:26, 135:18, 135:21, 136:17, 136:18, 148:15  <b>Officer</b> <sup>[13]</sup> -</p>	<p>35:29, 37:17, 37:24, 38:1, 45:29, 148:25, 151:17, 151:24, 151:26, 152:6, 152:24, 153:19, 153:24  <b>officer</b> <sup>[23]</sup> - 8:19, 16:9, 16:21, 16:24, 28:26, 41:29, 44:7, 50:13, 52:26, 53:3, 54:21, 63:2, 63:5, 75:16, 79:19, 86:11, 114:10, 118:22, 119:8, 120:4, 124:16, 131:10, 137:21  <b>officers</b> <sup>[12]</sup> - 28:23, 42:11, 67:25, 96:22, 97:4, 97:21, 97:23, 99:8, 133:20, 133:27, 134:19, 134:20  <b>offices</b> <sup>[1]</sup> - 128:17  <b>okay..</b> <sup>[1]</sup> - 141:24  <b>ON</b> <sup>[1]</sup> - 5:1  <b>one</b> <sup>[4]</sup> - 8:24, 15:14, 19:4, 19:17, 21:10, 37:2, 39:5, 50:15, 53:21, 54:5, 55:9, 56:18, 57:20, 65:21, 67:9, 76:7, 80:25, 82:28, 84:13, 88:15, 91:6, 93:19, 94:16, 94:24, 95:19, 98:14, 100:1, 100:28, 103:9, 129:11, 129:13, 129:19, 129:20, 130:16, 140:27, 141:9, 145:13, 147:19, 152:4  <b>one-page</b> <sup>[1]</sup> - 8:24  <b>ones</b> <sup>[3]</sup> - 51:21, 107:17, 138:14  <b>ongoing</b> <sup>[1]</sup> - 49:26  <b>open</b> <sup>[4]</sup> - 34:22, 52:6, 64:19, 127:6  <b>opened</b> <sup>[1]</sup> -</p>	<p>19:21  <b>opinion</b> <sup>[9]</sup> - 50:14, 68:28, 74:14, 82:13, 97:16, 135:10, 135:11, 136:19, 141:6  <b>opportunity</b> <sup>[2]</sup> - 70:23, 127:26  <b>opposed</b> <sup>[1]</sup> - 48:23  <b>or..</b> <sup>[3]</sup> - 22:19, 36:7, 45:18  <b>order</b> <sup>[7]</sup> - 23:20, 29:20, 42:12, 64:5, 70:16, 78:2, 83:6  <b>ORDER</b> <sup>[1]</sup> - 3:2  <b>ORDERED</b> <sup>[2]</sup> - 3:7, 3:12  <b>organisation</b> <sup>[14]</sup> - 28:21, 28:22, 28:24, 38:21, 58:5, 106:2, 106:4, 106:10, 106:11, 106:12, 106:14, 106:23, 106:26  <b>original</b> <sup>[3]</sup> - 18:12, 31:29, 112:21  <b>Osman</b> <sup>[25]</sup> - 28:1, 28:20, 29:13, 90:25, 91:2, 91:4, 91:8, 91:24, 91:26, 102:9, 102:12, 102:18, 102:19, 105:22, 105:28, 106:1, 106:21, 106:27, 106:29, 107:2, 107:6, 107:9, 107:10, 107:29  <b>otherwise</b> <sup>[5]</sup> - 12:6, 44:20, 113:17, 116:29, 139:10  <b>ought</b> <sup>[4]</sup> - 14:2, 22:18, 44:27, 106:3  <b>ourselves</b> <sup>[1]</sup> - 140:22  <b>outcome</b> <sup>[4]</sup> - 33:11, 49:15, 54:25, 68:8  <b>outline</b> <sup>[6]</sup> - 23:20, 29:21, 49:25, 50:28, 70:16, 83:7</p>
<b>N</b>		<b>O</b>			
<p><b>name</b> <sup>[3]</sup> - 3:7, 47:13, 65:5  <b>named</b> <sup>[1]</sup> - 8:27  <b>narrative</b> <sup>[1]</sup> - 25:2  <b>narrow</b> <sup>[3]</sup> - 20:22, 72:7, 136:20  <b>nature</b> <sup>[3]</sup> - 66:18, 66:22, 153:5  <b>near</b> <sup>[1]</sup> - 84:28  <b>necessarily</b> <sup>[2]</sup> - 10:21, 134:24  <b>necessary</b> <sup>[4]</sup> - 22:27, 56:10, 62:22, 110:13  <b>need</b> <sup>[16]</sup> - 11:5, 14:12, 14:14, 18:1, 20:17, 31:8, 34:24, 42:17, 81:29, 88:19, 106:7, 121:1, 129:16, 135:15, 149:23, 150:26  <b>needed</b> <sup>[6]</sup> - 31:24, 77:1, 122:24, 141:20, 142:27, 142:29  <b>needn't</b> <sup>[2]</sup> - 19:9, 23:14  <b>needs</b> <sup>[1]</sup> - 108:24  <b>neglect</b> <sup>[1]</sup> - 34:18  <b>never</b> <sup>[12]</sup> - 47:25, 48:7, 48:20, 50:13, 96:10, 96:24, 113:1, 115:4, 117:24, 117:26, 121:12, 128:4  <b>nevertheless</b> <sup>[1]</sup> - 109:28  <b>new</b> <sup>[2]</sup> - 23:16, 103:24</p>		<p><b>O'Boyle</b> <sup>[1]</sup> - 50:17  <b>o'clock</b> <sup>[1]</sup> - 154:26  <b>O'Donoghue</b> <sup>[1]</sup> - 19:12  <b>O'Gara</b> <sup>[4]</sup> - 50:8, 50:14, 54:20, 64:10  <b>O'Sullivan</b> <sup>[5]</sup> - 73:8, 73:13, 73:21, 73:25, 117:22  <b>O'Sullivan's</b> <sup>[1]</sup> - 18:29  <b>O'Toole</b> <sup>[4]</sup> - 58:12, 59:11, 60:2, 60:10  <b>O'Toole's</b> <sup>[1]</sup> - 60:14  <b>object</b> <sup>[1]</sup> - 123:9  <b>objective</b> <sup>[1]</sup> - 71:16  <b>objects</b> <sup>[1]</sup> - 104:3  <b>obligation</b> <sup>[3]</sup> - 28:9, 63:4, 115:8  <b>obligations</b> <sup>[2]</sup> - 37:15, 46:4  <b>obliged</b> <sup>[4]</sup> - 13:1, 14:8, 28:13, 87:2</p>			

<p><b>outlined</b> [9] - 27:17, 31:15, 45:10, 60:29, 61:20, 66:29, 76:18, 76:19, 79:13</p> <p><b>outside</b> [4] - 26:24, 46:24, 127:27</p> <p><b>own</b> [15] - 32:10, 32:12, 35:28, 37:1, 37:3, 42:1, 44:3, 57:3, 69:27, 93:2, 114:24, 115:1, 141:5, 149:5, 152:23</p>	<p>7:23, 8:27, 11:14, 15:21, 16:5, 20:16, 23:3, 23:4, 23:5, 23:16, 29:6, 29:14, 33:4, 43:15, 43:17, 43:18, 43:24, 43:25, 44:14, 68:19, 91:15, 117:17</p> <p><b>paragraphs</b> [1] - 111:24</p> <p><b>pardon</b> [1] - 131:7</p> <p><b>Park</b> [1] - 6:14</p> <p><b>Part</b> [1] - 29:1</p> <p><b>part</b> [40] - 7:11, 14:16, 17:22, 25:3, 25:16, 27:4, 27:27, 27:28, 27:29, 34:28, 38:13, 45:13, 46:17, 53:26, 57:22, 60:14, 62:11, 67:10, 75:21, 77:15, 96:12, 113:17, 117:25, 118:21, 119:13, 122:19, 123:2, 123:4, 123:7, 126:15, 127:17, 128:28, 134:13, 137:7, 137:11, 141:20, 142:16, 143:1, 147:24</p> <p><b>particular</b> [21] - 10:27, 21:14, 21:18, 22:1, 22:2, 30:13, 30:21, 34:7, 34:23, 41:14, 41:28, 52:25, 53:21, 63:24, 70:3, 95:12, 98:5, 105:23, 108:1, 134:25</p> <p><b>particularly</b> [2] - 15:16, 85:25</p> <p><b>parties</b> [3] - 5:18, 24:24, 64:18</p> <p><b>partner</b> [1] - 139:18</p> <p><b>partner/former</b> [1] - 139:17</p> <p><b>parts</b> [1] - 111:13</p> <p><b>party</b> [1] - 3:12</p> <p><b>pass</b> [1] - 27:22</p>	<p><b>passed</b> [1] - 38:5</p> <p><b>passing</b> [1] - 15:2</p> <p><b>past</b> [2] - 89:2, 89:3</p> <p><b>pause</b> [1] - 113:11</p> <p><b>pending</b> [2] - 15:10, 153:28</p> <p><b>people</b> [19] - 13:17, 15:4, 18:17, 22:26, 37:2, 40:12, 50:20, 54:24, 55:10, 66:20, 67:3, 67:9, 98:3, 133:24, 134:6, 134:29, 135:5, 136:5</p> <p><b>per</b> [1] - 112:6</p> <p><b>percent</b> [1] - 101:28</p> <p><b>performing</b> [1] - 57:26</p> <p><b>perhaps</b> [23] - 7:21, 14:19, 15:3, 15:11, 15:14, 18:15, 22:5, 23:1, 24:21, 28:17, 36:28, 39:5, 40:14, 43:13, 47:5, 48:27, 58:13, 81:27, 82:24, 88:19, 105:26, 134:10, 134:11</p> <p><b>period</b> [7] - 6:3, 18:2, 25:10, 38:15, 63:25, 76:4, 152:3</p> <p><b>perplexed</b> [1] - 69:29</p> <p><b>person</b> [32] - 7:12, 12:21, 13:24, 14:11, 14:15, 14:27, 15:1, 15:8, 15:17, 17:13, 18:3, 22:2, 27:7, 28:14, 28:25, 30:28, 43:5, 47:25, 49:22, 50:11, 52:19, 52:23, 52:28, 53:9, 56:20, 56:26, 72:11, 75:20, 76:11, 79:14, 138:22, 143:12</p> <p><b>personal</b> [1] -</p>	<p>12:5</p> <p><b>persons</b> [1] - 51:20</p> <p><b>perspective</b> [4] - 30:8, 35:28, 36:3, 59:6</p> <p><b>persuade</b> [1] - 116:29</p> <p><b>Peter</b> [1] - 50:17</p> <p><b>Phoenix</b> [1] - 6:14</p> <p><b>phone</b> [2] - 35:9, 147:28</p> <p><b>photocopy</b> [2] - 113:2, 117:13</p> <p><b>phrase</b> [2] - 23:17, 132:23</p> <p><b>physical</b> [2] - 36:3, 46:3</p> <p><b>picture</b> [6] - 90:3, 100:1, 105:26, 107:11, 133:10, 149:4</p> <p><b>piece</b> [12] - 26:25, 39:23, 72:4, 84:11, 105:8, 108:2, 110:5, 110:9, 110:28, 143:26, 151:6</p> <p><b>pieces</b> [3] - 38:2, 39:14, 95:28</p> <p><b>place</b> [3] - 15:3, 44:6, 114:21</p> <p><b>places</b> [4] - 28:25, 65:26, 99:13, 106:22</p> <p><b>plain</b> [3] - 12:7, 30:20, 77:27</p> <p><b>plan</b> [1] - 53:24</p> <p><b>please..</b> [1] - 42:27</p> <p><b>plus</b> [1] - 121:23</p> <p><b>point</b> [40] - 10:27, 22:12, 31:11, 36:17, 39:10, 43:7, 43:22, 45:27, 46:7, 57:24, 61:13, 61:24, 63:6, 67:16, 80:28, 84:29, 86:12, 87:3, 87:10, 87:20, 88:15, 88:20, 90:3, 91:25, 95:9, 100:29, 107:2, 109:24, 109:25, 115:8, 116:5, 125:9, 125:23,</p>	<p>141:18, 141:25, 142:7, 142:25, 142:27, 146:28, 151:15</p> <p><b>pointed</b> [2] - 10:29, 137:23</p> <p><b>pointless</b> [1] - 152:27</p> <p><b>points</b> [2] - 46:29, 115:12</p> <p><b>police</b> [15] - 28:6, 28:12, 28:21, 28:22, 28:26, 75:16, 86:11, 106:2, 106:10, 106:11, 106:12, 106:13, 106:23</p> <p><b>policeman</b> [3] - 27:11, 27:20, 98:25</p> <p><b>policing</b> [1] - 59:6</p> <p><b>port</b> [2] - 21:10, 21:11</p> <p><b>Port</b> [1] - 6:13</p> <p><b>portion</b> [4] - 5:24, 29:11, 43:14, 117:18</p> <p><b>position</b> [18] - 6:15, 31:12, 34:14, 48:27, 52:23, 59:9, 62:24, 73:26, 80:29, 81:3, 86:11, 86:15, 86:16, 99:29, 115:2, 144:7, 144:14, 153:28</p> <p><b>possession</b> [21] - 8:15, 10:17, 11:19, 11:20, 12:1, 16:10, 28:8, 29:23, 30:22, 70:17, 71:14, 71:22, 72:8, 74:2, 77:4, 83:9, 86:5, 96:28, 98:20, 131:14, 131:26</p> <p><b>possession"</b> [1] - 12:4</p> <p><b>possibility</b> [3] - 9:16, 59:1, 76:11</p> <p><b>possible</b> [6] - 53:23, 71:2, 71:18, 76:3, 137:27, 149:11</p> <p><b>possibly</b> [5] - 50:20, 51:11, 58:21, 64:8,</p>	<p>139:5</p> <p><b>potential</b> [3] - 14:22, 95:21, 96:29</p> <p><b>potentially</b> [4] - 58:22, 58:27, 66:17, 136:22</p> <p><b>poured</b> [1] - 95:23</p> <p><b>pre</b> [1] - 119:2</p> <p><b>pre-typed</b> [1] - 119:2</p> <p><b>precise</b> [3] - 85:4, 85:26, 87:22</p> <p><b>precisely</b> [1] - 85:21</p> <p><b>precluded</b> [1] - 124:9</p> <p><b>preface</b> [2] - 95:15, 134:10</p> <p><b>prefacing</b> [1] - 133:26</p> <p><b>prefer</b> [4] - 81:4, 155:1, 155:2, 155:22</p> <p><b>preferred</b> [1] - 23:9</p> <p><b>prejudging</b> [2] - 78:14, 78:20</p> <p><b>preliminary</b> [3] - 9:6, 9:12, 68:5</p> <p><b>premise</b> [1] - 109:7</p> <p><b>preparation</b> [2] - 8:9, 10:7</p> <p><b>preparing</b> [2] - 13:25, 13:26</p> <p><b>present</b> [6] - 11:27, 48:26, 77:5, 114:19, 124:18</p> <p><b>presented</b> [15] - 33:20, 70:8, 70:10, 82:15, 86:29, 93:22, 96:20, 101:29, 106:28, 107:23, 120:4, 120:16, 123:13, 126:22, 141:7</p> <p><b>presumably</b> [11] - 6:26, 7:29, 12:13, 24:27, 44:3, 45:5, 48:3, 58:15, 60:21, 91:24, 102:20</p> <p><b>presume</b> [3] - 145:7, 145:8, 145:12</p>
<b>P</b>					
<p><b>page</b> [50] - 5:19, 7:22, 8:24, 11:8, 15:23, 19:4, 19:8, 19:11, 19:14, 22:6, 23:2, 23:15, 24:18, 24:22, 25:8, 25:12, 25:22, 25:27, 29:1, 29:6, 29:8, 29:14, 36:28, 37:20, 37:23, 39:6, 40:20, 42:16, 42:20, 42:26, 42:27, 43:16, 47:5, 48:28, 48:29, 51:1, 51:25, 55:12, 68:17, 68:19, 70:24, 70:25, 91:13, 91:15, 111:17, 150:28, 152:7, 152:10</p> <p><b>PAGE</b> [1] - 4:4</p> <p><b>pages</b> [5] - 24:18, 25:8, 64:16, 107:21, 107:22</p> <p><b>pagination</b> [1] - 42:20</p> <p><b>paper</b> [4] - 7:17, 110:5, 110:9, 110:28</p> <p><b>papers</b> [11] - 5:19, 37:27, 48:14, 51:26, 118:13, 128:16, 145:28, 147:9, 148:15, 151:5, 151:17</p> <p><b>paragraph</b> [22] -</p>					

<p><b>pretty</b> [6] - 30:7, 30:8, 35:24, 41:16, 99:12, 149:7</p> <p><b>prevent</b> [1] - 19:21</p> <p><b>prevention</b> [4] - 14:27, 15:1, 15:15, 97:12</p> <p><b>previous</b> [5] - 14:14, 20:14, 29:9, 105:14, 143:29</p> <p><b>previously</b> [2] - 7:25, 23:10</p> <p><b>primarily</b> [2] - 44:3, 149:9</p> <p><b>primary</b> [3] - 56:10, 94:8, 149:11</p> <p><b>principal</b> [1] - 109:17</p> <p><b>principles</b> [1] - 90:26</p> <p><b>private</b> [2] - 135:18, 135:19</p> <p><b>problem</b> [2] - 48:19, 116:20</p> <p><b>proceed</b> [6] - 39:8, 116:7, 120:2, 120:3, 120:25, 126:6</p> <p><b>proceeded</b> [1] - 115:6</p> <p><b>proceedings</b> [13] - 7:27, 32:21, 38:29, 39:1, 70:1, 70:15, 71:6, 73:1, 78:22, 78:25, 79:1, 80:1, 138:16</p> <p><b>process</b> [12] - 47:17, 75:23, 80:18, 111:10, 115:28, 122:19, 123:2, 124:3, 130:22, 148:28, 154:5</p> <p><b>processed</b> [1] - 129:21</p> <p><b>produced</b> [1] - 119:1</p> <p><b>produces</b> [1] - 116:9</p> <p><b>professional</b> [4] - 19:28, 75:15, 98:25, 117:26</p> <p><b>professionalis</b> <b>m</b> [1] - 57:10</p> <p><b>programme</b> [1] -</p>	<p>15:6</p> <p><b>progress</b> [3] - 49:7, 49:25, 150:4</p> <p><b>progressed</b> [3] - 26:16, 39:20, 49:17</p> <p><b>prohibited</b> [1] - 3:10</p> <p><b>prohibition</b> [1] - 59:17</p> <p><b>proper</b> [6] - 30:3, 149:3, 150:10, 153:15, 153:29</p> <p><b>properly</b> [5] - 55:15, 57:25, 84:5, 97:17, 104:23</p> <p><b>propose</b> [1] - 112:6</p> <p><b>proposed</b> [2] - 38:19, 113:9</p> <p><b>proposing</b> [1] - 39:18</p> <p><b>proposition</b> [3] - 28:6, 116:21, 140:11</p> <p><b>propositions</b> [1] - 116:20</p> <p><b>prosecution</b>" [1] - 19:20</p> <p><b>prosecutions</b> [1] - 15:10</p> <p><b>protect</b> [2] - 28:14, 59:10</p> <p><b>protected</b> [1] - 54:12</p> <p><b>protection</b> [2] - 15:3, 15:6</p> <p><b>prove</b> [6] - 44:25, 124:26, 137:29, 143:6, 143:12</p> <p><b>proven</b> [1] - 21:7</p> <p><b>provide</b> [5] - 8:20, 11:3, 17:10, 39:4, 128:12</p> <p><b>provided</b> [12] - 8:8, 40:29, 44:4, 52:21, 55:24, 61:18, 73:5, 74:8, 96:14, 119:21, 126:14, 126:24</p> <p><b>providing</b> [1] - 15:2</p> <p><b>provisional</b> [1] - 114:27</p> <p><b>public</b> [1] - 48:23</p>	<p><b>published</b> [1] - 56:1</p> <p><b>Pulse</b> [25] - 17:27, 18:2, 21:29, 22:3, 26:15, 30:12, 30:26, 32:3, 55:5, 55:6, 61:7, 61:26, 66:5, 66:21, 67:8, 72:5, 78:9, 82:1, 96:19, 96:23, 97:2, 133:11, 133:24, 135:1</p> <p><b>purporting</b> [1] - 19:18</p> <p><b>purpose</b> [4] - 59:23, 80:25, 116:12, 149:11</p> <p><b>purposes</b> [3] - 40:27, 51:16, 86:3</p> <p><b>PURSUANT</b> [1] - 3:2</p> <p><b>pursue</b> [2] - 88:29, 89:1</p> <p><b>pursued</b> [1] - 85:6</p> <p><b>pursuing</b> [1] - 89:25</p> <p><b>push</b> [1] - 155:17</p> <p><b>pushed</b> [2] - 17:4, 128:24</p> <p><b>put</b> [44] - 9:7, 23:12, 23:17, 28:20, 48:16, 63:17, 67:2, 74:28, 75:4, 75:20, 76:22, 77:11, 77:12, 77:13, 77:15, 77:19, 79:16, 79:19, 95:25, 102:28, 110:28, 110:29, 115:2, 118:14, 118:20, 119:16, 120:13, 122:24, 128:27, 128:29, 129:10, 129:13, 129:19, 129:20, 130:24, 140:10, 141:20, 142:27, 143:1, 143:25, 144:10, 149:24, 152:15, 152:16</p> <p><b>putting</b> [2] - 15:3, 31:13</p> <p><b>puzzled</b> [1] - 134:28</p>	<p style="text-align: center;"><b>Q</b></p> <p><b>quaestio</b> [1] - 116:3</p> <p><b>qualifications</b> [1] - 59:20</p> <p><b>qualified</b> [1] - 28:24</p> <p><b>quality</b> [1] - 17:7</p> <p><b>quantify</b> [1] - 101:26</p> <p><b>questionable</b> [2] - 85:12, 134:3</p> <p><b>questioned</b> [1] - 75:29</p> <p><b>questions</b> [18] - 12:10, 24:24, 54:14, 74:28, 79:19, 79:20, 104:27, 113:21, 114:21, 114:22, 115:14, 118:13, 119:16, 141:19, 143:25, 149:24, 149:28, 150:11</p> <p><b>quickly</b> [6] - 43:13, 43:15, 43:16, 129:12, 130:16, 154:20</p> <p><b>Quigley</b> [1] - 38:11</p> <p><b>quite</b> [6] - 38:1, 56:10, 78:10, 130:16, 152:15, 155:6</p> <p><b>quote</b> [1] - 119:10</p> <p><b>quoting</b> [3] - 29:10, 107:2, 107:6</p>	<p><b>re</b> [3] - 42:23, 60:10, 117:10</p> <p><b>re-collect</b> [1] - 117:10</p> <p><b>re-interviewed</b> [2] - 42:23, 60:10</p> <p><b>reach</b> [7] - 101:13, 101:14, 103:20, 105:22, 110:4, 123:23</p> <p><b>reached</b> [12] - 93:4, 100:21, 102:20, 102:21, 103:12, 104:5, 104:8, 110:18, 110:22, 125:11, 125:12, 138:14</p> <p><b>react</b> [1] - 13:14</p> <p><b>read</b> [72] - 18:28, 24:9, 24:25, 24:26, 32:8, 33:7, 37:3, 44:17, 44:25, 45:1, 70:20, 88:21, 88:22, 91:18, 92:28, 93:19, 93:27, 94:8, 100:7, 102:11, 102:19, 103:9, 103:10, 103:11, 103:14, 103:16, 112:23, 113:1, 113:22, 113:26, 114:1, 114:24, 114:29, 115:1, 115:4, 115:9, 117:15, 117:18, 117:23, 118:12, 122:13, 122:14, 123:15, 123:26, 123:28, 124:1, 124:6, 124:26, 124:27, 138:1, 138:5, 140:14, 141:26, 142:3, 142:28, 143:3, 143:4, 143:5, 143:6, 143:7, 143:9, 143:10, 143:14, 143:15, 143:22, 143:24, 143:25, 145:6, 145:7, 145:8, 150:20</p> <p><b>readily</b> [3] - 20:10, 29:20, 83:6</p> <p><b>reading</b> [8] - 23:28, 28:19, 28:25, 37:4, 37:6,</p>	<p>86:28, 127:11, 150:17</p> <p><b>reads</b> [1] - 117:16</p> <p><b>real</b> [14] - 14:22, 43:29, 45:2, 91:19, 92:29, 93:20, 93:28, 94:10, 100:8, 103:17, 106:24, 124:1, 124:28, 143:17</p> <p><b>realised</b> [1] - 48:5</p> <p><b>really</b> [20] - 17:24, 27:5, 29:7, 33:11, 33:14, 66:28, 67:12, 67:17, 75:17, 87:8, 101:17, 108:12, 110:26, 114:5, 123:3, 123:9, 123:26, 138:6, 149:8, 152:28</p> <p><b>reason</b> [8] - 26:2, 27:18, 31:19, 56:9, 70:3, 79:24, 87:12, 88:24</p> <p><b>reasonable</b> [6] - 71:3, 71:19, 71:20, 125:29, 136:3, 136:19</p> <p><b>reasons</b> [6] - 34:15, 36:6, 79:24, 95:19, 110:3, 153:15</p> <p><b>reassuring</b> [1] - 85:11</p> <p><b>receipt</b> [5] - 22:4, 22:16, 22:18, 53:4, 69:22</p> <p><b>receive</b> [2] - 13:14, 37:27</p> <p><b>received</b> [13] - 7:6, 19:3, 30:29, 38:3, 39:19, 40:6, 44:26, 47:2, 47:3, 47:11, 48:14, 53:1, 148:14</p> <p><b>recent</b> [2] - 7:27, 19:13</p> <p><b>recently</b> [1] - 30:28</p> <p><b>recipient</b> [16] - 17:23, 21:6, 47:4, 47:17, 49:12, 52:3, 55:14,</p>
			<p style="text-align: center;"><b>R</b></p> <p><b>raise</b> [1] - 14:5</p> <p><b>raised</b> [8] - 8:11, 36:21, 41:3, 76:16, 111:26, 118:4, 149:15, 149:16</p> <p><b>rang</b> [1] - 35:22</p> <p><b>range</b> [1] - 14:26</p> <p><b>ranging</b> [2] - 65:21, 65:23</p> <p><b>rank</b> [2] - 5:23, 14:7</p> <p><b>rare</b> [1] - 15:6</p> <p><b>rate</b> [1] - 144:16</p> <p><b>rather</b> [2] - 74:13, 134:9</p>		

<p>55:18, 57:20, 58:7, 64:3, 64:14, 67:5, 67:10, 89:13, 131:16 <b>recite</b> [1] - 42:18 <b>recites</b> [1] - 29:2 <b>recollect</b> [1] - 151:6 <b>recollection</b> [7] - 36:21, 85:7, 146:10, 146:16, 148:1, 148:4, 148:9 <b>recommend</b> [6] - 29:23, 33:1, 68:6, 70:4, 83:9, 124:5 <b>recommendati on</b> [14] - 29:4, 68:10, 69:11, 69:13, 69:14, 70:11, 70:13, 79:5, 96:3, 108:8, 108:21, 132:11, 132:13 <b>recommendati ons</b> [17] - 8:17, 22:25, 22:28, 28:29, 68:14, 82:27, 86:21, 93:7, 96:16, 101:21, 110:15, 124:9, 125:18, 125:20, 133:15, 136:26, 142:8 <b>recommended</b> [4] - 68:21, 74:23, 83:19, 144:8 <b>recommending</b> [8] - 33:6, 33:8, 71:4, 72:23, 124:4, 132:16, 132:21, 144:7 <b>record</b> [3] - 36:6, 44:15, 66:2 <b>recorded</b> [8] - 15:22, 22:3, 36:26, 52:18, 66:5, 135:17, 139:10, 149:20 <b>records</b> [13] - 11:15, 17:28, 18:2, 21:29, 25:9, 30:26, 32:3, 78:9, 82:1, 96:19, 96:24, 97:2 <b>recount</b> [1] - 35:14 <b>recounted</b> [1] - 23:7</p>	<p><b>recounting</b> [1] - 25:19 <b>refer</b> [6] - 5:20, 29:13, 29:29, 34:24, 87:24, 96:5 <b>reference</b> [6] - 17:9, 22:23, 83:13, 112:18, 122:3, 151:18 <b>references</b> [1] - 122:1 <b>referred</b> [10] - 10:6, 17:1, 20:1, 23:8, 44:13, 59:16, 60:24, 87:24, 94:23, 122:5 <b>referring</b> [8] - 20:13, 32:22, 43:12, 48:22, 84:18, 85:29, 86:1, 86:4 <b>refers</b> [5] - 15:21, 19:14, 19:16, 23:3, 82:5 <b>reflected</b> [2] - 113:24, 121:20 <b>refusal</b> [1] - 60:14 <b>refuse</b> [1] - 150:1 <b>refused</b> [1] - 58:13 <b>refute</b> [1] - 61:29 <b>regard</b> [5] - 13:16, 30:3, 45:7, 75:11, 75:13 <b>regarded</b> [2] - 29:3, 85:11 <b>regarding</b> [1] - 88:16 <b>region</b> [1] - 50:16 <b>regulation</b> [1] - 41:22 <b>regulations</b> [18] - 46:14, 47:16, 62:20, 69:2, 69:19, 69:20, 69:24, 74:28, 79:12, 79:18, 79:26, 80:26, 82:19, 124:10, 124:20, 127:11, 132:19, 132:20 <b>Regulations</b> [12] - 9:24, 41:8, 41:24, 44:6, 63:6, 78:16, 78:19,</p>	<p>83:24, 86:23, 87:3, 114:9, 115:4 <b>reject</b> [1] - 61:8 <b>relate</b> [1] - 51:3 <b>related</b> [9] - 35:18, 35:27, 41:4, 52:7, 61:15, 131:12, 135:27, 149:2, 154:9 <b>relates</b> [3] - 60:26, 82:3, 137:17 <b>relating</b> [3] - 6:23, 36:22, 54:9 <b>relation</b> [94] - 6:21, 6:29, 8:9, 10:17, 11:19, 13:15, 15:10, 17:6, 20:8, 21:5, 21:19, 21:29, 25:25, 26:15, 26:26, 27:13, 29:18, 30:16, 31:5, 36:22, 38:24, 39:2, 40:7, 40:12, 41:1, 41:14, 41:21, 43:11, 45:23, 45:28, 46:29, 52:19, 53:29, 54:18, 56:12, 56:25, 59:5, 60:6, 60:26, 60:27, 61:19, 61:21, 61:26, 62:2, 62:14, 62:23, 63:17, 63:27, 64:1, 64:17, 65:14, 66:9, 66:11, 66:28, 67:14, 67:21, 70:21, 72:9, 72:14, 72:17, 72:24, 72:25, 74:29, 76:6, 76:18, 80:26, 80:27, 82:18, 83:4, 84:8, 84:14, 91:28, 92:17, 92:20, 94:29, 97:9, 97:15, 98:22, 99:20, 100:12, 101:1, 104:15, 105:28, 127:24, 129:23, 131:27, 133:13, 135:26, 136:18, 136:27, 137:1, 137:28, 139:17</p>	<p><b>relationship</b> [2] - 25:7, 139:17 <b>relative</b> [2] - 16:11, 16:14 <b>relevance</b> [5] - 26:29, 31:4, 103:29, 120:1, 143:22 <b>relevant</b> [84] - 5:18, 8:20, 13:22, 27:29, 29:10, 43:20, 43:23, 46:9, 51:22, 66:17, 74:17, 82:26, 90:24, 91:7, 92:14, 92:16, 92:18, 92:21, 92:24, 93:15, 93:25, 93:26, 94:3, 94:4, 94:16, 94:28, 95:28, 96:19, 96:21, 97:20, 98:9, 98:16, 98:17, 98:25, 99:7, 100:1, 100:3, 100:4, 102:23, 102:26, 102:27, 103:28, 104:4, 105:5, 107:24, 107:28, 108:17, 108:18, 113:8, 113:23, 114:14, 118:5, 118:17, 118:20, 119:20, 120:24, 121:18, 121:19, 124:23, 124:25, 125:5, 126:11, 126:12, 126:17, 126:21, 126:26, 128:26, 128:27, 129:7, 134:7, 134:15, 135:6, 137:9, 139:25, 139:26, 139:29, 140:1, 140:2, 141:19, 143:3, 143:4, 144:12 <b>reliable</b> [2] - 95:25, 95:26 <b>relying</b> [4] - 97:25, 97:28, 98:2, 112:13 <b>remained</b> [1] - 57:19 <b>remember</b> [6] - 17:4, 17:5, 34:6, 48:18, 73:14, 85:28</p>	<p><b>reminders</b> [2] - 38:6, 151:18 <b>remit</b> [2] - 46:24, 77:2 <b>remove</b> [2] - 16:16, 105:26 <b>repeating</b> [1] - 140:9 <b>replied</b> [2] - 149:27, 151:1 <b>replies</b> [1] - 39:6 <b>reply</b> [1] - 48:29 <b>report</b> [268] - 9:8, 11:8, 11:10, 12:27, 14:4, 14:9, 15:27, 15:29, 16:19, 16:21, 17:19, 18:19, 19:4, 19:15, 22:8, 22:12, 22:17, 23:1, 23:8, 23:9, 23:14, 24:7, 24:15, 24:17, 24:20, 24:26, 25:3, 25:23, 26:11, 27:27, 29:1, 31:16, 31:18, 31:27, 32:1, 32:2, 32:10, 32:11, 32:12, 32:15, 33:7, 33:18, 41:1, 42:15, 43:26, 44:7, 44:14, 44:18, 45:1, 45:6, 45:12, 47:3, 47:28, 48:26, 49:6, 49:11, 49:19, 50:25, 50:28, 51:19, 51:22, 52:23, 54:5, 54:25, 54:27, 55:14, 55:18, 55:25, 61:18, 62:3, 62:8, 62:9, 62:17, 64:16, 65:10, 65:17, 66:29, 68:18, 69:7, 69:8, 69:22, 69:27, 70:2, 70:14, 70:20, 71:7, 71:26, 72:27, 74:4, 74:10, 74:11, 74:13, 75:1, 75:6, 75:9, 75:11, 76:19, 76:23, 77:18, 77:24, 78:8, 78:9, 79:1, 79:29,</p>	<p>80:13, 81:25, 82:7, 82:9, 82:25, 84:23, 85:2, 85:22, 85:23, 86:10, 86:17, 86:28, 87:11, 87:22, 87:26, 88:2, 88:3, 88:17, 88:20, 88:21, 88:23, 88:24, 88:28, 89:14, 90:17, 90:21, 90:29, 91:11, 91:18, 91:22, 91:23, 92:26, 92:28, 93:5, 93:16, 96:4, 96:7, 96:8, 96:15, 96:18, 97:26, 98:1, 98:26, 100:6, 100:7, 100:14, 100:18, 100:25, 100:27, 102:4, 102:8, 102:16, 102:19, 102:21, 103:22, 104:10, 104:15, 105:3, 105:15, 105:21, 105:23, 107:9, 107:28, 108:4, 108:7, 108:11, 110:23, 110:29, 111:1, 111:9, 111:10, 111:14, 112:6, 112:18, 112:19, 113:4, 113:6, 113:8, 113:24, 113:29, 114:3, 114:12, 114:18, 114:23, 114:25, 115:1, 115:24, 117:22, 117:24, 117:27, 117:29, 118:19, 118:21, 118:22, 118:25, 119:3, 119:7, 119:14, 119:21, 119:26, 119:27, 120:1, 120:9, 120:12, 120:19, 120:24, 120:28, 121:2, 121:9, 121:14, 121:15, 121:16, 121:18, 121:22, 121:23, 122:1, 122:6, 122:9, 122:26, 123:13, 123:14, 123:19, 123:22, 126:20, 126:27,</p>
---	--	---	--	---	--

<p>127:8, 129:5, 131:6, 131:8, 131:18, 131:23, 132:12, 133:12, 135:12, 137:2, 137:12, 137:13, 137:16, 138:12, 138:28, 140:12, 140:17, 142:2, 142:5, 142:19, 142:29, 143:5, 143:19, 144:16, 144:17, 144:21, 144:27, 145:4, 145:6, 145:7, 145:8, 145:17</p> <p><b>report's</b> [1] - 132:25</p> <p><b>reported</b> [14] - 12:29, 25:11, 38:28, 51:1, 54:4, 55:22, 59:28, 60:16, 63:11, 69:8, 93:22, 118:15, 118:21, 127:20</p> <p><b>reporter</b> [5] - 47:15, 47:20, 47:22, 47:26, 48:6</p> <p><b>reporter's</b> [1] - 50:28</p> <p><b>reporting</b> [2] - 32:24, 48:2</p> <p><b>reports</b> [20] - 16:13, 16:16, 18:16, 18:20, 19:6, 20:11, 20:13, 25:16, 29:20, 32:6, 36:9, 52:22, 52:25, 53:1, 53:10, 82:2, 83:6, 96:6, 118:7, 152:4</p> <p><b>representing</b> [1] - 65:6</p> <p><b>requested</b> [4] - 15:26, 39:4, 146:2, 147:10</p> <p><b>require</b> [3] - 65:16, 78:2, 78:6</p> <p><b>required</b> [5] - 14:25, 51:4, 74:25, 79:7, 132:16</p> <p><b>requirement</b> [3] - 63:8, 69:1, 124:19</p> <p><b>reside</b> [1] - 66:26</p>	<p><b>resided</b> [1] - 71:21</p> <p><b>respect</b> [16] - 49:7, 69:14, 74:24, 88:3, 96:25, 96:29, 97:3, 100:10, 105:28, 119:24, 121:10, 125:18, 131:13, 138:29, 142:21, 148:5</p> <p><b>respectfully</b> [2] - 23:21, 109:10</p> <p><b>respond</b> [2] - 150:9, 151:4</p> <p><b>responded</b> [3] - 57:7, 146:9, 151:7</p> <p><b>responding</b> [1] - 46:28</p> <p><b>response</b> [14] - 39:10, 39:12, 40:3, 48:17, 56:12, 56:13, 56:23, 56:28, 75:2, 113:23, 115:5, 123:25, 151:15, 153:21</p> <p><b>responses</b> [1] - 113:16</p> <p><b>responsibilities</b> [1] - 154:17</p> <p><b>responsibility</b> [14] - 28:20, 28:23, 28:26, 32:24, 33:15, 44:7, 106:2, 106:4, 106:22, 106:25, 107:3, 137:21, 137:24, 154:17</p> <p><b>rest</b> [1] - 134:16</p> <p><b>resting</b> [1] - 57:23</p> <p><b>restriction</b> [1] - 10:20</p> <p><b>restrictions</b> [1] - 59:20</p> <p><b>result</b> [15] - 13:2, 19:25, 29:22, 44:22, 59:25, 68:27, 70:7, 72:11, 76:25, 79:23, 83:8, 87:1, 88:11, 127:22, 135:29</p> <p><b>resulted</b> [3] - 7:27, 49:16, 59:24</p> <p><b>results</b> [1] -</p>	<p>54:25</p> <p><b>resume</b> [1] - 89:8</p> <p><b>RESUMED</b> [2] - 5:1, 89:5</p> <p><b>retire</b> [1] - 38:19</p> <p><b>RETIRED</b> [2] - 4:6, 5:10</p> <p><b>Retired</b> [3] - 5:7, 135:7, 135:12</p> <p><b>retired</b> [3] - 16:25, 55:2, 135:13</p> <p><b>retroscope</b> [1] - 110:20</p> <p><b>return</b> [1] - 111:25</p> <p><b>revert</b> [1] - 37:17</p> <p><b>review</b> [2] - 32:14, 116:15</p> <p><b>reviewed</b> [1] - 38:16</p> <p><b>revisit</b> [1] - 140:3</p> <p><b>ridiculous</b> [1] - 116:19</p> <p><b>ridiculously</b> [1] - 105:1</p> <p><b>Rights</b> [1] - 106:8</p> <p><b>rise</b> [5] - 28:16, 94:9, 140:15, 142:3</p> <p><b>risk</b> [14] - 28:10, 45:3, 91:20, 93:1, 93:14, 93:20, 93:29, 94:10, 97:3, 97:15, 100:8, 106:17, 143:18, 144:6</p> <p><b>risks</b> [1] - 96:23</p> <p><b>road</b> [2] - 34:17, 144:13</p> <p><b>role</b> [1] - 50:12</p> <p><b>room</b> [2] - 37:2, 143:12</p> <p><b>round</b> [1] - 31:6</p> <p><b>ruling</b> [1] - 102:12</p> <p><b>running</b> [1] - 72:14</p> <p><b>runs</b> [1] - 55:25</p> <p><b>RYAN</b> [1] - 3:3</p>	<p><b>safety</b> [8] - 8:12, 67:22, 71:2, 71:19, 75:14, 84:6, 124:29, 138:8</p> <p><b>sat</b> [1] - 110:26</p> <p><b>satisfaction</b> [1] - 53:20</p> <p><b>satisfactory</b> [1] - 153:2</p> <p><b>satisfied</b> [2] - 57:14, 153:3</p> <p><b>Saulite</b> [7] - 6:21, 7:25, 8:7, 8:8, 8:11, 10:18, 13:24, 16:14, 18:3, 18:10, 20:9, 20:10, 21:24, 25:9, 26:10, 26:26, 29:19, 30:22, 30:25, 31:6, 31:25, 43:4, 44:1, 45:3, 53:24, 55:9, 55:11, 65:15, 66:29, 67:9, 67:14, 71:2, 71:19, 72:9, 73:3, 74:18, 75:15, 76:3, 76:5, 76:29, 83:5, 84:14, 85:25, 86:1, 91:20, 92:13, 93:1, 93:13, 93:29, 95:8, 97:1, 98:6, 98:27, 99:3, 99:15, 99:28, 106:27, 107:5, 112:1, 120:17, 124:29, 131:28, 133:6, 133:13, 135:26, 136:19, 136:25, 138:26, 139:8, 139:14, 144:6</p> <p><b>Saulite's</b> [13] - 8:16, 26:16, 26:24, 42:29, 43:7, 52:9, 61:22, 67:21, 72:15, 94:24, 97:20, 99:2, 138:8</p> <p><b>saw</b> [3] - 37:27, 43:21, 48:15</p> <p><b>scale</b> [1] - 55:16</p> <p><b>scapegoat</b> [1] - 61:11</p> <p><b>scapegoated</b> [1] - 60:24</p> <p><b>scapegoating</b> [2] - 34:11, 62:2</p>	<p><b>scared</b> [1] - 13:28</p> <p><b>scope</b> [6] - 41:15, 42:5, 46:14, 55:15, 65:11, 71:12</p> <p><b>scoping</b> [18] - 9:5, 10:2, 10:5, 65:17, 66:13, 66:18, 66:22, 67:19, 67:27, 68:4, 69:6, 71:24, 72:25, 74:5, 76:26, 133:19, 134:25</p> <p><b>scratching</b> [2] - 67:17, 67:20</p> <p><b>scrawl</b> [1] - 121:6</p> <p><b>screen</b> [5] - 22:21, 71:17, 82:9, 100:15, 121:7</p> <p><b>scroll</b> [10] - 19:5, 23:7, 42:26, 43:14, 47:8, 47:10, 48:28, 81:26, 91:14, 112:3</p> <p><b>scrolling</b> [1] - 23:5</p> <p><b>scrutiny</b> [1] - 57:26</p> <p><b>second</b> [8] - 7:22, 16:21, 17:1, 21:11, 23:1, 100:13, 103:3, 113:11</p> <p><b>secrets</b> [1] - 101:9</p> <p><b>section</b> [7] - 58:28, 59:16, 81:28, 82:1, 82:2, 82:4, 82:6</p> <p><b>sections</b> [1] - 126:17</p> <p><b>see</b> [21] - 15:14, 18:1, 23:5, 24:24, 31:16, 36:19, 40:20, 43:15, 47:10, 54:28, 55:10, 57:27, 57:29, 60:21, 62:20, 69:11, 70:20, 88:19, 91:14, 124:11, 154:26</p> <p><b>see..</b> [1] - 124:17</p> <p><b>seeing</b> [2] - 11:14, 72:1</p>	<p><b>seek</b> [3] - 35:29, 37:16, 54:17</p> <p><b>seeking</b> [2] - 45:28, 146:17</p> <p><b>seem</b> [6] - 12:17, 30:28, 43:8, 44:28, 62:4, 123:8</p> <p><b>send</b> [1] - 22:13</p> <p><b>sending</b> [1] - 150:11</p> <p><b>senior</b> [3] - 50:12, 54:20, 55:1</p> <p><b>sense</b> [7] - 13:22, 54:15, 59:26, 62:9, 104:18, 105:8, 107:12</p> <p><b>sensitive</b> [5] - 89:23, 92:12, 95:15, 97:14, 139:5</p> <p><b>sensitivities</b> [1] - 52:12</p> <p><b>sensitivity</b> [1] - 139:25</p> <p><b>sent</b> [23] - 18:20, 22:21, 24:6, 24:11, 24:12, 24:14, 24:21, 32:9, 33:10, 33:18, 35:8, 38:2, 38:5, 39:10, 39:15, 47:9, 52:3, 122:26, 141:11, 145:4, 146:7, 151:19, 152:4</p> <p><b>sentence</b> [7] - 23:18, 23:29, 44:28, 45:6, 82:9, 91:15, 92:25</p> <p><b>sentencing</b> [1] - 8:10</p> <p><b>September</b> [2] - 39:12, 40:3</p> <p><b>sequence</b> [2] - 11:11, 111:8</p> <p><b>Sergeant</b> [228] - 10:24, 15:27, 15:28, 16:3, 16:28, 18:24, 18:25, 19:15, 19:26, 20:1, 20:25, 21:20, 23:8, 25:22, 25:26, 25:29, 26:9, 27:10, 27:26, 27:29, 30:2, 30:14,</p>
---	--	--	---	--	---

<p>30:19, 30:22, 31:17, 32:1, 32:2, 34:19, 34:27, 35:9, 35:13, 35:17, 35:21, 36:12, 37:11, 38:3, 38:13, 38:21, 39:16, 39:28, 40:5, 40:26, 41:12, 42:7, 44:17, 45:12, 45:21, 45:29, 46:10, 46:22, 47:29, 52:8, 56:4, 56:16, 57:9, 60:5, 60:24, 61:11, 61:17, 61:27, 62:10, 62:16, 62:20, 63:14, 63:24, 65:6, 66:8, 66:10, 67:1, 71:23, 71:24, 72:8, 72:16, 72:21, 72:25, 73:1, 73:4, 73:6, 73:12, 73:20, 73:24, 74:7, 74:17, 74:24, 74:29, 75:4, 75:27, 76:22, 76:28, 77:12, 77:14, 78:5, 78:9, 78:22, 79:9, 79:13, 79:28, 80:12, 82:3, 82:6, 84:2, 85:2, 85:10, 85:12, 85:21, 86:5, 87:22, 88:16, 88:23, 89:16, 89:26, 92:13, 92:18, 92:28, 93:6, 93:12, 94:1, 94:25, 95:7, 95:11, 95:29, 96:5, 96:13, 96:14, 97:19, 97:28, 98:2, 98:4, 98:24, 100:2, 101:27, 102:28, 107:3, 107:13, 109:2, 111:15, 111:22, 111:25, 112:19, 113:16, 113:26, 114:12, 114:18, 114:24, 115:15, 115:17, 115:23, 117:18, 117:23, 118:5, 118:17, 118:19,</p>	<p>118:27, 119:1, 119:21, 119:28, 120:7, 120:22, 120:29, 121:9, 121:15, 121:16, 121:18, 121:20, 122:14, 122:24, 123:13, 123:17, 123:25, 124:26, 125:5, 126:9, 126:15, 126:23, 127:1, 127:22, 128:7, 128:8, 128:17, 128:22, 129:14, 129:24, 129:28, 130:19, 130:23, 131:13, 131:22, 132:5, 132:17, 132:26, 133:6, 135:4, 135:29, 136:10, 136:22, 137:2, 138:19, 138:24, 139:8, 139:14, 139:21, 141:23, 142:27, 143:8, 143:10, 144:4, 145:10, 145:17, 145:28, 146:21, 147:9, 148:1, 148:4, 148:29, 149:15, 149:17, 149:21, 150:7, 150:18, 152:23, 153:16, 153:26, 154:1, 154:3, 154:7, 154:11, 154:18, 154:23 <b>sergeant</b> [7] - 16:20, 16:23, 20:20, 61:7, 94:28, 127:15, 153:20 <b>sergeants</b> [2] - 64:11, 64:12 <b>serious</b> [3] - 54:22, 76:12, 88:17 <b>served</b> [4] - 41:12, 42:7, 79:13, 145:28 <b>service</b> [2] - 6:19, 147:8 <b>serving</b> [1] - 55:2 <b>session</b> [1] - 102:6 <b>set</b> [15] - 24:27, 25:10, 28:29, 30:26, 35:3,</p>	<p>41:22, 42:6, 42:21, 42:25, 47:16, 55:18, 55:20, 64:17, 75:1, 75:8 <b>sets</b> [1] - 41:13 <b>setting</b> [3] - 41:23, 82:10, 95:22 <b>several</b> [4] - 38:5, 55:25, 92:6, 144:11 <b>shall</b> [1] - 114:27 <b>shooting</b> [1] - 6:26 <b>short</b> [4] - 6:13, 49:1, 58:11, 76:7 <b>shorthand</b> [1] - 103:15 <b>shot</b> [2] - 6:21, 149:17 <b>shoulders</b> [1] - 57:23 <b>show</b> [2] - 96:4, 120:27 <b>showed</b> [1] - 59:29 <b>sick</b> [2] - 35:24, 149:1 <b>sickness</b> [1] - 36:6 <b>side</b> [5] - 50:1, 129:11, 129:13, 129:20 <b>sight</b> [5] - 61:28, 92:19, 99:18, 128:19, 128:20 <b>sign</b> [4] - 112:7, 122:15, 122:29, 123:17 <b>signature</b> [1] - 8:23 <b>signed</b> [2] - 137:13, 137:14 <b>significance</b> [2] - 26:3, 27:19 <b>significance..</b> [1] - 27:23 <b>significant</b> [4] - 27:9, 46:6, 49:7, 87:25 <b>signing</b> [1] - 150:19 <b>similar</b> [5] - 13:24, 23:16, 31:12, 62:23, 62:26 <b>simple</b> [7] - 13:8, 28:5, 59:17, 103:5, 130:21,</p>	<p>130:22 <b>simply</b> [2] - 69:12, 139:26 <b>singled</b> [2] - 135:29, 136:2 <b>sit</b> [1] - 5:14 <b>situation</b> [10] - 14:5, 20:27, 32:14, 80:3, 87:19, 97:20, 98:22, 98:29, 103:24, 121:26 <b>slightly</b> [4] - 15:20, 23:17, 59:19, 86:3 <b>slow</b> [1] - 100:24 <b>slowly</b> [1] - 81:26 <b>small</b> [1] - 118:13 <b>so..</b> [3] - 44:24, 48:10, 95:16 <b>social</b> [1] - 43:7 <b>soldier</b> [2] - 155:2, 155:4 <b>solely</b> [3] - 69:27, 72:21, 132:26 <b>solicitor</b> [19] - 6:24, 16:22, 26:16, 37:12, 38:4, 56:17, 72:15, 127:23, 128:11, 128:23, 147:7, 147:16, 147:27, 148:20, 148:21, 149:1, 149:22, 154:4, 154:7 <b>solicitors</b> [3] - 37:19, 38:21, 146:13 <b>Solicitors</b> [5] - 35:17, 38:13, 56:14, 56:22, 146:7 <b>sometimes</b> [1] - 117:7 <b>somewhat</b> [2] - 9:29, 51:20 <b>somewhere</b> [1] - 135:17 <b>soon</b> [1] - 6:27 <b>Sorry</b> [2] - 81:6, 100:24 <b>sorry</b> [80] - 5:27, 7:22, 16:29, 17:20, 39:23, 43:11, 44:6, 45:25, 68:12,</p>	<p>69:3, 69:4, 69:5, 73:7, 73:18, 73:21, 74:11, 74:13, 78:24, 78:28, 80:10, 82:28, 84:8, 84:10, 84:27, 88:5, 88:14, 92:3, 92:9, 94:12, 94:19, 94:21, 95:11, 98:12, 103:11, 103:24, 104:2, 104:29, 106:18, 109:1, 109:2, 110:24, 111:5, 111:18, 111:19, 113:14, 114:7, 115:16, 116:17, 116:24, 118:12, 119:12, 121:3, 121:5, 122:4, 124:5, 124:6, 126:2, 126:5, 126:6, 126:12, 126:13, 126:27, 128:8, 130:2, 131:7, 131:19, 133:1, 133:15, 134:28, 135:3, 137:13, 140:20, 141:9, 141:10, 142:21, 142:27, 143:21, 147:16, 154:13 <b>sorry..</b> [1] - 5:28 <b>sort</b> [10] - 9:27, 20:2, 43:6, 44:27, 75:6, 81:26, 105:10, 114:27, 147:19, 152:26 <b>sorts</b> [1] - 36:18 <b>sought</b> [6] - 9:27, 9:29, 39:8, 40:7, 48:26, 53:15 <b>sound</b> [1] - 147:15 <b>sounds</b> [1] - 105:1 <b>source</b> [4] - 30:12, 59:7, 60:19, 66:4 <b>sourced</b> [1] - 52:21 <b>sources</b> [6] - 21:26, 30:9, 58:14, 59:11, 61:4, 66:25 <b>space</b> [1] - 58:11 <b>spanned</b> [1] -</p>	<p>18:2 <b>speaking</b> [2] - 18:17, 53:22 <b>specific</b> [12] - 12:6, 12:14, 12:17, 12:20, 12:25, 12:28, 13:6, 55:11, 72:17, 96:5, 133:28, 152:15 <b>specifically</b> [4] - 69:19, 104:15, 110:1, 145:20 <b>specified</b> [1] - 42:12 <b>spent</b> [1] - 46:28 <b>spoken</b> [11] - 18:15, 18:23, 18:25, 18:26, 38:3, 60:1, 93:10, 94:18, 96:15, 96:17, 134:20 <b>sprung</b> [1] - 38:25 <b>staff</b> [1] - 35:20 <b>stage</b> [18] - 10:4, 16:17, 38:18, 48:5, 57:18, 60:4, 73:9, 73:10, 76:15, 79:2, 88:25, 93:4, 102:17, 110:4, 110:23, 119:23, 141:29, 143:20 <b>stages</b> [1] - 38:10 <b>stand</b> [5] - 9:28, 71:20, 73:15, 89:1, 117:6 <b>standing</b> [3] - 75:16, 76:25, 77:29 <b>Star</b> [4] - 48:1, 56:2, 58:3, 58:10 <b>stark</b> [2] - 13:27, 27:5 <b>start</b> [7] - 56:6, 65:23, 68:7, 102:5, 109:26, 136:20 <b>started</b> [9] - 30:7, 63:12, 71:28, 72:7, 99:12, 118:10, 131:24, 132:1, 132:22 <b>starts</b> [1] - 19:6 <b>state</b> [4] - 100:26, 152:23, 153:2, 154:23</p>
--	--	--	---	--	---

<p><b>State</b> [2] - 25:6, 113:3</p> <p><b>statement</b> [124] - 5:18, 8:9, 10:7, 13:26, 14:11, 19:16, 19:17, 19:19, 24:23, 27:1, 27:3, 27:25, 42:28, 43:5, 43:14, 44:24, 50:29, 51:2, 54:2, 54:8, 55:12, 56:19, 58:20, 59:29, 60:4, 60:5, 60:13, 70:24, 73:1, 73:2, 73:13, 73:20, 74:7, 74:13, 74:15, 76:7, 80:17, 82:7, 83:16, 84:8, 84:12, 84:15, 84:21, 84:24, 85:2, 86:1, 86:18, 87:21, 91:2, 91:6, 91:29, 92:1, 92:16, 93:13, 93:25, 94:3, 94:14, 98:8, 101:1, 101:24, 101:26, 102:2, 102:26, 103:6, 103:27, 104:9, 104:16, 104:20, 105:4, 107:1, 107:22, 108:1, 108:17, 109:9, 109:13, 109:28, 112:13, 113:9, 114:12, 115:24, 116:23, 119:11, 119:28, 121:24, 121:28, 122:2, 122:10, 122:15, 123:18, 123:24, 124:23, 125:5, 125:11, 125:19, 126:14, 126:23, 126:27, 127:13, 127:17, 127:21, 128:26, 128:28, 134:10, 137:14, 137:28, 138:10, 138:21, 139:19, 140:29, 141:4, 141:13, 141:19, 141:20, 141:23, 142:12, 142:13, 142:24, 142:28, 144:11, 145:10, 150:18, 150:20</p> <p><b>statements</b> [15]</p>	<p>- 9:27, 18:10, 18:12, 25:18, 31:29, 42:18, 51:20, 51:21, 53:3, 73:3, 74:18, 76:5, 80:25, 84:13, 145:21</p> <p><b>states</b> [1] - 44:18</p> <p><b>Station</b> [3] - 8:6, 16:8, 16:13</p> <p><b>station</b> [1] - 113:5</p> <p><b>stationed</b> [1] - 6:7</p> <p><b>stay</b> [1] - 14:28</p> <p><b>step</b> [7] - 56:9, 56:10, 58:17, 62:10, 62:11, 62:22</p> <p><b>steps</b> [3] - 34:28, 39:1, 42:18</p> <p><b>stick</b> [1] - 92:25</p> <p><b>still</b> [13] - 34:14, 42:4, 59:10, 61:1, 71:20, 86:15, 91:11, 92:25, 111:10, 124:25, 125:20, 147:9, 150:3</p> <p><b>stood</b> [4] - 88:15, 124:27, 138:1, 138:2</p> <p><b>stop</b> [2] - 15:15, 42:27</p> <p><b>stopped</b> [2] - 125:25, 125:28</p> <p><b>stops</b> [1] - 124:3</p> <p><b>Store</b> [4] - 6:8, 6:16, 35:1, 118:1</p> <p><b>story</b> [1] - 116:4</p> <p><b>straightforward</b> [1] - 59:25</p> <p><b>stray</b> [1] - 97:14</p> <p><b>straying</b> [1] - 138:25</p> <p><b>Street</b> [4] - 6:8, 6:16, 35:1, 118:1</p> <p><b>stress</b> [6] - 35:18, 35:27, 115:18, 149:2, 154:5, 154:9</p> <p><b>striking</b> [1] - 76:8</p> <p><b>studied</b> [1] - 125:10</p> <p><b>stuff</b> [2] - 144:29, 152:21</p> <p><b>subject</b> [6] -</p>	<p>62:6, 90:9, 97:6, 117:6, 139:20, 146:24</p> <p><b>submission</b> [1] - 90:1</p> <p><b>submit</b> [1] - 15:27</p> <p><b>submitted</b> [4] - 15:28, 31:27, 45:15, 144:17</p> <p><b>subsequent</b> [3] - 128:6, 129:27, 130:18</p> <p><b>subsequently</b> [3] - 21:5, 33:28, 96:12</p> <p><b>substance</b> [1] - 19:9</p> <p><b>substantiate</b> [1] - 60:18</p> <p><b>substantive</b> [1] - 117:28</p> <p><b>suffering</b> [3] - 35:18, 35:26, 154:8</p> <p><b>sufficient</b> [3] - 31:7, 76:15, 78:17</p> <p><b>sufficiently</b> [1] - 65:12</p> <p><b>suggest</b> [11] - 23:21, 31:8, 32:6, 50:12, 70:19, 97:8, 114:1, 119:29, 123:27, 134:24, 138:28</p> <p><b>suggested</b> [2] - 90:4, 109:9</p> <p><b>suggesting</b> [5] - 104:7, 113:26, 129:9, 134:8, 140:17</p> <p><b>suggestion</b> [7] - 24:11, 37:28, 57:1, 61:9, 62:1, 118:12, 126:7</p> <p><b>suggestions</b> [1] - 14:23</p> <p><b>suit</b> [1] - 27:7</p> <p><b>summarise</b> [1] - 24:23</p> <p><b>summarising</b> [1] - 25:25</p> <p><b>summary</b> [2] - 24:25, 82:7</p> <p><b>summer</b> [1] - 43:6</p> <p><b>Superintenden</b> t [37] - 5:7, 5:15, 5:20, 6:2, 8:19,</p>	<p>11:18, 11:24, 12:8, 15:21, 16:24, 18:23, 21:8, 54:19, 63:15, 63:22, 63:23, 63:28, 64:10, 65:5, 66:16, 68:20, 70:27, 75:25, 82:5, 89:20, 90:19, 97:12, 97:18, 99:19, 99:22, 99:27, 135:7, 135:13, 135:15, 135:16, 136:6, 136:11</p> <p><b>SUPERINTEND</b> ENT [2] - 4:6, 5:10</p> <p><b>superintendent</b> [18] - 6:10, 14:9, 14:19, 14:20, 17:6, 18:27, 20:24, 21:1, 21:9, 30:11, 50:9, 61:6, 65:29, 71:29, 72:3, 99:17, 117:22</p> <p><b>superintendent</b> 's [11] - 17:12, 18:22, 21:12, 21:15, 30:11, 66:3, 72:2, 99:26, 135:21, 136:16, 136:17</p> <p><b>supervising</b> [1] - 136:8</p> <p><b>support</b> [2] - 55:19, 78:18</p> <p><b>supporting</b> [1] - 97:18</p> <p><b>suppose</b> [15] - 13:3, 13:26, 25:12, 29:3, 31:10, 36:3, 50:22, 51:3, 58:4, 62:28, 66:7, 74:12, 94:1, 107:26, 110:17</p> <p><b>surely</b> [1] - 116:6</p> <p><b>surface</b> [2] - 67:18, 67:20</p> <p><b>surmise</b> [1] - 47:24</p> <p><b>surprise</b> [2] - 18:18, 124:12</p> <p><b>surprised</b> [4] - 32:8, 33:21, 33:23, 69:21</p> <p><b>surrounding</b> [1]</p>	<p>- 61:29</p> <p><b>suspect</b> [2] - 3:8, 31:19</p> <p><b>swept</b> [1] - 129:10</p> <p><b>Swords</b> [1] - 8:6</p> <p><b>sworn</b> [16] - 75:5, 75:22, 79:23, 113:21, 114:20, 115:6, 115:7, 115:13, 116:8, 120:3, 125:6, 129:1, 137:15, 141:25, 144:13</p> <p><b>SWORN</b> [1] - 5:11</p> <p><b>system</b> [2] - 17:27, 66:21</p> <p><b>systems</b> [4] - 36:23, 54:2, 61:14, 63:17</p> <p><b>Séan</b> [10] - 35:16, 37:12, 38:12, 56:14, 56:17, 56:22, 56:29, 57:7, 146:7, 146:16</p> <p><b>Sióchána</b> [48] - 3:10, 7:26, 8:6, 8:15, 10:17, 10:22, 12:16, 12:28, 13:1, 13:14, 14:2, 20:10, 29:18, 29:19, 29:23, 29:29, 30:1, 41:8, 41:17, 49:12, 52:22, 53:29, 55:8, 58:4, 58:22, 58:29, 67:8, 70:18, 71:15, 77:5, 78:16, 83:4, 83:6, 83:9, 83:23, 86:23, 87:3, 96:29, 98:19, 98:23, 108:23, 108:27, 114:8, 115:3, 128:18, 131:15, 131:27, 155:29</p> <p><b>Sióchána's</b> [1] - 132:24</p>	<p>36:23, 60:25</p> <p><b>targeting</b> [2] - 62:2, 148:13</p> <p><b>task</b> [3] - 10:15, 29:27, 57:23</p> <p><b>tasked</b> [2] - 32:28, 57:21</p> <p><b>tasking</b> [1] - 23:3</p> <p><b>tasks</b> [3] - 51:14, 54:23, 57:27</p> <p><b>team</b> [7] - 49:10, 49:15, 50:6, 54:17, 55:19, 57:3, 117:25</p> <p><b>teased</b> [1] - 122:9</p> <p><b>ten</b> [2] - 155:17, 155:18</p> <p><b>tenable</b> [1] - 116:20</p> <p><b>tendentious</b> [1] - 134:10</p> <p><b>term</b> [8] - 12:3, 65:19, 83:17, 83:25, 86:19, 87:13, 105:17</p> <p><b>terms</b> [10] - 13:28, 22:22, 30:1, 43:21, 54:15, 54:28, 55:15, 65:21, 145:27, 150:27</p> <p><b>text</b> [1] - 7:21</p> <p><b>THAT</b> [2] - 3:7, 3:12</p> <p><b>THE</b> [8] - 3:2, 3:3, 5:1, 5:29, 65:1, 89:5, 155:27, 156:3</p> <p><b>themselves</b> [1] - 97:6</p> <p><b>THEN</b> [2] - 89:5, 156:3</p> <p><b>theoretical</b> [1] - 13:22</p> <p><b>thereby</b> [1] - 137:14</p> <p><b>therefore</b> [2] - 106:21, 141:21</p> <p><b>thesis</b> [1] - 97:19</p> <p><b>thinking</b> [8] - 94:10, 107:8, 119:13, 123:5, 123:6, 123:8, 139:26, 147:17</p> <p><b>thinks</b> [2] - 82:23, 139:28</p> <p><b>third</b> [4] - 15:21,</p>
<b>T</b>					
<p><b>TAKE</b> [1] - 3:2</p> <p><b>talks</b> [1] - 19:12</p> <p><b>target</b> [1] - 61:10</p> <p><b>targeted</b> [2] -</p>					



72:4, 117:11, 143:12 <b>thorough</b> [2] - 63:10, 67:12 <b>thoroughly</b> [3] - 51:9, 51:10, 52:14 <b>thoughts</b> [1] - 117:10 <b>thrashed</b> [1] - 123:29 <b>threat</b> [65] - 10:17, 12:5, 12:20, 12:22, 12:25, 12:29, 13:3, 13:6, 13:15, 13:21, 14:12, 14:16, 14:21, 14:29, 15:12, 21:14, 21:24, 28:7, 28:12, 28:14, 28:27, 28:28, 43:9, 44:1, 52:9, 53:24, 55:11, 65:15, 66:29, 67:14, 67:21, 67:29, 71:2, 71:19, 72:9, 72:17, 76:3, 85:3, 85:25, 88:17, 95:21, 96:26, 96:29, 97:1, 97:16, 99:14, 99:22, 99:28, 103:17, 106:3, 106:5, 106:17, 106:24, 107:5, 124:28, 131:27, 133:6, 133:13, 135:26, 136:18, 136:25 <b>threats</b> [11] - 12:11, 12:14, 12:17, 12:18, 20:8, 29:18, 30:21, 31:6, 83:4, 136:12 <b>three</b> [7] - 21:26, 66:6, 91:16, 94:22, 94:23, 115:25 <b>throughout</b> [2] - 47:23, 52:28 <b>throw</b> [1] - 116:14 <b>THURSDAY</b> [1] - 5:1 <b>timings</b> [1] - 118:10 <b>tiny</b> [1] - 5:5	<b>TO</b> [1] - 3:2 <b>to-ing</b> [3] - 147:3, 147:12, 152:24 <b>today</b> [2] - 5:7, 126:8 <b>together</b> [1] - 130:25 <b>tomorrow</b> [7] - 37:14, 155:1, 155:11, 155:13, 155:20, 155:22, 155:25 <b>took</b> [16] - 27:25, 38:29, 45:26, 46:27, 48:24, 50:23, 70:12, 77:27, 83:28, 102:13, 105:10, 118:9, 118:16, 120:22, 146:28, 148:16 <b>top</b> [1] - 116:11 <b>topic</b> [2] - 13:12, 15:20 <b>topics</b> [2] - 54:9, 54:28 <b>tortuous</b> [1] - 59:19 <b>totality</b> [12] - 91:4, 91:27, 93:11, 93:24, 96:1, 101:25, 101:29, 105:15, 105:25, 108:21, 114:11, 145:8 <b>totally</b> [1] - 116:25 <b>touch</b> [1] - 91:14 <b>touched</b> [1] - 52:8 <b>towards</b> [4] - 25:17, 25:27, 31:6, 153:20 <b>train</b> [1] - 150:22 <b>transcript</b> [4] - 37:7, 85:15, 147:6, 147:14 <b>transcripts</b> [2] - 24:10, 32:8 <b>transitioned</b> [1] - 6:2 <b>translating</b> [1] - 123:10 <b>transpires</b> [1] - 8:11 <b>trawl</b> [1] - 55:5 <b>treacherous</b> [1] - 138:25 <b>treat</b> [2] - 151:3,	151:9 <b>treated</b> [1] - 121:29 <b>Tribunal</b> [12] - 13:13, 50:26, 53:11, 53:13, 53:15, 54:11, 66:19, 70:24, 84:25, 86:18, 97:24, 148:15 <b>TRIBUNAL</b> [1] - 3:4 <b>tribunal</b> [1] - 3:14 <b>tried</b> [3] - 40:24, 91:8, 104:21 <b>triggered</b> [1] - 108:12 <b>triggering</b> [1] - 62:11 <b>triple</b> [1] - 57:23 <b>troubling</b> [1] - 140:4 <b>truth</b> [1] - 53:20 <b>try</b> [8] - 14:10, 28:9, 34:29, 64:13, 75:24, 106:5, 140:9, 152:5 <b>trying</b> [8] - 46:5, 59:7, 75:28, 76:29, 98:13, 104:25, 125:9, 134:24 <b>turned</b> [2] - 49:22, 129:2 <b>twice</b> [2] - 34:23, 82:23 <b>two</b> [30] - 8:5, 8:27, 10:21, 10:23, 16:13, 16:16, 20:14, 20:19, 31:2, 32:6, 34:11, 38:2, 48:15, 57:22, 73:3, 74:18, 89:2, 89:3, 103:14, 103:15, 111:24, 115:18, 116:19, 118:8, 118:9, 118:16, 120:22, 128:13, 143:29 <b>type</b> [1] - 51:17 <b>typed</b> [1] - 119:2	<b>ultimately</b> [18] - 46:21, 59:28, 62:28, 68:9, 72:29, 77:12, 78:22, 78:25, 79:4, 109:20, 116:7, 130:7, 130:24, 137:11, 140:13, 141:14, 149:29, 150:12 <b>unable</b> [1] - 17:10 <b>uncomfortable</b> [1] - 85:26 <b>uncover</b> [1] - 65:13 <b>uncovered</b> [4] - 61:5, 66:7, 66:28, 67:24 <b>under</b> [35] - 9:22, 9:24, 9:29, 12:21, 28:9, 37:16, 41:7, 57:3, 58:28, 59:4, 62:12, 62:19, 63:5, 64:10, 69:2, 69:18, 69:23, 74:27, 78:15, 78:18, 79:12, 79:17, 79:26, 82:19, 83:23, 86:22, 87:2, 96:24, 114:8, 115:3, 128:24, 129:10, 130:10, 132:18, 140:10 <b>undermine</b> [1] - 147:24 <b>understood</b> [8] - 65:10, 69:10, 70:11, 70:13, 83:27, 83:29, 132:21, 148:22 <b>undertaken</b> [1] - 3:9 <b>unfair</b> [4] - 34:10, 34:14, 121:6, 134:4 <b>unimportant</b> [1] - 27:23 <b>unless</b> [3] - 116:24, 143:8, 147:21 <b>unlikely</b> [8] - 45:1, 59:8, 91:18, 92:29, 93:19, 94:9, 100:7, 143:17 <b>unnecessarily</b> [1] - 20:22	<b>unredacted</b> [2] - 53:11, 53:16 <b>unsafe</b> [1] - 35:27 <b>unspoken</b> [1] - 123:6 <b>unstable</b> [1] - 116:15 <b>unsuccessfully</b> [1] - 40:25 <b>unsurprisingly</b> [1] - 58:13 <b>untenable</b> [1] - 116:21 <b>UNTIL</b> [1] - 156:3 <b>untoward</b> [1] - 62:1 <b>unusable</b> [1] - 116:24 <b>unwarranted</b> [2] - 138:16, 138:18 <b>up</b> [31] - 6:13, 13:4, 15:2, 22:10, 24:6, 24:21, 28:22, 29:8, 35:3, 39:10, 40:9, 43:14, 63:8, 68:15, 68:16, 70:8, 72:14, 91:16, 101:8, 102:9, 108:7, 113:3, 113:29, 114:2, 119:2, 127:6, 128:4, 128:7, 143:8, 149:17, 152:25 <b>update</b> [4] - 39:8, 49:1, 50:3 <b>updates</b> [1] - 39:4 <b>urgent</b> [2] - 151:4, 151:9 <b>useful</b> [1] - 90:8	150:9 <b>victim</b> [93] - 8:9, 10:7, 13:26, 19:16, 19:19, 23:14, 27:1, 31:29, 44:17, 45:6, 72:26, 73:6, 73:13, 73:20, 74:5, 90:20, 90:29, 91:2, 91:6, 91:23, 91:28, 92:1, 93:5, 93:13, 93:18, 93:24, 94:3, 94:7, 94:14, 98:8, 98:14, 99:29, 100:6, 101:1, 101:23, 101:26, 102:2, 102:6, 102:11, 102:17, 102:19, 102:26, 103:6, 103:27, 104:9, 104:15, 104:20, 105:4, 105:21, 107:1, 107:12, 107:22, 108:1, 108:11, 108:16, 109:8, 109:12, 109:28, 112:26, 113:3, 113:9, 114:3, 118:26, 119:11, 121:23, 121:28, 122:2, 122:10, 123:24, 124:22, 125:10, 125:19, 137:17, 137:28, 138:10, 138:12, 139:18, 140:13, 140:29, 141:4, 141:12, 141:13, 141:18, 141:20, 142:2, 142:12, 142:13, 142:18, 142:21, 142:23, 142:28, 143:16, 150:20 <b>view</b> [30] - 15:14, 19:17, 19:26, 26:5, 26:7, 26:8, 32:23, 33:11, 36:17, 41:4, 45:7, 54:4, 56:4, 62:4, 62:28, 71:1, 71:18, 82:17, 93:5, 100:22, 101:4, 101:5, 105:10, 105:16, 125:1, 125:3, 125:4, 138:4, 141:13, 148:11
<b>V</b>					
<b>value</b> [2] - 26:5, 151:27 <b>various</b> [4] - 38:10, 42:18, 54:24, 92:21 <b>verbatim</b> [1] - 75:12 <b>verified</b> [1] - 64:15 <b>versa</b> [2] - 108:3, 150:9 <b>vice</b> [2] - 108:3,					

<p><b>viewed</b> [2] - 13:23, 54:7</p> <p><b>views</b> [7] - 8:16, 22:24, 22:28, 28:29, 63:19, 68:13, 82:27</p> <p><b>violence</b> [3] - 15:9, 25:16, 82:2</p> <p><b>visited</b> [1] - 16:7</p> <p><b>volition</b> [1] - 42:1</p> <p><b>volume</b> [1] - 32:3</p> <p><b>volumes</b> [3] - 55:25, 55:26, 55:28</p> <p><b>voluminous</b> [1] - 51:29</p>	<p><b>wide</b> [5] - 65:11, 65:12, 65:21, 65:23, 71:12</p> <p><b>wider</b> [2] - 71:16, 100:1</p> <p><b>willing</b> [3] - 39:29, 148:23, 153:26</p> <p><b>wish</b> [1] - 55:12</p> <p><b>wished</b> [3] - 45:26, 46:22, 127:23</p> <p><b>WITNESS</b> [4] - 4:4, 5:29, 65:1, 155:27</p> <p><b>witness</b> [10] - 5:7, 15:5, 80:28, 81:13, 85:1, 85:11, 85:17, 85:20, 100:20, 101:4</p> <p><b>witnesses</b> [1] - 145:21</p> <p><b>word</b> [13] - 12:3, 33:4, 68:5, 77:23, 82:8, 85:8, 85:9, 86:9, 86:13, 86:25, 87:22, 128:10, 130:13</p> <p><b>words</b> [5] - 35:25, 85:4, 108:6, 113:20, 134:1</p> <p><b>world</b> [1] - 129:3</p> <p><b>worry</b> [3] - 87:21, 104:24, 131:3</p> <p><b>worth</b> [2] - 101:26, 101:28</p> <p><b>writing</b> [10] - 3:14, 17:18, 37:23, 43:1, 102:4, 107:28, 149:25, 149:29, 150:16, 151:21</p> <p><b>written</b> [11] - 7:10, 8:8, 8:12, 10:6, 35:12, 39:26, 58:12, 74:7, 121:9, 146:17, 154:4</p> <p><b>wrongdoing</b> [1] - 50:27</p> <p><b>wrote</b> [15] - 22:4, 25:2, 37:19, 40:11, 46:22, 56:21, 58:3, 86:26, 108:4, 130:7, 130:27, 138:9, 149:22,</p>	<p>152:2, 153:21</p> <p style="text-align: center;"><b>Y</b></p> <p><b>yeah..</b> [1] - 82:12</p> <p><b>year</b> [2] - 49:23, 106:28</p> <p><b>years</b> [8] - 6:19, 48:15, 73:17, 80:27, 115:18, 116:19, 144:1</p> <p><b>yes..</b> [16] - 7:15, 9:18, 14:6, 21:3, 26:21, 40:2, 41:11, 41:19, 44:9, 44:11, 50:7, 51:12, 51:15, 52:13, 125:17, 142:11</p> <p><b>yesterday</b> [6] - 13:13, 24:10, 47:27, 69:26, 147:1, 147:23</p> <p><b>yesterday's</b> [2] - 147:6, 147:14</p> <p><b>you'</b> [1] - 13:8</p> <p><b>yourself</b> [9] - 32:11, 34:9, 36:9, 38:8, 41:5, 57:24, 59:5, 140:4, 152:17</p> <p style="text-align: center;">‘</p> <p><b>‘A’</b> [1] - 3:8</p> <p style="text-align: center;">—</p> <p>— [1] - 3:2</p>
<b>W</b>		
<p><b>waiting</b> [1] - 151:23</p> <p><b>wall</b> [1] - 153:14</p> <p><b>Walsh</b> [2] - 17:9, 17:12</p> <p><b>Walter</b> [3] - 73:8, 73:13, 117:22</p> <p><b>wants</b> [1] - 88:29</p> <p><b>warranted</b> [1] - 79:25</p> <p><b>WAS</b> [2] - 5:11, 65:1</p> <p><b>Waters</b> [4] - 16:9, 16:10, 18:26, 72:4</p> <p><b>week</b> [2] - 135:4, 135:5</p> <p><b>weeks</b> [1] - 153:6</p> <p><b>well..</b> [3] - 134:12, 134:17, 134:21</p> <p><b>WH23</b> [1] - 89:18</p> <p><b>whatsoever</b> [1] - 7:5</p> <p><b>whereabouts</b> [1] - 121:29</p> <p><b>wherein</b> [1] - 44:18</p> <p><b>whichever</b> [1] - 155:16</p> <p><b>white</b> [1] - 70:2</p> <p><b>whole</b> [7] - 18:2, 45:7, 91:8, 109:16, 113:1, 142:16, 154:4</p> <p><b>wholly</b> [1] - 22:27</p>		