



NSW POLICE

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ABN 43 408 613 180

LOWER HUNTER L.A.C.

Commander
Lower Hunter

APPLICATION FOR THE EXTRADITION OF DENIS McALINDEN

In 1999, AE made a statement in which she alleges Denis McALINDEN, a then Catholic Priest, had sexual intercourse with her on four occasions (penile/vaginal) when she was 11 years old. These offences occurred in the Raymond Terrace area around 1953 – 1954. There were a further two indecent assaults around this time, where Denis McALINDEN had AE masturbate him to ejaculation.

A warrant was sworn for McALINDEN, as he was in Ireland and his return date to Australia was not known. A passenger alert was created for McALINDEN but at that time, PASS alerts lapsed after 180 days and I was not aware the PASS alert had lapsed. Recently, during Peregrine II, McALINDEN was located living at Lot 25 Lockville Road Wonnerup Western Australia. I have spoken to Detective Andrew GRONO of Busselton CIB who has driven past the house and it appears to be occupied. Detective GRONO has no personal knowledge of McALINDEN.

On the 29 August 2005, AC supplied me with a statement, in which she outlines where Denis McALINDEN kissed her in a sexual way, when she was 8 years old. This statement is in support of the complaint of AE as it shows the grooming and isolation of a young person, which is what occurred in the case of AE.

There is a further complainant, AF who made a statement to police in 2001 regarding a sexual assault when she was 4 yrs of age, in 1977 at the hands of Denis McALINDEN. Detective TURNBULL of Lake Macquarie Police is checking archived documents at Belmont in an attempt to locate that statement.

In support of the application I would respectfully submit the following:

- The offences against AE fall into the most serious of Sexual Offences, with the offence of Carnal Knowledge that carries 25 years Penal Servitude.
- The public expectation of prosecution of Paedophiles, especially in a position of trust such as a Catholic Priests
- Attached are statements and corroborating evidence
- The accused has no previous criminal history in this state, but was charged with a child sexual offence matter in Western Australia in 1991. This offence involved a 10 year old girl and the accused was acquitted of this offence at the District Court in Perth in 1992.
- Attached is a copy of the warrant
- The issuing Justice for the warrant is M McFadden
- There is a strong likelihood of conviction, with the corroborating evidence AC AE in support of AE's statement of complaint

Kurri Kurri Police

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- The offender is described as 182cm's tall, blue eyes, Caucasian appearance, 72 years of age, medium build. He previously was described as having black hair, but being 72, his current hair colour is not known
- Costs involved: a check on the internet of available fares put a return flight from Williamstown to Perth at approximately \$834.00. (See attached quote) The government Travel Agency Qantas price for a fully refundable and flexible fare is \$1419.55.

I would submit that only 1 officer would be required to travel, as the accused is now some 72 years of age.

Submitted for favourable consideration

Signed

M.J.Watters
Sergeant

Signed

1. Crime Manager Lower Hunter

Dec 16/9/05.
SUPPORTED. THE PUBLIC INTEREST IN MATTERS OF THIS KIND IS SIGNIFICANT. THE ISSUE IS CONSISTENT WITH MANY BRIEFS OF THIS TYPE & IT WOULD ULTIMATELY BE A MATTER FOR THE JURY IN A SUBSEQUENT TRIAL. THE ADVANCED AGE OF THE POI SHOULD NOT BE A CONSIDERATION.

2. Commander Lower Hunter

Suggested. What is the proposal for arrest & a confirming location of offender before travel?
Signed: 19/9/05.

3. Crime Manager, Lower Hunter

Signed

Dec 28/9/05
NOTED. SERGEANT WATTERS SHOULD ADVISE ASAP AS TO THE LOGISTICS OF ENSURING THE POI IS ACTUALLY PRESENT AT THE LOCATION & WHAT ARRANGEMENTS WILL BE MADE TO ASSIST THE POI.

4. SERGEANT WATTERS.