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INDEPENDENT COMMISSION AGAINST CORRUPTION

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TRANSCRIPT OF PROCEEDINGS

AT SYDNEY

ON FRIDAY 7 JUNE, 2019

AT 2.00PM

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This transcript has been prepared in accordance with conventions used in the Supreme Court.

THE COMMISSIONER: All right, Mr Soliman.

MS WRIGHT: Mr Soliman, before the luncheon adjournment I was showing you the attachment to your email of 28 January, 2016, being a scoping study report for the ANPR trial which you sent to Novation with a covering email saying, "Update," and I suggest that you drafted that report and sent it to Mr Thammiah to complete. Do you agree or disagree?---I don't recall drafting that, that report.

Do you deny the proposition that I put to you?---That I drafted the whole thing?

That you drafted the report which is the attachment to the email.---I definitely didn't do the whole thing. I, from what I recall I put something in there about the actual camera itself.

20 Then if we could have volume 1, page 136. Mr Thammiah then sent back to you the report in PDF form on 2 February, 2016. Do you agree that you received a mobile ANPR camera scoping study back for him?---I can see that here, yes.

Page 137, and to your knowledge he had made some changes to that document?---That's what it said in the email.

And, sorry, that's what you said in the email, did you say?---That's what it said in the email.

30 "Minor formatting adjustment," that's what you're referring to?---Yes.

And then Mr Thammiah sent an invoice to you or to RMS at page 160A, this was for the second milestone payment. And at page 160, so the next page which is 160B, is the invoice to your attention for the balance of what was said to be owed to Novation pursuant to the invoice attached to the purchase order that you approved?---Yes.

And you approved this invoice?---I don't think it would have come to me.

40 You approved the purchase order, you agree with that?---Yes.

And you had a system, didn't you, where Mr Singh, if he was on the purchase order, would receive notice of the invoice in his workflow and then he would check with you whether to approve the payment of the invoice?---Only if there was a problem or something that needed, he needed to raise.

What sort of problem?---Any problem.

Are you saying that he didn't check with you as a matter of course when invoices needed to be approved?---Not if there was no issue, no.

Is that because he understood that you had approved the purchase order and therefore the expenditure to your knowledge?---I just assumed he was looking after it. I don't see what the point of him asking me for the invoice is because I don't get the invoice.

10

Now, the next trial that Novation was - - -

THE COMMISSIONER: Just before we leave that - - -

MS WRIGHT: I'm sorry, Commissioner.

THE COMMISSIONER: Volume 1, page 124, that was the quote that you finally accepted where it had nearly doubled in cost, correct? And if you look at 125, we can see your signature, right?---Yes.

20

And if you go back to 124, part of the scope of works was this research on world best practice mobile?---Yes.

Then if we go to volume 18, page 33, that's your email which attaches a version of the scoping study with update, correct?---(No Audible Reply)

And at page 40 of volume 18, and Ms Wright took you to this, we've got, "Mobile ANPR World Best Practice Report XXX." And your anticipation is that there'd be some Googling and internet research and that would be completed. Correct?---Whichever way he would have done that, yes.

30

Then if we go to the final report, which was volume 1, at 136, if we then go to page - 144 is stakeholder engagement, correct?---Yes.

Then we jump to scoping study, with the field trial requirements. Section 2.1, Mobile ANPR World Best Practice Report seems to have been deleted completely.---Okay. I see that.

40

So they provide a quote based on the scoping study which includes this mobile ANPR world best practice report. You're provided - sorry, you have, at a minimum, access to a draft, which you added to, but which clearly indicates that part of the work that they've quoted for and will be paid for hasn't been done. And then it disappears in the final report that was sent to you.---Mmm. I didn't realise that until now, but I thought the point of the world best practice is to basically select a camera.

Well, that's not what the quote said. "Research world best practice mobile vehicle-mounted ANPR systems for the following agreed key performance

indicators,” and they’re variously listed. And it was obviously anticipated in the draft that there was going to be a section on that, and then it completely disappears.---Mmm.

And you didn’t pick that up?---I didn’t know.

All right, Ms Wright.

10 MS WRIGHT: Well, your evidence was that you selected the camera to be used together.---Yes, we were, just, just in a chat between us, what the best one would be.

And that was the extent of the research on world’s best practice technology?
---No.

THE COMMISSIONER: Was it?---No.

20 There was more, was there?---He had, mmm, looked into it quite a bit actually, because he had a lot of ideas.

Oh, good, so they should have been recorded in the report.---I don’t think so. I think just the one which would be tested.

You’re making it up as you go along, Mr Soliman, aren’t you?---I’m not, I, no. I believe the quote said pick one.

MS WRIGHT: Mr Soliman, what did you do with this report when it was sent to you by Mr Thammiah?---What do you mean, what did I do?

30 THE COMMISSIONER: Well, did you read it? Did you distribute it to everybody? Did you write up to your manager saying, “We’ve had this terrific report, look what it says”? What did you do with it?---I would have read it.

You would have read it?---(No Audible Reply)

40 Okay, and didn’t work out that that section had been deleted, but go on. So you would have read it. What else did you do with it?---Mmm, I’m not sure what you mean. What else would I, would I do with it at that point?

To use – did you distribute it? Did you tell others about it?---I probably would have told the people in the team what, how, how it went.

Probably or did?---Probably.

You can’t recall?---Yeah.

All right. What else did you – sorry, Ms Wright. You go ahead.

MS WRIGHT: Did you save it anywhere on RMS's system?---I don't think so. I don't know.

Did you have a practice of saving any of the scoping study reports anywhere?---No. The, the system used wasn't really used by most of the people there.

10 It wasn't used, did you say, by most of the people there?---Yeah. In general, yeah.

So this was all just going to reside in your mind, was it, when you received scoping study reports?---Yeah, so it can be essentially planning for, for the future, to see if there's any I guess use for this in, in the future or not.

But no one else would have access to these reports that were sent to you by Novation or AZH?---If anyone asked about it, of course it's, it's there but - -

20 So it would remain on your email but not saved anywhere else within RMS?---I don't know if it was saved anywhere else.

Did you save them anywhere else, any scoping study reports?---I don't think so. I don't recall saving it anywhere else.

So it really was of no benefit to anyone other than you at RMS to receive these reports?---Well, the people in my team, obviously.

30 But if they're on your email, how would you expect people in your team to get access to the reports?---I guess if they asked about it. General knowledge that these things were happening.

So the members of your team had to use their own initiative to think, oh, there could be a report. I haven't heard about this trial but I'll ask randomly whether there is a report and I'll have to ask Mr Soliman because no one else could know.---It was general knowledge if a trial was happening.

40 THE COMMISSIONER: What about if somebody joined your team subsequently? Wouldn't have a clue, would they?---No.

You're using public funds to produce a report. That report, at a minimum, should have been made available to the rest of the RMS personnel, shouldn't have it?---In hindsight, yes.

Sorry?---In hindsight, yes, would have been a, a good idea.

MS WRIGHT: Now, the next project was a thermal camera scanner project, which you awarded to Novation. Do you agree with that?---If you say so, yeah.

And if we could have volume 18, page 22. On 11 January, 2016, did you have Mr Singh send to your personnel email address a thermal camera report prepared by Strategic Innovations?---Is that what's attached here?

10 Do you see the email dated 11 January, 2016 on the screen in front of you?
---Yes.

From Mr Singh to your ducktape personal email address.---Yes.

And the attachment at page 23 is a report by Strategic Innovations in relation to a trial between 22 and 24 June, 2015.---Okay.

If we could go back to the email. Did you ask Mr Singh to send you that report?---Don't know.

20 And then you forwarded it to Novation on 11 January, 2016.---Yes.

Why do you think Mr Singh is sending to your personal email address a report by Strategic Innovations about a thermal camera trial?---Don't know.

You must have some idea, Mr Soliman.---It's three and a half years ago.

And you've sent it on to Novation. Why is that?---I don't know. I think they were there, I think they were running this trial, weren't they?

30 In June 2015?---I don't know when it was exactly.

Well, if we can turn to page 23. See how it says "portable thermal heavy vehicle inspection trial, Marulan, June 22-24, 2015"?---Yes.

So that suggests that it was between 22 and 24 June, 2015.---I think that was just the initial demo.

40 And why are you sending to Novation and why are you asking Mr Singh to send to you at your personal email address the report by Strategic Innovations in relation to the demo?---I'm not sure.

Isn't it around this time that you were engaging Novation to conduct a thermal camera trial?---I think is the one that they ran.

Do you think it's got something to do with that?

THE COMMISSIONER: Sorry, what do you mean, “I think this is the one that they ran”? What are you talking about?---There was a thermal camera trial that Mr Thammiah ran. I’m thinking it was this one or, I’m not sure.

So when you say this one, you’re talking about Novation independently from the report prepared by Strategic Innovations, some kind of study on thermal cameras?---Well, if it’s the one I’m thinking about. They were, they were at the same time,

10 Well, they couldn’t have been there from June 22nd and 24th, Novation couldn’t have been there, could have they?---I don’t know if he was there.

Well, they didn’t exist, isn’t that the case? Sorry, Ms Wright, I’m interfering.

MS WRIGHT: Yes. No, that’s quite okay, Commissioner. The Commissioner’s quite right. Novation was not even registered in June 2015, Mr Soliman.---Yes.

20 So you must have asked Mr Singh to send you that report?---I don’t know if I ask him but I got it obviously.

And did you – what was that answer?---I don’t know if I asked him but he did send it to me,

It’s likely that you did ask him?---I don’t know.

Then you received a quote from Novation in relation to this project at page 160F of volume 1. Do you see this email from Novation to you on 22
30 February, 2016?---Yes.

And Mr Thammiah says, “We’re happy to provide you with the quote for the thermal scanner technology scoping study”?---Yes.

How did it come about that he would be sending you a quote for a scoping study for a thermal vehicle scanner?---How did it come about, I mean, I don’t understand the question.

40 Well, did he just randomly without invitation send you quotes from time to time or was there something that preceded the provision of a quote to you? ---There would have been some sort of requirements phase.

THE COMMISSIONER: A what, a requirement phase?---Requirements gathering phase to understand what needs to be done.

MS WRIGHT: And were you required by procurement policy to receive a number of quotes above a particular threshold of expenditure?---As I, as I now know, yes, but at that point no one knew what the procurement policy

was. There was a finance and a procurement team that were basically just moved away over, overnight.

You had an understanding of a threshold in 2016, didn't you?---I don't know when I learnt it. We had to learn all on our own basically, as soon as the procurement team moved on.

10 And you didn't think to check procurement policy?---I don't know, I don't know when I started to really look into it. It was sometime after they moved on.

And you were aware that here was a procurement manual within RMS?
---Afterwards I was, yeah. After they moved on.

Well, we'll come back to that but here you are with a quote for almost \$70,000 from Novation and you decided to approve the quote and raise the purchase order?---Yep.

20 And you asked Mr Singh to be the requester for the purpose of the purchase order?---Yeah. Well he would have been managing it.

And when you say he would have been managing it, what do you mean?
---Well, generally when I, when I ask someone to look after a piece of work, they look after the payments too.

What do you mean by he would have been the manager?---Basically look after the payments and the contract and the work and things like that.

30 And what do you mean by look after the contract and things like that?
---Raise the contract. Raise the purchase order. Talk to the vendor if, if needed for any planning which is needed.

In relation to what? Planning in relation to what?---The piece, the piece of work that's required.

To attend the trial itself? Does that form part of the management by Mr Singh?---If that's needed.

40 So is it your evidence that you asked Mr Singh to not only raise the purchase order but to plan for the trial, to speak to Mr Thammiah and, if needed, to attend the trial?---That's in general what it means to basically manage a piece of work, yeah.

Is it your evidence that you asked Mr Singh to do those things?---For this - -
-

MR O'BRIEN: Sorry, Commissioner, can I raise a point of order, if I may. I don't oppose this line of questioning, it's obviously forensically important,

but can I just note that Mr Soliman was particularly vague in relation to the questions at the outset, and he said, my note - - -

THE COMMISSIONER: Sorry, outset of - - -

MR O'BRIEN: He didn't say that he was the manager of the project, but he would have been the manager of the project. Of course that is contrary to the evidence of Mr Singh, so I think that that needs to be explored a little bit more clearly.

10

THE COMMISSIONER: Yes. I think that's what Ms Wright's embarked upon. I think we've got the evidence now of Mr Soliman, and I take your point. It was along the lines of generally if I asked somebody to be the requester, that means that I wanted them to look after a piece of work, payments, contractor work and attend if needed. And then I think Ms Wright was turning to a question of is it your evidence that you asked Mr Singh, I think, to do those various aspects. So I think we're exploring it further, Mr O'Brien. Maybe if we let Ms Wright continue with her questions, and then if you've got a concern about it, raise it again.

20

MR O'BRIEN: Yes, the concern, I must say with the greatest respect to Counsel Assisting, is not with her questions but rather with the ambiguity of the evidence and then the answers then flowing from that. But I agree with you, Commissioner, in the approach that you've suggested.

THE COMMISSIONER: Thanks, Mr O'Brien.

MS WRIGHT: So, Mr Soliman, is it your evidence that you asked Mr Singh not only to raise the purchase order but to plan for this trial and attend any trial if necessary and liaise with Mr Thammiah?---I'm just saying in general, whenever someone would manage a piece of work, that would mean managing the finances, managing any type of tender management and management of the inspectors if that's what it, what it is, and manage the site if the site needs to be opened, et cetera, et cetera. But every project is different.

30

Every project is different. And what I'm asking you about is this particular project, the thermal scanner technology project. Did you or did you not ask Mr Singh to manage the project in the ways that you've described?---This one, I don't know exactly what I told him to do or asked, asked him to do.

40

So if he's on as a requester of a purchase order, it's not necessarily that he's managing the project in the way that you have described, namely planning for the project and attending the trial and dealing with Mr Thammiah?
---Depends on what the project is.

THE COMMISSIONER: And so you agree with Ms Wright's proposition, that because he was a purchaser, that doesn't necessarily mean that he was

managing the project in the way that you've described?---Yeah, I guess. I mean, it's not a hard and, hard and, hard and fast rule. It depends on the project and what he's needed to do.

MS WRIGHT: You're just not going to ask the question, are you, about this project?---I think I did.

No, you didn't. I suggest you have not answered the question, Mr Soliman. Do you have anything further to add?---No.

10

Now, you were sent an invoice by Novation, were you?---I assume so.

And if I could take you to page 167, did you draft the invoice?---I don't know. I don't recall drafting it.

Is it possible that you created the invoice yourself?---Mmm, I don't think so. I might have sent him a template previously for an invoice.

20

And so if there's an invoice in existence, and you don't think that you created it, do you think that Mr Thammiah did?---Yep.

And do you remember how you received this invoice?---No.

Well, this invoice was found on your home computer.---Ah hmm.

Which suggests that you had a hand in creating it.---Mmm, I highly doubt -
--

30

Do you agree it's possible you did?---I highly doubt I would have created it. I mean, Mr Thammiah can do this easily. I might have sent him a template previously, but again, he was at my house regularly.

You knew what RMS would need by way of an invoice in order to approve the invoice?---What do you mean?

40

You knew what sort of format and content would pass muster at RMS in terms of looking like a legitimate invoice, didn't you?---Mmm, I guess so. I mean, it's, that's probably why I would have sent him some sort of template at some point.

And as to the content of each invoice, the scope of works is described differently, isn't it? In each different invoice?---This one looks the same.

It doesn't, it's not a matter of just submitting a template to the Finance section of RMS, is it? You have to fill out a description of the work undertaken?---Yes.

And you would have known what would look legitimate, in terms of what needed to be submitted to Finance for Transport Shared Services.---Okay.

THE COMMISSIONER: So you're agreeing with that by saying "okay"?
---Yeah, there's nothing special about an invoice (not transcribable)

MS WRIGHT: And didn't you create this invoice, and hence it is on your home computer?---I don't recall creating it, but it's possible that Steve was there when he created it.

10

So how often was Mr Thammiah at your house using your computer?
---How many times did, did he use it?

Mmm, how often, is this regular occurrence, that Mr Thammiah's at your home, sitting on your computer?---Yeah, he was there very regularly, and if he needed to use the computer, he could.

And how often, was it every visit to your house that he got on the computer?
---No, only if he needed.

20

THE COMMISSIONER: And you didn't say to him, "You've established your own business, you've established your own company, you're doing all this work, why don't you get your own computer?", you didn't say that to him?---Well, not at that point. He, he had a, a laptop later on, but I'm pretty sure - - -

I'm not talking about a laptop. I'm talking about a PC at home.---No, he did have one.

30 Or in his office.---He did, but obviously he was at my house a lot. We were best, best friends.

MS WRIGHT: And you had an agreement that invoices on Novation letterhead would be submitted to RMS and approved by you.---Well, yes, I favoured him, yes.

Yes. And so to you it didn't really matter whether you drafted it or he drafted it.---That's not what it was about at all. No.

40 And this field trial for a vehicle scanner technology, did Mr Thammiah provide a scoping study report?---Mmm, I guess he would have. I don't recall it now.

And turning to page 168, did he do engineering, design and fabrication of pavement mounting?---I don't recall what happened after that demo. I don't know.

Well, you know full well that he didn't do that, don't you?---I don't recall what happened after the demo.

Did you go to the demo?---I recall something about the camera, I probably did, yeah.

And what happened at the demo?---I don't remember exactly. They would have just tested the camera.

10 Who tested the camera?---I don't know.

Was Mr Thammiah there?---I don't know.

Was this in Canberra, was it?---I don't think it would have been in Canberra. There's no, there's no site in Canberra.

I thought you said Canberra a moment ago?---No.

20 THE COMMISSIONER: I thought he said tested the camera.

MS WRIGHT: Oh, I'm sorry.

THE COMMISSIONER: Camera.

MS WRIGHT: It's very hard to hear, you're very softly spoken at the moment, Mr Soliman, if I could ask you to speak up.---I'll speak louder, yeah.

30 You think you went to this demo, as you call it, where was it?---I recall something about a small thermal camera, there were a couple of things at Marulan, I think.

And Mr Thammiah was not there?---I don't know if he was there for the demo or the follow-up testing. I'm sure he was there for either one.

Was that "I'm not sure if he was there for either one"?---No, he would have been there for either one but I don't recall exactly what, what happened.

40 Were you there for both of them?---I just recall seeing the camera vaguely.

Who provided the camera?---I don't know.

It wasn't Mr Thammiah?---I don't know.

Didn't you send to Mr Thammiah the Strategic Innovations report?---Yep.

And you asked him to include the stats from that report in his report.---Did I? Okay.

Volume 18, page 62. Do you see here an email from you to Novation on 14 March, 2016, "Here is the other thermal trial I did. Have a look at what they reported on and include these stats in your scoping study"?---Yes.

And then attached is the report that Mr Singh had sent to your personal address from Strategic Innovations dated 22 to 24 June, 2015.---Okay.

10 So you were asking him to take information from a report by a third-party from a previous trial and include it in a report which you'd engaged Novation to prepare?---Okay.

THE COMMISSIONER: You agree with that?---That's what it says there, yeah.

And that's what you did?---Yeah, I don't know what he did exactly afterwards.

20 MS WRIGHT: Do you think there's anything wrong with you proceeding in that manner, Mr Soliman?---The way you're putting it now, you know, it's not, I mean, I'm sure this, a company would have, wants to be asked first. At the time I thought it was just random data that could aid the follow-up trials.

You can't be serious, Mr Soliman. You cannot be serious in that answer. ---Just that's that I thought at the time. There wasn't anything particularly special.

30 Have you ever heard the term intellectual property?---Yes.

You understand very well that taking information from another company's technology report and asking your friend to include it in his report would misrepresent the provenance or the source of the information to RMS.---I didn't really think about that at the, at the time but thought it was just the temperature data anyway.

40 Then Mr Thammiah sent you an invoice, another invoice, for the second half of the work which he purports to have done in relation to the thermal scanner technology project, and that's at page 174C of volume 1. You see here? And then the attached invoice at 174D addressed to you for a further – page 174E – \$38,137. You see that?---Yes.

And you've asked him to effectively steal data from another company to make it look like he'd done legitimate work, hadn't you?---I didn't think about it that way.

It's clear to you now, is it? Do you agree with what I've just put?---I thought it was just the temperature data.

And so you then sent him a report, didn't you?---Sorry? Which one?

Did you produce the scoping study report relating to the thermal camera trial?---Don't recall doing that.

10 If there is a scoping study report in relation to this project – which you awarded to Novation – in existence, how do you say it came into existence? ---Don't know. Can't recall that, that far back. I'm sure Stephen would have done it.

And if you sent it to him, why would you have been doing that?---(not transcribable) just sending him for the temperature data from the demo.

But if you sent him a report, how would you explain that?---Sorry? Which one?

20 If you sent him a scoping study report under the Novation logo, why would you have been doing that?---Don't know.

Are you telling the truth that you don't recall?---Don't recall much about this project.

Or are you unable to explain it in honest terms to the Commission?---Don't recall much about this project.

30 Volume 18, page 113. Here is an email of 12 July, 2016 from your ducktape personal email address to Novation attaching a thermal vehicle scanner scoping study, which is found on the next page, page 114. Do you see it's under the Novation logo?---Yes.

And you've sent that from your personal email address to avoid disclosure to your employer.

THE COMMISSIONER: Correct?---What do you mean? No.

40 MS WRIGHT: You've sent it from your personal address because this is secret business that you're doing with Mr Thammiah, isn't that the case? ---No. It could have been at home. There was, there'd be lots of, lots of reasons.

Did you have access to work emails at home?---Only if I had the VPN and my laptop.

And if you had your laptop and the VPN, you could send emails using your RMS email.---Yeah, but I rarely took my laptop home.

But it was seized during the search warrant at your house?---No.

It was at your house during the search warrant?---No.

I see. It was at work, was it?---Yep.

And then, Mr Thammiah sent back to you – volume 1, page 196 – the same report that you had sent to him. Do you agree with that?---Yeah, I can see the email, yeah.

10 And the attachment follows, I suggest.---Yep.

And do you agree that this is the same report as you had sent to Mr Thammiah?---The front page looks the same.

Well, I can take you to the contents. If we could just go through, this is the report that Mr Thammiah sent to you at RMS on 28 July, 2016. If we could turn to page 199, the contents, and then at page 200, if you could familiarise yourself with those contents, about the Optris PI 160 thermal vehicle scanner.---Okay.

20

And then page 202, there's Project Background - - -?---Yep.

- - - with four large paragraphs.---Yep.

Stakeholder Engagement.---Yep.

Then a page dealing with the scoping study.---Yep.

30 Refers to the Picton Road westbound on-road enforcement site in Marulan HVSS.---Yep.

And then there is a chart on page 205, a table containing the specifications for the Optris PI 160.---Yep.

And then at page 206, there's some text, three paragraphs and two thermal photos.---Yep.

40 And then we go over. And then if we could just pass through, and a conclusion, "The Optris PI 160 thermal vehicle scanner has proven to be suitable and met all key performance indicators required by RMS." And then the appendix, you see that?---Yep.

And then if we could go back to volume 18, please, at page 114, and pass through each page. Do you see the contents, and the executive summary? ---Yep.

Do you agree that's the same?---It looks the same, yeah.

And the next page, with four large paragraphs on the project background page?---Yep.

And Stakeholder Engagement includes the same stakeholders?---Yep, looks like it.

The next page, do you agree that looks the same under the description, Scoping Study?---Yep. Yep.

10 Table is the same, on page 122 of volume 18.---Yep.

Same camera photos?---Yep.

It's all the same, I suggest, Mr Soliman.---Yep.

And then the appendix. You see that?---Yep.

20 That is because you drafted the report and sent it to Mr Thammiah and then he submitted it back to you.---I don't recall drafting it. Mmm, but he was at my house a lot, so, he could have been doing it there, I don't know exactly.

Well, he wouldn't have sent it to himself and then sent it back to you, would he?---Well, that makes sense.

THE COMMISSIONER: And is identical.---That, that makes sense, because he has, he has access to my email at, at, at my house.

30 MS WRIGHT: It makes no sense at all, Mr Soliman, that he'd use your email, that he'd send it to himself, and that he'd send it back to you. No sense.---It does to me, because that's the email that was there.

THE COMMISSIONER: Sorry?---That's the email that would have been on my PC.

MS WRIGHT: He made no changes to the report.---Okay.

Which you sent to him.---Yeah, but like I said - - -

40 Or a person using your email address.---Yeah. That's all I can think of. I don't remember much about this project.

Was there anyone else within your household unit who could have produced this report?---No, that's not what I said, no.

You drafted the report and you sent it to him because you knew what RMS would need in case anyone ever came looking for such a report?---I don't agree with that. I mean, he, he's the one that went to it, he could have done it. I mean - - -

And you knew this was dishonest and fraudulent to be drafting work by a contractor who you are approving payments for, for work they haven't actually done?---It's hard for me to agree with you because I don't remember back then too much about what project. I don't even think I went to that trial at all.

10 And that is why you used your personal email address, because you knew that this was wrong and unacceptable?---No. I mean, if he was there and he was at my house, it's logical that he would use whatever email's logged in there.

So the email happens to be logged in and Mr Thammiah gets on the computer and sends himself work that he's done on your computer, does he?---Well, why not, yeah. I mean the email's always logged on.

THE COMMISSIONER: Could have logged into his own email?---I don't think he had access to the, the Novation email from there.

20 Or he could have done something as radical as the work in his own office or on his own computer wherever Novation worked from?---It's possible also but he was over at my house a lot and we were best, best friends and - - -

Best, best friends.

MS WRIGHT: Now, I'm just going to pass to the fifth report, sorry, the fifth scoping study which you engaged Novation to do and that's the vehicle dimension scanner by SICK. Volume 1, Page 266A. Novation has sent you quiet 93 for the vehicle dimension scanner. So this is volume 1, page 266A.
30 Do you agree with that?---Agree with what, sorry?

That you received a quote from Novation for the vehicle dimension scanner.---Okay.

And then at page 266B is the quote. Do you see that?---Yes.

And he's quoted \$20,990 and you approved a purchase order for that quote?---Yes.

40 Page 255. And you asked Mr Singh to be the requester on that purchase order?---He was managing this one.

And was he managing - - -

MR O'BRIEN: I missed that answer.

THE COMMISSIONER: He said he's managing this one.

MR O'BRIEN: Thank you.

MS WRIGHT: Is this the, when you say he's managing this one, is he managing it in way you described earlier in that he's dealing with the financial documents and planning for it and attending a trial if necessary?

---Yes.

And did you ask him to do that?---I think it was inferred when he's the requester on that one.

10

THE COMMISSIONER: Well, the previous one you said you couldn't say whether he was managing it. Why can you say in respect of this one? Is it just a matter of – you just said "inferred".---That's probably the, the wrong word. I mean, unless, you know, I tell him not to manage it for whatever reason. If you are the requester, you manage a contract and you've been in contact with the vendors, that to me is managing a piece of work.

MS WRIGHT: Now, did you attend this trial yourself?---I don't think so, no.

20

Was this for a vehicle profiling system?---Yeah, I mean, Mr Thammiah told me a bit about it and Jai told me a bit about it too.

Was the trial for a vehicle profiling system?---Yes.

And that was to determine the dimensions of trucks?---Yes.

In order to see whether the trucks were within the appropriate dimensions? ---Yes.

30

And were you sent the report by the provider of the technology?---Probably, yeah, I think they worked on it, yeah.

Who was the provider?---I think it was SICK for this one.

And were you dealing with Mr Down of SICK?---Jai and Mr Thammiah were, yeah.

40

Were you also dealing with Mr Down?---I'm not sure. Potentially, yeah.

Yes, and so if we could have an email chain dated 1 July, 2016. Do you see an email chain here dated 1 July, 2016?---Yes.

And you have sent to your own personal email address the email chain on 1 July.---Okay.

Do you agree with that?---Yeah.

Do you agree with that, Mr Soliman?---Yes, yes.

You sent that to yourself, to your personal email address?---Yes.

And you see it contains an email from Mr Down to you of 14 June, 2016.
---Yes.

And Mr Down has sent to you, copied to Mr Singh, the finalised report on the VPS system.---Yes.

10

And just going down in the chain, you've asked Mr Singh to speak to a person when he attends Marulan to confirm the most appropriate tolerance of the measuring stick tape measure. Do you see that?---Yes.

And then if we could just go over to the next page. On 10 June, Mr Down tells you what he'll report on. "Hi, Samer. We will report on the deviation between scanner and manual measure. However, we need an indication of the accuracy and tolerance of the manual measurement to incorporate the measurement uncertainty of the baseline." Do you see that?---Yes.

20

And in the email below you tell Mr Down, "I'm just interested in the accuracy of the dimension scanner measurements."---Yes.

Because this was a trial that you were in fact managing, wasn't it?---No, I don't even think I went to the trial.

But you're directing what is of interest to RMS in relation to this trial, aren't you?---Yeah.

30 And on 9 June, you see there's an email in which Jai Singh is asked when he wants to start the official trial.---Yeah.

And then going over the page, on 9 June you send an email to Mr Down and it's saying that you've reviewed the document and you ask him to add some commentary and then you've said in bold, "Could you please work with Jai to agree on when the trial formally begins to we can begin collecting data. I assume you will attend at Marulan with Jai on the first day or two." Do you see that?---Yes.

40 You make no reference to the attendance of any other persons such as Mr Thammiah?---Not in this email.

No. And that's because Mr Thammiah really had very little to do with this trial, didn't he?---I don't think so.

And then there's another email but we don't need to go to that. Now, the email where Mr Down had told you, "Please find report on the VPS system," being his email of 14 June, 2016, which I took you to. The

attachment is after this email and if we could have that on the screen. And you see SICK has sent you its report and you're familiar with this report?
---Not really.

If we could turn to the first page after the front page, "Here is the contents," and then page 2 and he says by way of introduction that the SICK vehicle profiling system has been installed at the RMS heavy vehicle checking station Marulan South. Do you see that?---Yes.

10 And he's provided some graphs there and he has provided some data on the next page. You understood that to be data that he had collected or his company had collected?---No. I don't think he collected most of that, they're manual measurements. I thought Mr Singh told me that Mr Thammiah took those.

Who told you that?---I thought it was Mr Singh that told me.

So you understood Mr Thammiah had taken all of this data, did you?

20 THE COMMISSIONER: No. I think he said manual measurements or am I incorrect?---Yeah, that was the main part but I thought Mr Thammiah also told me that he had the software on his laptop. So logically he would have been collecting this data.

Oh, so he had a laptop by then?---I think so, yeah.

MS WRIGHT: And then if we could just flick through this report and then you see the next page and there's a graph and there's a table, rather, headed 4.1 Length and then there's a some form of graph, length error, and then two
30 photos of trucks. You see that?---Yes.

And then the next page is a similar format with a table and a, a graph, width error, and photos, headed Width and then the same for height and then there are some further pages. Then did you approve an invoice to Novation a few days later in relation to this trial?---Okay, yeah.

And then Mr Thammiah sent to you – sorry, I withdraw that. Then you sent to Mr Thammiah from your ducktape email address a scoping study report in Word form.---Okay.

40 Well, do I have to show you every document or do you remember whether you did that?---I don't remember it.

THE COMMISSIONER: You don't remember it?---No.

MS WRIGHT: If we could go to volume 18, page 91. And see you've sent an email to Mr Thammiah on 2 July, 2016?---Yeah.

And it has an attachment.---Yeah.

And then at page 92 the attachment is a report under Novation's logo called Vehicle Dimension Scanner Scoping Study. You see that?---Yeah.

And then you have, if you could turn to the contents page and the executive summary, and then there's a project background section, a stakeholder engagement section, a vehicle dimension scanner section. And if we go over to page 102, do you see these pages with a table?---Yeah.

10

And then a graph and some photos?---Yeah.

Does it look like the SICK report that I took you to?---Yeah.

And if we go to page 103, again it looks similar to the SICK report.---Yeah.

And the next page.---Yeah.

Do you see that? And then the next page. And if we could just go through to the end. And then Mr Thammiah sent you an email on the same day, 10 minutes later I suggest, page 274 of volume 1. "Hi, Samer. I am pleased to submit the final version of the vehicle dimension scanner scoping study. Please do not hesitate to contact me for any further information."---Okay.

20

Sounding like he's at arms-length from you in that email. Do you think you agree with that?---No.

30

"Please do not hesitate to contact me for any further information." Whereas your evidence is that he was around at your house, using your computer and preparing Novation documents at your home.---Yeah.

Weren't the emails like this a pretence to make it look like you two were at arms-length?---Don't know about that. Just looks like he's trying to be polite.

He's trying to sound professional, isn't it he?---Yeah, professional, polite.

40

So that if others see the email, it looks like you're at arms-length. Isn't that right?---I'm not sure what else you would put in there.

Well, he's not trying to be polite to you, is he, Mr Soliman?---I don't understand what you're trying to get to.

I think you do understand. We've seen a number of WhatsApp messages between you and Mr Thammiah which are in the nature of "LOL" and expletives.---Okay. I'm pretty sure he wouldn't - - -

You don't talk to each other as friends in this way, do you?---No. It wouldn't make sense to do that in a, a professional email.

Precisely, because this is an email to your RMS work address, isn't it?
---Yep.

And others may get access to it.---Okay.

10 THE COMMISSIONER: Where were you living in July, 2016? Which suburb?---In The Ponds, maybe.

Sorry?---In The, at The Ponds, maybe like, five minutes away from Stephen.

I didn't ask you that. Which suburb were you living in?---The Ponds.

Ponds, P-o-n-d-s?---Yes.

And where was Mr Thammiah living?---In Glenwood.

20 MS WRIGHT: Then Mr Thammiah has sent to you, at page 275, and if you go over the page, the same report which you sent to him, I suggest, but for a couple of deletions. If we could go to page 285? See here the table, and on the SICK report and on the version you sent to Mr Thammiah, there was a graph below and two photos of trucks.---Yes.

And you had thought fit to take from the SICK report the content from the SICK report and include it in Novation's scoping study, hadn't you?
---Mmm, that's not what I thought was happening here. I mean, the software - - -

30 Well, the report that - - -?---Software was on Mr Thammiah's laptop as far as what's also looks like he's collected this data, that was the whole point of these scoping study, is to make sure that data's cleansed.

You sent to Mr Thammiah from your personal email address a scoping study report under the name Novation which I just took you to, did you not?---Yes.

40 And you included in that scoping study report the same format and sum of the data from the SICK report which had been sent to you by Mr Down of SICK, didn't you?---Yes, but what I'm saying, I'm pretty sure the data came from Mr Thammiah in the first place.

THE COMMISSIONER: You have no idea of that.---Well, I - - -

What have you based it on?---Well, Mr Thammiah and I think also Mr Singh told me that Mr Thammiah was, had the software on his laptop, in actually taking the data too.

MS WRIGHT: And are you sure about that, that Mr Thammiah had the data himself?---I wasn't there, so - - -

Where would he have got that data?---From the software on his laptop.

10 How would he have entered onto his laptop data from the trial?---Well, for the manual measurements, obviously it's measured, then you put it into the spreadsheet, and for the other ones, I'm not sure exactly how the software works, but I'm sure it would show on the actual software what the measurements of the, of the vehicle were.

And so you understood that he had done some of the manual measurements, did you?---I think that's what Mr Singh told me or someone.

And did you have any involvement in getting any of that data to Mr Thammiah, in having it communicated to Mr Thammiah in any way?
---Which data, the, what, the, what we're looking at now?

20 The data you're talking about, Mr Soliman.---No, I don't think so. No. I don't recall going to, to the trials, even.

Could I have an email dated 22 June, 2016? Do you see here an email from Mr Down to Steve, you agree that's Mr Thammiah?---Yes.

Copied to you and Mr Singh?---Yes.

30 Saying, "Hi Steve, Samer from RMS asked me to send you over the trial data from the last couple of days. It's attached below."---Yes.

You see that?---Yes.

So you asked SICK to provide you with, to provide Mr Thammiah with the trial data from the trial, didn't you?---Yes.

And you did that to enable Mr Thammiah to complete a scoping study report.---Well, like I said, I'm pretty sure he collected it.

40 THE COMMISSIONER: Well, if he collected it, there'd be no necessity, and indeed it would be contrary to the whole purpose of paying an independent person to be there at the trial. He wouldn't have needed to get it from Down, would he?---No, the purpose of having someone there was to make sure the data wasn't cleansed and I recall - - -

And that's why you're now saying that you were told by Mr Singh that Mr Thammiah downloaded the software and was recording the data directly.
---Yeah, that's what I recall, something about that, but again I wasn't there.

And if that's correct, there's no necessity for Mr Down to provide to you – I'm sorry, for Mr Down to provide to Mr Thammiah the data because Mr Thammiah would have the data himself.---Well, if it, if he actually put it onto his laptop, but I don't know if there were issues. I don't know. I wasn't there. I wasn't there. I'm just guessing what could have actually happened.

10 MS WRIGHT: And then I think I've taken you to page 274 of volume 1. Mr Thammiah sent the vehicle dimension scanner scoping study to you, 10 minutes after you had sent it to him.

THE COMMISSIONER: Correct?---I don't know how long it was.

It was 10 minutes.---Okay.

Do you want to have a look at the - - -

20 MS WRIGHT: You see this email is 2.33 in the afternoon on 2 July, 2016? ---Yes.

And then if we go back to volume 18, page 91. This is 2.23pm on 2 July, 2016, where you sent to Novation the vehicle dimension scanner scoping study report in the name of Novation.---Yes.

And by that time, as I've taken you to, you had SICK's report which you'd received on 14 June. You agree with that?---Yes.

30 And you included the graphs from that report in this scoping study report. ---The one that's attached here? Yes. Okay.

Yes. And then I suggest that you created the scoping study report, which Mr Thammiah and Novation were paid, I'm sorry, which Novation were paid for by RMS.---Again, I don't recall creating the study. I know I sent him lots of templates. I obviously sent him the graph, the data, which I thought was being collected by Mr Thammiah.

40 And is this the matter where Mr Singh in fact raised with you that Mr Thammiah had not attended the trial and the purchase order needed to be cancelled? Do you recall that happening?---No. No.

Do you recall an occasion when Mr Singh raised with you that Mr Thammiah had not attended at a trial conducted or involving SICK, and that a purchase order that he had been involved in raising should be cancelled? ---No, but this trial I believe Mr Singh went on for a couple of different phases.

And you told him that you would look after it - - -

MR O'BRIEN: I'm sorry. I'm sorry, Commissioner. I'm struggling to hear up here.

THE WITNESS: Sorry. Okay.

MR O'BRIEN: I missed that answer altogether.

THE WITNESS: I'm pretty sure Mr Singh said that this trial went for a couple of different phases.

10

MS WRIGHT: You were listening to his evidence in the Commission?
---Just a little bit of it.

And I'm not asking you about that. I'm asking you whether he approached you and said that Mr Thammiah had not attended the trial that he attended and that the purchase order should be cancelled.---I don't recall him saying the purchase order should be cancelled. The trial happened.

20

Do you recall him saying that Mr Thammiah had not attended?---No.

So you deny it or you don't recall?---I don't think he ever said that to me.

So do you deny it or do you not recall whether Mr Singh approached you and said Mr Thammiah had not attended and the purchase order needed to be cancelled?---I don't recall him saying that to me.

So it's possible that he did because you don't recall?---I guess, yeah.

30

And you said to him, I suggest, "I will take care of it," or words to that effect?---I said that to him?

Yes. In response to him suggesting that the purchase order would need to be cancelled.---No, no idea, no idea.

So if Mr Singh's given that evidence and you don't recall, you don't deny that it did occur?

40

MR YOUNG: Well, I object to that. I mean, that's inviting a witness to speculate against something that is contrary to what he either accepted or not accepted but I mean if somebody's asked to speculate about something that's contrary to what they say is their recollection, that isn't appropriate, with respect.

MS WRIGHT: He didn't say it was contrary to his recollection.

MR YOUNG: He did.

MS WRIGHT: Mr Soliman – I'm sorry.

THE COMMISSIONER: Can I just pause for a minute. Mr O'Brien.

MR O'BRIEN: No, I rise to simply encourage you, Commissioner, to allow this line of cross-examination by Counsel Assisting. I think it is important and is obvious. If someone says they can't recall it, there is a possibility that it occurred. It should be put.

10 THE COMMISSIONER: Ms Wright. Could you put it again or formulate the question that you want to ask.

MS WRIGHT: Yes. I think I've already put but I can put it again, Commissioner. Mr Soliman, your evidence is that you do not recall whether Mr Singh raised an issue with you about Mr Thammiah's non-attendance.

MR YOUNG: Well, I object to that. His evidence is that it is not his recollection that that happened.

20 MS WRIGHT: Well, the transcript will show that's not the case but - - -

THE COMMISSIONER: Can you take it further or - - -

MS WRIGHT: Mr Soliman, did Mr Singh raise an issue with you about Mr Thammiah's non-attendance at a trial and that the purchase order needed to be cancelled?---I don't recall, actually quite the contrary. Mr Singh told me he was there.

30 Well, you've just changed your answer, I suggest. You said previously you do not recall.

THE COMMISSIONER: Is it you don't recall, possible - - -?---I think the question was - - -

- - - possible he did and now you're saying don't recall but Mr Singh told me the opposite, he was there.---I thought the question was put to me differently. I thought the question was put to me, did Mr Thammiah not turn up to part of the actual trial.

40 MS WRIGHT: Well, the transcript will show what you said before your counsel rose to his feet and objected, Mr Soliman, and I suggest that you said that you do not recall and you accepted that it was possible that he did raise that issue with you.---That's true but I thought the, the question was put to me differently to that.

And how did you understand the question?---Whether Mr Singh told me that Mr Thammiah didn't turn up for a, for a part, for a portion of the trial.

Well, I never used the word portion.

THE COMMISSIONER: No.

THE WITNESS: That's what I assumed it was.

MS WRIGHT: So what is your evidence, Mr Soliman? Did Mr Singh raise an issue with you about Mr Thammiah's non-attendance and that the purchase order needed to be cancelled?---I don't recall him ever saying that he didn't turn up and on the contrary I do remember that he said he was
10 there. So I'm confused about exactly the question, what the question is.

So your recollection is that Mr Singh said to you that Mr Thammiah turned up to the vehicle dimension scanner trial, is that your evidence?---Yes.

And did Mr Singh ever say to you that the purchase order should be cancelled?---I don't recall him saying that to me.

And when you say you don't recall him saying that to you, is it possible that he said that to you?---I don't see how it's possible if Mr Thammiah went
20 there and Mr Singh told me that he went there.

So you have a clear recollection of Mr Singh saying to you that Mr Thammiah was at the trial?---Yeah, he said he went because he was there too.

And you've given multiple answers during the course of your evidence about various matters that you don't recall a whole range of things, and yet you have a specific recollection of Mr Singh telling you that Mr Thammiah was at this trial.---Yeah.
30

Is this such a significant matter, is it, that you'd remember that specifically?---No. I mean, if I, if I recall something, then I recall it. I mean
- - -

And you don't seem to recall things that are against your interest, I suggest. ---Not necessarily. I mean, that's not what's happening. You've asked me very basic things that I don't recall that has nothing to do with for or against me.

40 I suggest that you make it up and you lie as you go. Now, why did you forward to Mr Singh Mr Thammiah's email submitting the scoping study for the vehicle dimension scanner trial?---When did I send that to him?

You don't have a recollection of sending it to him?---Not right now, no.

You have a recollection of him talking to you about this trial.---Yes.

What else did he tell you about this trial?---He said something about the mirrors on the vehicle not being picked up or something like that. Something about the software not working. That's all I can think of.

And when you received Mr Thammiah's scoping study for the trial, what did you do with it?---I don't know.

It remained on your personal email or work email account, did it?---I don't know what I did with it after that.

10

Could we have volume 2, page 67. Do you see here that in March 2017 you forwarded the scoping study report to Mr Singh?---Yes.

And why did you do that?---I don't know.

And when you say "I don't know", what exactly do you mean by that? Does it mean "I don't recall"?---Don't know if he asked me or he was interested or - - -

20

So it means "I don't recall"?---Yes.

You don't recall why you sent the scoping study report to Mr Singh and yet you recall a conversation where Mr Singh told you that Mr Thammiah was at the trial?---Yes.

And I suggest you are not telling the truth in your evidence when you say you recall Mr Singh telling you that Mr Thammiah was at the trial.---No.

30

Because you deny, don't you, that Mr Singh raised the issue of Mr Thammiah's non-attendance and that the purchase order needed to be cancelled.---I said I don't recall him ever saying anything to that to me.

And you deny that he said that to you, don't you?---No, that's not what my evidence was.

I see. So your evidence now is that you don't recall whether he did, but you don't deny it?---Well, I mean, I don't recall him ever saying that to me, so anything's possible. Anything's possible then.

40

So we've come back to the initial position, I suggest, which is that you accept that it's possible that Mr Singh raised with you Mr Thammiah's non-attendance and that the purchase order needed to be cancelled.---It doesn't make sense to me. It doesn't make sense to me because Mr Singh told me that he was there and Mr Thammiah told me that he was there.

And could he have told you that he was not there on a particular day. You seem to be aware that Mr Singh gave evidence that there were different

phases because you pointed that out at the beginning of this line of questioning.---Yes. Yes.

So it's possible, isn't it, that Mr Singh raised with you that Mr Thammiah was not in attendance at a particular time when he'd expected it, and the purchase order needed to be cancelled.---No, I don't recall him ever saying that to me.

So is it now a denial?---(No Audible Reply)

10

What's your position, Mr Soliman? That Mr Singh did not say it or that he possibly did, you just don't recall?---I'm saying it doesn't make sense. It doesn't make sense if I know he was there and Mr Singh said he was there, Mr Thammiah said he was there and the software was on his laptop.

THE COMMISSIONER: Well, you don't know that it was on his laptop because at the moment the evidence demonstrates that the data had to come from Mr Down, the contrary to that last assertion, isn't it?---I wasn't there.

20

You agree with that? That correspondence that you were taken to suggest the opposite, that Mr Thammiah did not have access to the data.---No, he did. I mean, I know that he did have the software on his laptop.

MR O'BRIEN: Commissioner?

THE COMMISSIONER: Yes, Mr O'Brien?

30

MR O'BRIEN: I'm sorry to raise this. With respect, Commissioner, you and the witness seemed to be at odds in that set of questions then. You were asking about data and the witness was responding in relation to software. There were some pertinent questions asked by Mr Lonergan in relation to the installation of software at some stage of my client, but the two are different and I think that would need to be explored. (not transcribable) inviting through you Counsel Assisting to explore that further because I think that that, my submission will be that that is an evasive answer.

MS WRIGHT: Well, Mr O'Brien will have an opportunity to examine the witness, Commissioner. I propose to move on to the next scoping study.

40

THE COMMISSIONER: Can I just ask these questions, Mr Soliman. You say you were told by Mr Thammiah that he had software on a laptop. ---Yeah, but there was some sort of problem he said with the software also. I don't have the whole story, obviously, because I don't think I was there.

So you're paying somebody. How much was he paid? How much was Novation paid for this again, just roughly?

MS WRIGHT: \$25,000. \$25,000, yes.

THE COMMISSIONER: And you've got the vendor onsite, the vendor is collecting data, and then you pay 25,000 to this, to your friend's company supposedly so that they can make sure that all the data is not cleansed, and ultimately in their report they rely on all the data obtained by the vendor.

---Well, look, I - - -

Because - - -?---I wasn't there, sorry, Commissioner.

10 But that's what it looks like, doesn't it?---I don't know (not transcribable) I don't know if they both collected data. Maybe it was the same. I don't know if they both had laptops. I'm just saying I, I wasn't there. I wasn't there. I don't want to guess what happened exactly.

All right. But the mere fact that you had to ask Mr Down to send to Mr Thammiah the data, that clearly suggests that Mr Thammiah did not have the data, doesn't it?---Well, maybe he didn't have SICK's data. But again, the point of not having the data cleansed is having a couple of versions of it also. The rest of the report really doesn't matter. It's if the technology is
20 accurately reading the data and if it can be progressed further. I mean, at that stage anyway of these small trials, that, that's, that's the purpose of these small trials. It's about the data.

That Mr Thammiah didn't have and had to ask you - - -?---No, again, I don't know if he - - -

- - - to send from Mr Down?---I don't know if he had his own copy of the data or he was taking his own data, but what he told me is he had the software. I don't know if it was working. And I'm guessing what, what
30 happened, the rest of it.

All right. So the extent of your knowledge in this is that Mr Thammiah said to you that on his laptop he had the software?---Yes.

All right, Ms Wright. Ms Wright, can I just say I'm noting there's a number of pages from volume 18 and then there's this kind of SICK information, if I can describe it as that - - -

40 MS WRIGHT: Yes. There's just one more email I propose to take Mr Soliman to and then I will tender the SICK emails. In terms of the volume 18 material, Commissioner, if volume 19, page 91, that could be marked for identification as well as page 113 and page 74.

THE COMMISSIONER: Can I just say to you, I made a note and I have to confess I haven't been keeping a detailed note of the MFIs, but I've got a note, volume 18 pages 21, 33 to 42, 22, 62 to 72, 113 to 128, then 91 to 108.

MS WRIGHT: Yes. I think that accords with my notes.

THE COMMISSIONER: And you'd like those collectively to be marked for identification?

MS WRIGHT: Yes please, Commissioner,

THE COMMISSIONER: All right. Volume 18, pages 21, 22, 33 to 42, 62 to 72, 113 to 128 and then 91 to 108 will be MFI 9.

10

#MFI-009 – VOLUME 18 – PAGES 21, 22, 23, 33-42, 62-72, 74, 91-108, 113-128

THE COMMISSIONER: And then you, oh sorry, you were going to another email.

MS WRIGHT: Yes. Just one further email in relation to this scoping study, an email of 8 September, 2016. Mr Soliman, this is an email chain between you and Mr Singh and then including others below of 8 September, 2016 in relation to the SICK VPS trial and if we go to page 3, there is an email of 27 June, 2016, in which Mr Down says to you, "Hi Samer, I have discussed internally what we need to do to get the VPS to a point where it will be suitable for legal use in New South Wales and he sends you a list of action items for that purpose." Do you see that?---Yes.

And then going back to page 2, which is forward in time, he sends you some documentation that you had been discussing and he asks you to review with your legal team and advise if there are any amendments that need to take place. And going to page 1 at the bottom of the page on 9 August, 2016, you thank Mr Down and you say that you will ask Jai when he returns from leave to seek legal endorsement for this and you will update Mr Down accordingly.---Yes.

And then going back up the page, Mr Singh sends to you an email at 4.16pm on 8 September asking, "Hey, do you know a contact in Legal I can get in touch with? Also do you have the trial report from Novation for this trial? I want to send that across to them also in case they want to see the trial results." Can you see that?---Yes.

40

So Mr Singh was asking you for Novation's trial report for the trial?---Yes.

You agree with that, saying he wanted to send it to Legal?---Yes.

And you tell him, "No Legal contact. Hayes will know who to talk to. I'd say the SICK report is better to send to Legal"?---Yes.

So you were not prepared to give the Novation report to Legal, were you?
---I don't think that's the issue here. They would need the manufacturers' data.

10 Because it would be clear to Legal that the SICK report and the Novation report – I'm sorry, I withdraw that. You didn't want to send the Novation report to Legal because it would be clear that elements of the Novation report reflected the content of the SICK report.---No, that wasn't the issue here. To, to get something certified, you need the data from, from the manufacturer.

THE COMMISSIONER: And the whole reason why you're paying money out to Novation is to have that independent party there to make sure that the data isn't being cleansed and everything is kosher, everything is going appropriately. That must have assisted in any certification application that you had this alleged impartial third party there, mustn't it?---Well, that's the purpose of them there to make, making sure the data's not cleansed, but generally - - -

20 Yes. And then you would send it through to Legal in support. You'd say to Legal, "Look, we've got the manufacturer's report, and I've got the independent party's reports that ensures that you should have no concerns that these results have been doctored in any way."---That would have been a better way to go about it, yeah.

MS WRIGHT: Commissioner, I tender as one bundle emails dated 22 June, 2016, from Steven Down to Novation Engineering and attachment, an email chain dated 1 July, 2016, from Samer Soliman to ducktape attaching a SICK vehicle profiling system report, and finally, an email chain dated 8
30 September, 2016, from Mr Soliman to Mr Singh.

THE COMMISSIONER: All right. The bundle of documents consisting of emails dated 22 June, 2016, from Steven Down to Novation with an attachment, the email chain dated 1 July, 2016, from Mr Soliman to ducktape email attaching the SICK report, and finally, an email chain dated 8 September, 2016, from Mr Soliman to Mr Singh will be Exhibit 55.

40 **#EXH-055 – EMAIL FROM STEVEN DOWN TO NOVATION ENGINEERING TITLED 'SICK VPS TRIAL DATA' DATED 22 JUNE 2016 WITH TRIAL DATA ATTACHMENT, EMAIL CHAIN FINISHING ON 1 JULY 2016 FROM SAMER SOLIMAN TO DUCKTAPE TITLED 'SICK VPS FOLLOW UP' ATTACHING SICK VEHICLE PROFILING SYSTEM RESULTS REPORT AND EMAIL CHAIN FINISHING ON 8 SEPTEMBER 2016 FROM SAMER SOLIMAN TO JAI SINGH TITLED 'SICK VPS FOLLOW UP'**

MS WRIGHT: Now, Mr Soliman, the fourth project for which Novation was paid by RMS was a portable weigh scales study.---Yes.

And the quote is at volume 1, page 216. You – that’s the second page of the quote, for a trial of \$22,845. And then the first page is page 214, sorry, 215, quote 092. Now, Mr Soliman, this quote was found by the Commission on your home computer.---Yes.

10 And is that because you prepared it at home?---Mmm, I didn’t even know it was on there. I don’t know.

How is it that you are not aware of what is on your own personal computer at home, Mr Soliman?---That’s a good question, I didn’t even know it was there.

If it’s on your laptop, I suggest you know it’s there.

THE COMMISSIONER: Hold on.

20 MS WRIGHT: Sorry.

THE COMMISSIONER: Is it his laptop or his PC?

MS WRIGHT: I’m sorry, his personal computer. If it’s on your personal computer at home, I suggest you must know it’s there.---Mmm, I mean, generally, if Mr, Mr Thammiah does something on there, he will tell me. So, yes, you’re right, I should know it’s there. I didn’t know these things were actually on there, but.

30 So it was the general practice for Mr Thammiah to tell you each time he did something on your laptop?---Yeah. He would say, you know - - -

Sorry, your PC. It’s late in the day.---Yeah, that’s fine, that’s fine, yeah. Yep.

And then Mr Thammiah sent to you on 18 March, a quote at page 233A. Do you see that?---Yep.

40 And you then also had a scoping study report relating to this project on your home computer, I suggest?---Okay.

Now, what was this scoping study about?---I think it was testing the existing hardware of the scales.

Which sort of scales?---The portable scales.

Which brands of portable weigh scale?---It was the existing ones, the PAT 10A I or II. One of the small fleet of the HAENNI. It could have been one of the uncertified Intercomp.

And so this was a significant trial, wasn't it, because you had been seeking for some time to have RMS secure the funding or approve the funding for the replacement of the portable weigh scales?---At this stage, no. It was Mr Hayes prior to this and it was around this time that they, the users really started to kind of screen about the maintenance also.

10

THE COMMISSIONER: But its purpose must have been that sometime in the future we are going to, at a minimum, apply and hopefully get some capital grant to replace scales, that must have been in your mind?---I don't know if it was in my mind now. Yeah, but this, I don't know if it was in my mind, though, but definitely after, obviously.

MS WRIGHT: And did you look at the report which Novation prepared? ---I would have. I think he said the existing HAENNI was better than the old PAT.

20

And if we can go to page 230 of volume 1.

This is a portable weigh scale scoping study report located, like other documents, on your home personal computer, Mr Soliman.---Okay.

And I suggest that is because you created the report at home.---I don't recall doing this. Maybe I got a copy from Steve, maybe he was working there but I, again, I don't recall even going to whatever this trial was.

30

And then Mr Thammiah sent the report to you, I suggest, you'll note the report's on 4 May, 2016 and he sent the report to you on 11 May, 2016, volume 18, page 73.---Okay.

So why would Mr Thammiah be sending it back to you if he created it on your home computer?---I guess just as a final submission.

And what did you do with this portable weigh scale scoping study report? ---Again I'm not sure. I know Mr Hayes was curious at the time because he was getting basically slammed by everyone asking or whingeing about the maintenance, so maybe he got a copy. I don't know.

40

And you don't recall ever giving it to Mr Hayes?---I don't recall giving it to him but I remember at this time he was asking about, about the maintenance issues with scales and everything, so it's possible.

Did you attend this trial?---Where was it?

You tell the Commission where it was, Mr Soliman.---I'm not sure.

Page 237 of volume 1. The report refers to several meetings and discussions with RMS stakeholders.---Yes.

And sets out the requirements and considerations for the field trials of the three portable weigh scale units as required by RMS. You see that?---Yes.

You would have been involved in those meetings and discussions, wouldn't you?---Look, I guess so, but the main stakeholder here is the inspectors.

10

And this paragraph relates to the planning of the field trials, doesn't it?
---This page, yes.

And so you would have had to give Mr Thammiah some instructions about how he should go about his task, wouldn't you?---Yes, so I would have probably helped him on this page.

Did you draft this page?---I would have told him or I would have sent him an email or something if he, if he asked me about it, yeah.

20

How much of this report did you draft?---I don't recall drafting it. I wasn't at the trial from what I can recall. I'm not even sure where it was.

Well, you've just told the Commission that you had a hand in this page, page 237.---Yeah.

Did you draft this page?---I don't know if I drafted it into the report, but I'm just reading this stuff here, and this is stuff that Mr Thammiah would probably ask, asking about, and I would have, I would have helped him.

30

So he asked you what to include in the report, did he?---No, just about what he should be kind of testing for and looking for.

And did you tell him what the KPIs would be?---That's what I mean. I probably would, would have.

I see. So where it says, "One, scale accuracy. Two, unit height less than 50 millimetres. Three, unit weight less than 25 kilograms," you would have given those KPIs to him?---I wasn't speaking about that. I was speaking about the part under the requirements. I don't think he would have known that stuff.

40

And in relation to the requirements, you would have told him that they needed to be currently certified? "The scales will be stationary pavement mounted at selected RMS enforcement sites." The information about efficacy and adverse weather conditions.---Yeah, that probably came from me.

All of that section came from you?---Probably, yeah. I don't think he would have known a couple of those points, especially what to put for the efficacy.

And then if we go to the next page, it refers to field trials at the RMS Botany HVIS site, as well as other RMS enforcement sites.---Okay, Botany, yeah, yep.

Did you attend any of those trials?---Mmm, I don't think so, no.

10 And there's a specifications summary there?---Yep.

Did you draft anything on this page?---Don't think so, and there's a typo with the IRD scale. It can't be the 15C.

Why can't it be a 15C?---Because the fleet was only the 10A I and 10A II at that point.

I see. And the 15C is not a scale that RMS has used, to your knowledge?
---Not that I know.

20

Not at any time?---(No Audible Reply)

Correct?---Not that I know.

And you would know, wouldn't you, because you were leading the procurement processes for the replacement of the portable weigh scale fleet. ---Well, I was managing the team that was looking after it towards, in, end of last year, of my employment there.

30 You were looking after and responsible for the replacement program for a number of years, weren't you?---No. Only happened in 2018.

2017, you made submissions for funding for the replacement of the portable weigh scale fleet.---Yeah, I thought you meant when the procurement happened. Okay, sure.

And did you get this data from elsewhere and insert it into this report, on page 238?---I don't know. I mean, Steve could have just copied and pasted this from the manufacturer's site, I guess.

40

You could have done that as well?---Oh, anyone could have done it, yeah.

And is it possible that you did do it?---I don't think so. It's very basic stuff. I don't see why I would need to do it for him.

So one would not need to participate in a field trial in order to fill out what is on page 238 of this scoping study report?---No, well, there's a photo there, so, I think you would need to attend to run a truck over it.

And then at page 239, there's a subset of results from the trials, and some other text. Did you draft any of this?---Don't recall doing any of this. Haven't seen this before, I think.

And page 240, are you familiar with this, these pages?---I remember seeing this afterwards, yeah.

Mmm, when you say "afterwards", when?---When I read the report.

10

You read the report in 2016 after Mr Thammiah sent it to you?---Yeah, or he would have shown me it, when he was working on it.

I see, he would have shown you when he was working on it, and where was he working on it?---I don't know, well, if he was, if he was working at my house, obviously he'll be, I'll be there.

20

And you would be sitting with him to assist him to draft it, is that how it worked?---Not necessarily, no. I would be doing my own, own work if I was, if I was working from, from home.

And he would ask you questions about what to put in the report, and you would tell him and guide him as to the content that he should include in the scoping study report?---Yeah, not necessarily, but if he did have a specific question about something, I'd, I, I was happy to help.

And in relation to this particular report, how many questions did he have? ---Mmm, I don't recall.

30

And if we could go to the conclusion at page 242. It says that the HAENNI model outperformed the IRD and AccuWeigh models in terms of overall efficacy, especially ergonomics, you see that?---Yes.

And at the bottom of the conclusion section, the HAENNI is the preferred and recommended portable weigh scale model based on RMS requirements, taking all key performance indicators and considerations into account - - -? ---Yes.

40

- - - do you see that?---(No Audible Reply)

Do you see that?---Yes.

And Mr Thammiah discussed his recommendation with you, did he?---I don't know if he discussed the recommendation but I would have read the report.

You were aware that he had recommended the HAENNI scale?---Yeah, the current one there, yeah.

And going back to page 241, about a quarter of the way down the page he said, "RMS should consider the added capital costs that would be required to refabricate and refit all RMS vehicles with new storage compartments to suit any new scale used. The HAENNI and IRD models utilise a standard wires port for charging whereas the AccuWeigh model possesses both wired and solar charging functionality."---Yes.

10 See that? So as at May 2016, it seems that your scoping study has preferred the HAENNI and the replacement of or the refabrication of storage compartments in RMS vehicles, you agree with that?---Sorry, can you repeat that last part?

As at May 2016, your scoping study research has resulted in a recommendation for the HAENNI model to be used and the refabrication of storage compartments in RMS vehicles?---That's not what the compartments, the paragraph is actually saying. So you should think about the added capital costs that you would need to obviously have to incur. I don't think it's recommending at all actually.

20

So you consider that that paragraph is recommending against the refabrication and refit of vehicles with new storage compartments?---To me it's not for or pro, you know, it's telling you basically you need to think about the cost here because there will be a large cost if you change the scale.

THE COMMISSIONER: It's not saying large, it's saying added capital cost.---That's right, yep.

30 MS WRIGHT: You were aware of this recommendation and what did you do about this recommendation, about HAENNI being the preferred portable weigh scales based on RMS requirements as at May 2016?---I'm trying, I don't know, I don't know if there was anything I could do because there was no funding in it.

And did you go back to this report later when you did get funding, given that you'd invested public money in a scoping study, testing a number of different types of scale and it had resulted in a recommendation?---By that time there were new model of the scales to be tested also.

40 THE COMMISSIONER: Yes, but that wasn't your question. When you subsequently had a capital expenditure on scales, did you go back and look at this report that has cost the New South Wales public just over \$20,000? ---No, because it was no longer valid.

MS WRIGHT: Why was it no longer valid? HAENNI scales still existed in 2017 and 2018, did they not?---Yes. But there was new, new models to be tested, basically that if we were to purchase any of the, from any of these

vendors, it wouldn't have been these older models which were, which were there.

Are you saying that the HAENNI model referred to in this report was an older model and there had been a newer version of HAENNI model that had been introduced since May 2016?---There was a newer model, yes.

What was the newer model?---WL10 something. I forgot what it was. They, they've got several numbers.

10

And when was that introduced?---I don't know but obviously we didn't have it there.

Page 238, the HAENNI WL103 is referred to in this report, page 238. Is that the model you're referring to?---That's the one that the inspectors had potentially, unless that's a typo also.

And what's the new model that you're referring to?---They got a couple of other models. I forgot what the numbers are exactly.

20

And you're saying that that was introduced after May 2016, are you?---I don't know when they were introduced.

But your answer a moment ago was that this report was out of date, it was not of use anymore because there were new models.---Yeah.

What were the new models?---I don't remember which ones they were but I know they have new models now.

30

No, Mr Soliman. Please deal with the question. You gave an answer a moment ago that you set this report aside because there were new models. ---Yes, when we - - -

Your answer suggests that you were basing your answer on your knowledge that there were new models. What were the models?---I don't recall what the numbers. There could be four or something, WL104, and I think there was another one too. And there was a dynamic one also. Yeah.

40

Which brand?---That's of the HAENNI.

THE COMMISSIONER: So what was the purpose of this report?---To test basically what the current state of the fleet is, and so I was also curious about the Intercomp one because that was the only kind of new I guess scale company that we had heard of.

I'm still confused about the purpose. If you're saying there was no money to buy new scales - - -?---Yeah, it was being spoken about also and - - -

And that when you did get the money, the fact that you used \$20,000 worth of public money, it was completely redundant.---Well, by the point that the funding was actually there, then it became more, I guess, serious. Maybe that's the wrong word. But then we could dig into real options rather than the ones which were just being used by the Roads and Maritime Services currently.

When you got the capital allocation you could tap into – how did you just describe it? Real resources.---No, because I mean - - -

10

No, no, no. You just – can you repeat your answer just then? You said something about tapping into – was it real resources? Do you remember saying that?---I'm mixed up now, sorry.

It doesn't matter. Go on. Sorry, Ms Wright.

MS WRIGHT: Mr Soliman, you also gave Novation a contract for an in-vehicle mounted tablet project.---Yes.

20

And you directed Mr Singh to urgently progress the purchase order as there was excess funding available. Do you recall that?---Okay.

Are you agreeing with that?---I don't recall it, but if you said it, it's fine, yeah. I accept that.

And Mr Thammiah quoted you for \$83,950, excluding GST, for this project.---Okay.

30

And you raised a purchase order accordingly.---Okay.

And at page 295 of volume 1, that covered hardware, procurement, field trials, vehicle mounting design and fabrication, and a scoping study.

THE COMMISSIONER: Sorry, where are we? I missed that.

MS WRIGHT: This is page 295.

THE COMMISSIONER: Thank you.

40

THE WITNESS: Yes.

MS WRIGHT: And in support of the purchase order request, which you approved as delegate, you provided the quote which is at page 296, and the quote refers to recent discussions. Were those discussions with you?---I'm sure he would have spoken to me about it, but I don't know if there was anyone else.

Well, was Mr Thammiah coming up with ideas for quotes or was he being requested by you to provide quotes?---He would have been requested by me, generally, yes.

10 And what did you tell him about this particular project and why did you issue a request for a quote to Mr Thammiah?---I can recall the laptops which users were using were end-of-life – I think they’re called Toughbooks, they’re Panasonic Toughbooks – and we were looking for different options because the Toughbooks cost I think, like, \$10,000 each. So looking for different laptops which were ruggedised but cheaper.

And why did you give this contract to Novation?---Well, he could do the work but obviously I favoured him.

And what is the work that you thought he could do?---He could basically go out to site with the inspectors and test all these different options.

20 To go out to site to look for different options, did you say?---Yeah, to test some of the different options.

And were they options that were not currently in use by RMS?---There were several I think, from what Mr Thammiah told me. I don’t know if any one of them were being used. I don’t think they were.

And did you tell him how he was to go about finding these options?---Don’t recall.

30 Well, what was he supposed to do?---Basically go out to site with the inspectors, try all these different options.

But are these options at the inspectors’ stations or are they options that Mr Thammiah is bringing to the inspectors?---No, they’re new, new options, not ones that they would generally have unless there was, say, a baseline model such as a Toughbook.

40 So these new options are things that Mr Thammiah is bringing to the inspectors? Is that the idea?---I think that’s the idea, yeah. I don’t recall exactly what happened with the selection of them, but there would have been several tested, yeah.

But you are asking him to do this work, so surely you would recall what you asked him to do.---Yeah, I think I just gave evidence for that. He was meant to test several different, I guess, models that could potentially replace the Panasonic Toughbook, and basically report on the pros and cons of, of them all.

So why does the quote refer to engineering, design and fabrication of brackets?---I know that the inspectors have monitors at the front of their vehicle. Maybe that's what it refers to.

And you, at page 299, sent to Mr Thammiah the quote for this scoping study. Do you see that?---Sorry, I've - - -

10 Page 299. You sent him an email on 17 June, 2016 saying, "Here is the quote for the new in-vehicle mounted tablets scoping study." Do you see that?---Yes. Yes.

That is because you had created the quote yourself, I suggest.---I don't know if I created it. Maybe I, he asked me to look at the scope or something like that and change it. I don't know.

Well, there's no evidence to suggest that, I suggest, Mr Soliman.

20 THE COMMISSIONER: You're not saying in the email, "Here's the amended quote" or "Here's the quote that I've just added something to or I've varied." It's quite a blanket, "Here is the quote for the new in-vehicle mounted tablet so you can create the invoice accordingly." That would suggest that you've drafted it, you've created it. Do you agree with that? ---It could be. It could be. I mean, that's, I mean I was doing something similar for AZH. That was the way I would I guess transcribe what they needed to do in the, in the scope. So that's possible.

30 MS WRIGHT: And this is not the first time you've done that for Mr Thammiah?---Mmm, I don't know. I mean, generally, I didn't do that for Mr Thammiah, the quotes on the invoices.

Well, this, for this project, you agree that it's possible that you in fact created the quote from scratch yourself, and sent it to him.---Mmm, well, it's possible, because when I'm looking at the quote that you just showed me, there's a few things that he may not have known. So maybe he just asked me, "Hey, what do you think is the scope? Can you send me kind of, use a template and just chuck in the scope in there?"

40 And did you also come up with the price, \$83,950, excluding GST, page 301?---No, the prices were, the prices were always Mr, Mr Thammiah.

So it was always Mr Thammiah who came up with the prices for the scoping study projects, was it?---As far as I can recall, yeah. I never had anything to do with the price as far as I can recall.

And so your – you then sent Mr – sorry, I withdraw that. On the same day, page 305A, that you sent to him the quote at 9.40 in the morning, Mr Thammiah sent an invoice to RMS?---Yes.

So, he's quoting, and then he's invoicing straight away.---Mmm. Okay.

Well, that's right, isn't it? If we could turn to page 305B.---Yes.

He hasn't done a skerrick of work, and he's invoicing RMS for \$92,345, including GST. Correct?---Yes.

And then at, you sent him some data relating to this trial, didn't you?
---Some data? I don't know.

10

Volume 18, page 112. From your personal email address, you sent to Novation on 4 July some information. You see that, "Brightness Explore B10 and CF20, clearest in sun"?---Yes. Yes.

Where did you get that?---Don't know.

And you sent that to him to include in a report, didn't you?---Don't know why, yeah, mmm.

20

And then at page 131 of volume 18, you sent to Mr Thammiah an email which you had sent to yourself from your RMS email address to your personal email address attaching quote 94.---Okay.

That's on 18 July, 2016.---Okay.

You accept that?---I can see that, yes.

And then, on the next day, you sent to Mr Thammiah a Word version of the scoping study from your personal email address, and that's at page 137 of
30 volume 18.---Okay.

You see that? And the report's at page 138. And if we could just flick through that.---Mmm.

And then at page 157, you sent him a further email asking him to add some tables for KPIs, and asking him to comment on outstanding issues with each unit for each KPI graphs, and you've sent him some links to data. So you really had control of the content of this report, didn't you, Mr Soliman, in sending Mr Thammiah a Word version of a scoping study as well as a
40 number of emails containing information pertinent to this trial?---I wouldn't say I was controlling it. He would have just asked me about certain things and like I said if he asked me for my thoughts or something, I was happy to help him. He was, he was my friend.

Did he ask you to send him a Word version of the scoping study?---I guess so, he must have.

And did you draft up the scoping study and then send it to him?---I don't recall if I did because again, I don't recall that I even went to this trial again.

Well, you didn't have to go to the trial in order to draft a report with some words in it, did you?---I think you would because how would you know the results?

Well, I've taken you to at least one report where you copied information from a SICK produced report.---Again, I think that's a bit skewed because I don't, I still think that Mr Thammiah got the data for that.

And then Mr Thammiah submitted to you, "Hi Samer, I am pleased to submit the final version of the in-vehicle mountain tablet scoping study. Please do not hesitate to contact me for any further information," at page 309 of volume 1 on 11 August, 2016. And the attachment to that email is at page 310. So you created the quote for this project, I suggest, and you also created the report.---I don't really agree with that. I mean, I don't recall creating the report. I don't even recall being at the trial and the quote, it's possible, but again, I mean, seems weird for me to do that because I generally didn't do that for him.

And you directed Mr Thammiah what to put in the report?---No. I don't agree with that. It seems that he just asked me for some things and like I said I, if he asked I did give him the information.

And didn't you ask him to convert the Word version of the scoping study report which you sent to him from your personal email address to a PDF version of the report?---Maybe.

And you would have asked him to ensure that your name, well so it didn't appear in the metadata of the report?---I don't think I ever told him that.

And that was the purpose of converting it to PDF, wasn't it?---I don't think I ever told him that and - - -

And you used your personal email address to hide your involvement from your employer, didn't you?---No.

I'm going to move onto another topic, Commissioner.

THE COMMISSIONER: I think we might finish up. It's been a long week.

MS WRIGHT: Yes.

THE COMMISSIONER: Just before we finish, with the previous scoping studies, again I've noted you took Mr Soliman, I've got volume 18, pages 73 to 88.

MS WRIGHT: Yes.

THE COMMISSIONER: 112 is it to 131, then 137 to 174.

MS WRIGHT: Yes. And then I also took him to 157 of volume 18.

THE COMMISSIONER: All right. Should they all be marked for identification?

10 MS WRIGHT: Yes, please.

THE COMMISSIONER: Hold on, I've also got 73 to 88. I've got shocking handwriting.

MS WRIGHT: I think you said that, Commissioner.

THE COMMISSIONER: All right. Volume 18, pages 73 to 88, 112 to 131, 137 to 174, will be MFI 10.

20

#MFI-010 – VOLUME 18 – PAGES 73-88, 112-131 & 137-174

THE COMMISSIONER: All right. We're adjourned until Tuesday the 11th at 9.30.

THE WITNESS STOOD DOWN [4.30pm]

30

AT 4.30PM THE MATTER WAS ADJOURNED ACCORDINGLY [4.30pm]