RUC (DISCIPLINE AND DISCIPLINARY APPEALS) REGULATIONS 1988 (AS AMENDED)
RUC RESERVE (PART-TIME) (DISCIPLINE AND DISCIPLINARY APPEALS) REGULATIONS 1988 (AS AMENDED)

NOTICE OF REPORT, ALLEGATION OF COMPLAINT - PERSONAL EXPLANATION

To: [Member]: P121 Rank: D/Constable Reg No: [redacted] Division: J

As required by the above legislation you are hereby informed in writing that a report allegation or complaint has been made against you by:
C138 ON BEHALF OF ROSEMARY NELSON, SOLICITOR, 8 WILLIAM STREET, LURGAN

DETAILS OF REPORT, ALLEGATION OR COMPLAINT:-

On Thursday February 2 1997 the Police started to question me. I refused to answer the questions and requested my solicitor - Rosemary Nelson. I made my statement to Rosemary who recorded same in writing and handed this to the Police. Rosemary then left me at the station - Gough. After Rosemary left, the following incidents occurred:

The Police - namely P162* and another grey haired Policeman (I would know their faces if I seen them again) started to fire abuse at me in relation to my solicitor (Rosemary Nelson). They said she was a 'money grabbing bitch' - 'she is only in it for the money' - 'she got him off' (Colin Duffy) - 'he is a provo bastard'; and suggesting Rosemary Nelson was as bad as Colin Duffy - saying that she was a provo solicitor. They told me I would have got out a lot sooner if I had not requested Rosemary Nelson because of her firm and that the only people who requested Rosemary Nelson are the provos.

They also made fun of the marks on Rosemary's face - saying 'How did that happen' - 'Is that a fucking birth mark?' They called her a bastard, fucker and said I wouldn't 'be in this place only for the fucking bastard' -meaning Rosemary. Each time I was questioned they seemed more interested in Rosemary Nelson - they stated that Sharon was not too bad but Rosemary, she was the bastard of the lot. They kept going on to me about Rosemary getting Colin Duffy off - they said they knew Duffy shot Lyness and she knew it too.

You do not have to say anything but I must caution you that if you do not mention when questioned something which you later rely on in any subsequent disciplinary proceedings, it may harm your defence. You may, if you so desire, make a written or oral statement to the Investigating Officer or the Chief Constable or the Police Authority, as appropriate. Anything you mention when questioned or any written or oral statement you make may be given in evidance at such disciplinary proceedings.

If this notice is served on you by an officer other than the Investigating Officer, you will be interviewed by the Investigating Officer in due course.

You have the right to consult a 'friend' at all stages of the investigation.

Date: 31 December 1997 Signed: P146 Rank CHIEF INSPECTOR
(Investigating Officer)

I acknowledge that I have been served with the original [illegible]

Date: 21.01.98 Signed: P121 Rank: D/Con [redacted]
(Member concerned)

Please Note: that in cases reported for decision as to prosecution at a criminal court no further disciplinary steps will be taken against you until the Director of Public Prosecutions has given his direction and, if he gives directions to prosecute you, that no further disciplinary steps will be taken until the outcome of the trial is known.

Form 17/3 (Caution 1)

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[redacted]