

**C138** was detained between the 6th and 9th February 1997 in connection with the discovery of a mortar in a car that was inside the garage for his premises.

In one sense each of these men can be considered as complainants and witnesses for the L.A.J.I. complaint. Neither Mr Lynch or Mrs Nelson have any first hand evidence of the matters complained of but report what they have heard, directly or indirectly, from these four individuals.

### **3.3. Related criminal proceedings against complainants.**

No criminal proceedings have been brought against any of the four named individuals who provided the information which forms the basis for these complaints.

### **3.4. Supervision by Commission.**

The member of the ICPC supervising these complaints, as for the initial investigation, was Ms Geralyn McNally.

### **3.5. Complainant details.**

#### **3.5.1. Name**

- a) Mr Edmund E. Lynch, L.A.J.I.
- b) Mrs Rosemary Nelson, solicitor

(Mr B. Toman, Mr C. Toman, Mr A. Simmons and **C138** will be considered under section 4. Witnesses other than police).

#### **3.5.2. Allegation.**

It has been alleged that during a series of interviews with the above four named individuals threatening and abusive language was used by the interviewing detectives, regarding Mrs Rosemary Nelson, which amounted to an attempt to pervert the course of Justice.

Those alleged comments inferred that Mrs Nelson was associated with the Provisional I.R.A. It was considered that the comments were intimidating and could be construed to be death threats against her.

#### **3.5.3. Interview(s) attempts at with complainant(s)**

Although myself and my team members have seen Mrs Nelson on two separate occasions (i.e. 1st and 21st September 1998) and spoken with her regarding all three complaints, no additional statements have been taken in relation to this matter from her. The new enquiry team relied on the statement obtained by Chief Inspector **P146** dated 16th September 1997, in the initial investigation.