

Mr Shane Dowling

Email: [shanedowling@hotmail.com](mailto:shanedowling@hotmail.com)

Our ref: E15/0886  
Contact: Leila Malin  
Telephone: 8281 5999

14 July 2015

Dear Mr Dowling

I refer to your emails received between 27 May and 19 June 2015 addressed to a number of recipients of which this Commission is one.

**Your allegations**

I note you allege that the NSW Supreme Court provides ex-parte hearings and court orders in exchange for payment. I note your complaint is in relation to three ex parte hearings in favour of Channel 7 Managing Director, Mr Kerry Stokes in the matter of "Munsie and Stokes v Dowling". You stated that you are awaiting the judgments from Justice Ian Harrison, Justice Lucy McCallum and Acting Justice Robert Shallcross Hulme each of whom heard the matter ex parte at different times and issued orders to the benefit of Kerry Stokes. You state that the judgments are relevant to your defence "given the applicants statement of claim raises allegations of judicial bribery and corruption by all three of you". You further allege that "if one pays extra in the Supreme Court of NSW they can get ex parte hearings and court orders to their liking".

I note Mr Stokes and his lawyer Justine Munsie instituted defamation proceedings against you in April 2014 (Munsie v Dowling). You allege Justice McCallum granted an ex parte hearing to "help her good friend Justine Munsie". You claim Justice McCallum was on Munsie's payroll when she was a barrister and allege she is back on it again.

You also refer to a "Super-Injunction" issued against you by Justice Harrison on 14 April 2015 at an ex parte hearing for which you claim there was no legal basis.

**What we do**

The *Independent Commission Against Corruption Act 1988* sets out our functions, which include investigating corrupt conduct in the NSW public sector and educating the sector and the community about combating and preventing corruption. We can only deal with corrupt conduct as defined in our governing legislation. You can find a summary of this definition, as well as details of our decision-making processes, in the **attached fact sheet**.

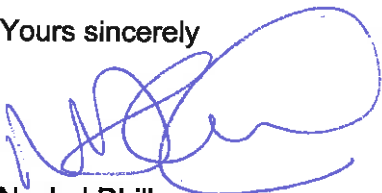
**Our decision**

The Commission's Assessment Panel has considered the allegations you raised. You speculate corrupt conduct on the part of the named judicial officers based on the orders made against you during ex parte hearings. It is not the role of this Commission to intervene in legal proceedings in the absence of any information to indicate corrupt conduct. There is no indication on the available information that any of the named judicial officers have acted corruptly.

For these reasons, the Commission will not be commencing an investigation into your allegations.

Thank you for drawing this matter to our attention.

Yours sincerely



**Nechal Dhillon**  
A/Deputy Manager Assessments