

## Justice WA

YOUR NAME:

YOUR CONTACT DETAILS (ADDRESS, PHONE, EMAIL etc.):

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TODAY'S DATE: \_\_\_\_\_

INDICATE WHO IS COMPLETING THIS FORM:

- Defendant  
 Family Member of Defendant (Relationship : \_\_\_\_\_)  
 Friend of Defendant  
 Other: \_\_\_\_\_

### SECTION I: INTRODUCTION

1. Briefly describe the prosecution case (what the prosecutor said happened):
2. Briefly describe your (defence) case (what your defence lawyer said happened)
3. Describe what you think went wrong at the trial
4. Describe what you think went wrong at the appeal(s)
5. Explain why you think you are not guilty and why you believe you were Convicted (wrongly):

### SECTION II: ABOUT YOU & YOUR CASE

6. Your name: \_\_\_\_\_
7. Have you been known by any other names?  
(If yes, please list them below)
8. Your date of birth:
9. Your address:
10. Date of the alleged incident(s):
11. Location of the alleged incident(s):
12. Date of arrest:

17. Location of arrest:

18. Name(s) of the Police Officer(s) in charge when you were arrested:

19. Which police station were you taken to after you were arrested?

20. Charges:

21. What is your relationship to the alleged victim(s)?

22. Have you been convicted of any crimes other than those you have described in Section I & II of this document?

(If so, please list the offences and dates)

### **SECTION III: TRIAL & LAWYER INFORMATION**

#### **TRIAL**

23. Was there more than ONE trial?

(If yes, how many?)

24. Date, place and type of court at conviction

25. What were you convicted of?

26. What is your sentence?

27. What is your expected date of release?

28. List the names and contact details of all the lawyer(s) that worked for you at the time of your trial:

#### **APPEAL**

29. On Appeal Was Conviction/Sentence:

Upheld:

Quashed:

Other:

30. Date Decided: \_\_\_\_\_

31. If different to your trial lawyer(s), list all the lawyers that worked for you on appeal:

32. List ALL other legal efforts you or your lawyer have made or plan to make for your case: (for example: petitions, prerogative of mercy, etc.)

33. Do you currently have a lawyer?

If yes, what is his or her name(s)?

34. Does your lawyer know that you are contacting Justice WA?
35. Are there any other people (other than your lawyer) who have been working on your case? (for example, a support team, friends and/or family members)  
If yes, what are their names and contact details?

#### **SECTION IV: CASE MATERIALS**

42. Tick those documents can be made available to us. DO NOT send anything until Justice WA specifically request it.

- Police Interview Transcript
- Police Interview Video
- Police Summary of Facts
- Pre-trial Applications
- Trial Transcripts
- Photographs or videos  (Please describe):
- Forensic or Laboratory Reports  (Please describe):

#### ***Appeal Documents:***

- Defence Submissions
- Prosecution Submissions
- Court of Appeal Decision

#### ***Other Documents:***

- Media Reports (Newspaper or TV)
- Any other documents  (Please describe):

#### **SECTION V: EVIDENCE**

43. Can you prove that you were NOT at the crime scene when the crime was committed?  
If yes, how?
- A. Can anyone else verify your statement above (and if so, who)?
- B. Do you have some OTHER way to prove this alibi?  
If yes, how? (for example, telephone records, receipts, security footage)
44. Did the police ever interview you?
- A. If yes, how many times were you interviewed by the police?
- B. For each interview, please list the location, the date, how long you were interviewed for, and whether a lawyer was present:
45. When was the first time you spoke with your lawyer after you were arrested?

46. Did you give a statement to police?  
A. If yes, who did you give your statement to?  
B. Did you sign the statement?  
C. Why did you give a statement?
47. Did you confess to committing the crime?  
A. If yes, who did you give your confession to?  
B. Was your lawyer with you when you confessed?  
C. Was it a written confession?  
If yes, did you sign it?
48. Did your lawyer call any witnesses in court for you?
49. Did you give evidence in court?
51. Had you prepared a "proof of evidence" with your lawyer (a written statement, setting out what evidence you could give).
52. Did any alleged victim(s) testify?
53. Did any expert(s) give evidence in your defence or for the prosecution?  
(for example Doctors, scientists)
- A. If yes, what kind of expert(s) gave evidence for the defence? (Include Names, addresses, & Phone numbers if you have this information)
- B. What kind of expert(s) gave evidence for the prosecution? (Include Names, addresses, and Phone numbers if you have this information)
54. Who else gave evidence at your trial?  
A. Defence (Name(s), Address, Phone numbers if you have this information):  
B. Prosecution (Name(s), Address, Phone numbers if you have this information):
55. Did any alleged victim(s) identify you?  
If yes, when and where? (for example: At the scene of the crime, from a photo, in Court)
56. Did anyone else identify you?  
A. If yes, when and where?  
B. How did they identify you? (for example: At the scene of the crime, from a photo, in court)
57. If someone other than the alleged victim identified you, did that person testify? (Name, Address, Phone number, if you have this information):
58. Does new/fresh evidence exist in your case that could show that you are not guilty? Describe. (Note: evidence introduced at trial is not new evidence).

## **SECTION V: PHYSICAL AND BIOLOGICAL EVIDENCE**

IF FORENSIC EVIDENCE (PHYSICAL, BIOLOGICAL AND/OR FINGERPRINTS) WAS RECOVERED, please answer the questions below.

59. Was any physical and/or biological evidence recovered during the investigation of your case?
60. Were any bodily fluids, hair samples or fibres obtained from the victim?  
(For example: vaginal or anal swabs, blood, or saliva)  
If yes, what samples were obtained?
61. Were any bodily fluids, hair samples or fibres obtained from you?  
If yes, what samples were obtained?
62. Were bodily fluids, hair or fibres found at the crime scene?  
If yes, what was found?
63. Were bodily fluids or hair found on your clothing?  
If yes, what was found?
64. Were any bodily fluids found on the victim's clothing?  
(For example: blood or semen stains)  
If yes, what was found?
65. Was any testing carried out on the bodily fluids, hair or fibre samples?  
If yes, what kind of testing was done?
66. Who carried out the testing?
67. What were the results of the test?
68. Was any other testing carried out?  
If yes, what type of testing was carried out?
69. Who carried out the additional testing?  
What were the results of the test?
70. Was testing done on all of the physical/biological evidence?  
If NO, What was NOT tested?
71. Was any fingerprint evidence recovered during the investigation of your case?
75. Would you be willing to submit a DNA sample knowing that the test could prove your innocence OR guilt?

## **SECTION VI: ADDITIONAL INFORMATION**

76. Please provide Names, Addresses and Phone numbers of family and friends who have information regarding your case: