

Symn Waters

From: Symn Waters
Sent: Monday, 11 January 2021 8:00 AM
To: 'cjbevan@wentworthchambers.com.au'
Cc: 'jsparks@nswbar.asn.au'; 'acheshire@wentworthchambers.com.au'; 'gmcgrath@8wentworth.com.au'; 'paulmenzies@8wentworth.com.au'; 'raoulwilson@8wentworth.com.au'
Subject: Misconduct of instructing solicitor - barrister's overriding duty to the Court
Attachments: 2017 12 06 - Notification of final meeting convened by liquidator.pdf

Dear Mr Bevan

It is four weeks since my E-mail to you of 14 December 2020 (as below) and you are yet to make comment. Clearly, you have no intention of offering any form of response. Clearly, also, you continue to decline to take any corrective action regarding the criminal behaviours of your acquaintances, being Terence Goldberg of Turner Freeman Lawyers, Michael Jones of Jones Partners (liquidator), and Mr Jon Lindsay.

In relation to the above allegations of criminal conduct and also in relation to the enclosures of my previous E-mail to you, find **attached** 'Notification of Final Meeting Convened by Liquidator' (ASIC form 523) of 6 December 2017. You will note that Michael Jones in such declaration to ASIC states that the sum of \$500,000.00 was placed into a Trust of his and Terence Goldberg's making, whereas, in fact, such Trust received an amount in the region of \$985,447.00. As you already know, a sum of \$492,307.00 then left the said Trust marked simply as 'expenses', leaving behind the figure of \$493,140.00.

As can be seen, a rather sizeable excess of funds entered the said Trust, with a near identical sum then leaving such simultaneously. The origin of this excess as well as its ultimate destination are yet to be established. As you would be well aware, the creating of a charitable Trust to use as a pass-through for monies as obtained by fraudulent means is termed as money laundering.

It is also of note that Michael Jones in his declaration to ASIC states that he paid \$242,179.10 to unsecured creditors. As you know, the Enmore Spiritualist Church Incorporated (the sixth defendant in proceedings 2009/00291458-001) had one creditor only, being CBC Partners in the amount of \$3,514.50, which the church had the means to pay. As can be seen, there is a rather large disparity.

Further, it has been reported to me (on more than one occasion) that you are spreading unfounded and baseless rumours, with you stating to others within the legal fraternity that I am a Comanchero 'bikie'*. Normally, this sort of conduct would be surprising, however, such is also a similar tactic as used by Terence Goldberg, Michael Jones and Jon Lindsay. Of course, the motives of Terence Goldberg, Michael Jones and Jon Lindsay in attempting to discredit are rather obvious. Yours, however, are a little more oblique.

Your silence as well as your efforts to besmirch my good name are clear attempts to protect the above named individuals. Without question, your condoning of the criminality as laid out before you on numerous occasions undermines the rule of law and does little to fulfil the oath of office that you took when called to the bar.

Despite your best efforts, and also of those close to you, wrongdoing of this magnitude will not be contained.

I copy this E-mail to Ms Jocelyn Sparks, Director of Professional Standards at the Bar Association of NSW.

Yours faithfully

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* I am not a member of any organisation involving two wheel vehicles, motorised or otherwise. I cycle to and from work every day, with my bicycle being the only means of transport I use or own.