

Lockwood, Tristan

From: BRUMBY, Ian <[REDACTED]@afp.gov.au>
Sent: Wednesday, 5 June 2019 10:24 AM
To: Michael Rippon
Cc: Smith, Andrew; Neesham, Matt
Subject: RE: Search Warrant - ABC Ultimo Centre [SEC=UNCLASSIFIED]

UNCLASSIFIED

Good morning Michael,

As per your request, please see below –

Third condition:

And as to which there are reasonable grounds for suspecting that they will afford evidence as to the commission of the following indictable offence(s) against the laws of the Commonwealth:

Between 14 April 2016 and 1 October 2016, David William McBride gave Daniel Michael Oakes military information, contrary to section 73A(1) of the *Defence Act 1903* (Cth).

Between 14 April 2016 and 1 October 2016, Daniel Michael Oakes unlawfully obtained military information, contrary to section 73A(2) of the *Defence Act 1903* (Cth).

Between 1 March 2013 and 20 December 2014, David William McBride stole property belonging to the Commonwealth, contrary to section 131.1(1) of the *Criminal Code Act 1995* (Cth).

About Between 14 April 2016 and 1 October 2016, Daniel Michael Oakes dishonestly received stolen property from David William McBride, knowing or believing that the property was stolen, contrary to section 132.1 of the *Criminal Code Act 1995* (Cth).

About 1 May 2016, David William McBride unlawfully disclosed a fact or document which came into his knowledge by virtue of him being a Commonwealth officer, contrary to section 70(1) of the *Crimes Act 1914* (Cth)

Confirming that we will be at the ABC at 11:30. If you could confirm whether you will be our contact and the availability of your ICT staff that would be appreciated.

Regards,

Ian

FEDERAL AGENT IAN BRUMBY
OFFSHORE AND SENSITIVE INVESTIGATIONS
CRIME OPERATIONS
Tel +61(0) 2 [REDACTED]
www.afp.gov.au



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A SAFER AUSTRALIA

UNCLASSIFIED

From: Michael Rippon [mailto:Rippon.Michael@abc.net.au]
Sent: Wednesday, 5 June 2019 10:15 AM
To: BRUMBY, Ian
Cc: Smith, Andrew; Neesham, Matt
Subject: RE: Search Warrant - ABC Ultimo Centre [SEC=UNCLASSIFIED]

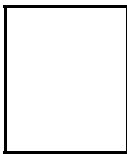
Dear Ian

We refer to your email below.

In order to assist, save time and be able to understand the warrant and obtain proper advice, we would be grateful if you can send through the third condition asap.

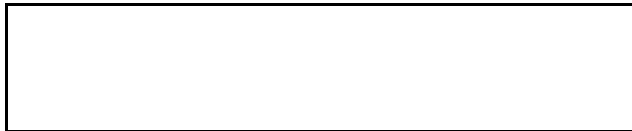
Could you also confirm whether the officer who swore the affidavit in support of the warrant will be in attendance.

Yours sincerely



Michael Rippon
Senior Lawyer, Disputes - Legal

P +61 2 8333 1696 E rippon.michael@abc.net.au
F +61 2 8333 5860
A GPO Box 9994, Sydney, NSW 2001
700 Harris St Ultimo, NSW 2007



From: BRUMBY, Ian [mailto:██████████@afp.gov.au]
Sent: Tuesday, 4 June 2019 1:22 PM
To: Michael Rippon
Cc: Smith, Andrew ; Neesham, Matt
Subject: Search Warrant - ABC Ultimo Centre [SEC=UNCLASSIFIED]

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Good afternoon Michael,

As per your discussion with Andrew Smith, the first and second conditions of the Commonwealth (section 3E Crimes Act) search warrant are –

First condition: Things which are:

originals or copies of any one or more of the following, including any of them which are stored on a computer, or on a computer storage device, or on any other type of storage medium or storage device:

- Handwritten/digital notes
- Diary/ies
- Correspondence – internal and external
- Emails and other electronic forms of messaging
- Minutes

- Reports
- Briefing Documents
- Assessments
- Graphics, sketches, photographs or imagery/vision – drafts and final
- Story pitch
- Planning logs
- Broadcast and online schedules
- Raw or unedited footage in its entirety
- Journalist’s piece to camera
- Scripts – drafts and finals including voice overs
- Story boards/plans
- Status updates
- Website content
- Documents classified as ‘Secret’

Together with any manual, instruction, password or other thing that assists to gain access to or interpret or decode any of the above things.

Second condition: And which relate to any one or more of the following:

- David McBRIDE
- Daniel (Dan) OAKES
- Samuel (Sam) CLARK
- Gaven MORRIS
- Chris SMITH
- Australian Broadcasting Corporation (ABC)
- National Reporting Team
- Australian Defence Force (ADF)
- Department of Defence
- The Australian Army
- Special Forces
- Special Operations Command (SOCOMD)
- Special Operations Task Group (SOTG)
- Special Air Service Regiment (SASR)
- 2nd Commando Company (2CDO)
- Headquarters Joint Operations Command (HQJOC)
- Operation SLIPPER
- Afghanistan
- The 7.30 Report
- The Afghan Files
- Inside the Afghan Files
- Rules of Engagement
- The Ops Room
- Ghost Three Zero
- Chief of the Defence Force (CDF)
- Acting (and/or) Secretary of Defence
- Chief of Army (CA)
- Chief of Joint Operations (CJOPS)
- <http://theopsroom.com>
- <https://www.abc.net.au/news/2017-07-11/inside-the-afghan-files/8696182>
- <https://www.facebook.com/abcnews.au/videos/inside-the-afghan-files/10156950722999988/>
- <https://www.abc.net.au/7.30/afghan-veteran-raises-disturbing-allegations-over/8695400>
- <https://www.abc.net.au/news/2017-07-11/killings-of-unarmed-afghans-by-australian-special-forces/8466642>
- <https://www.abc.net.au/news/2017-07-11/defence-inquiry-investigating-killing-of-taliban-detainee-in-hut/8616602>

- <https://www.abc.net.au/news/2017-07-11/unarmed-men,-children-among-casualties-of-elite-forces/8424944>
 - <https://www.abc.net.au/news/2017-07-11/the-spy-and-the-sas-solider-with-a-loaded-glock/8496608>
 - <https://www.abc.net.au/news/2017-07-11/afghan-files-australias-secretive-rules-of-engagement/8496672>
 - <https://www.abc.net.au/news/2017-07-11/afghan-files-shed-light-on-notorious-severed-hands-case/8496654>
 - <https://www.abc.net.au/news/2017-07-11/relations-between-australias-special-forces-units-unhealthy/8496616>
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For the ABC's convenience, an *indicative timeframe* of interest is between 14 April 2016 to 15 July 2017, inclusive.

Regards,

Federal Agent Ian Brumby
Offshore and Sensitive Investigations
Crime Operations
Ph: 02 [REDACTED]

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