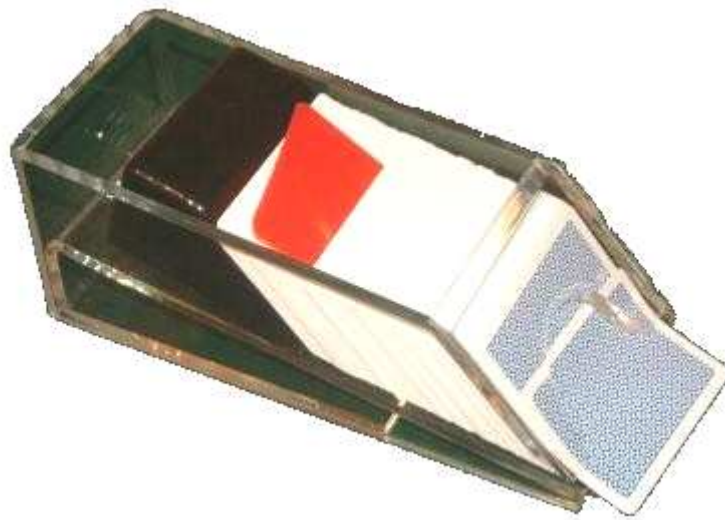


A STACKED DECK

- The Fate of Henry Keogh -

A Dramatization
based on actual transcripts of trials, appeals,
court judgments and medical board rulings.



Written as a Telemovie

OR

Four-Part Miniseries

(And Adapted for Internet Viewing)

by

Volunteer Scriptwriters

Supporting the Acquittal of Henry Keogh

Final Pre-Production Draft

SYNOPSIS

A STACKED DECK - The Fate of Henry Keogh -

Adelaide, South Australia.

An unfinished true story which began with all the elements pointing to murder... The body of a young woman found dead in her bath... A distraught fiancé... A grieving father's dislike of his daughter's relationship... A conniving forensic pathologist - and friend of the father - who fabricates the necessary evidence to support a murder scenario.

But the cards were only just beginning to stack against justice... A Coroner now orders the cremation of her body before sufficient forensic testing could be carried out. From this one act of wilfully destroying evidence; evidence that could have been vital to Henry Keogh's defence, the erring began to compound. Each so-called mistake requiring cover-ups and deception.

Eighteen (18) years have passed since the man at the centre of this gross miscarriage of justice was jailed; a murder conviction based on fraud, deception and manifest error.

No pleas have been heard and natural justice continues to be denied. To release him would mean exposing unacceptable conduct; conduct that would incriminate high profile South Australians... some of their crimes against Mr Keogh, **more heinous than murder itself.**

The fate of this innocent man now lies in the hands of the people of South Australia... They are The Grand Jury. They are now taking control. They will have their say... Australia will have its say... The offences of "**The Adelaide Eight**" will be overcome ... Henry Keogh will be acquitted and released. And compensation due to him will come directly from the pockets of The Grand Jury of South Australia and its Associate Members Australia-wide... and not from the coffers of the State.

MAIN CHARACTERS

Note: Titles given to members of "The Adelaide Eight" and "Backup" below, are titles used at the time of their alleged offences.

THE ADELAIDE EIGHT

- Dr Colin MANOCK - Chief Forensic Pathologist of South Australia
- Dr Ross JAMES - Assistant Forensic Pathologist of South Australia
- Wayne CHIVELL - Coroner for South Australia
- Mr Paul ROFE QC - Director of Public Prosecutions of South Australia
- Mr Michael DAVID QC - Defence Counsel for Henry Keogh
- Justice Kevin DUGGAN - Trial judge at Henry Keogh's trials
- Trevor GRIFFIN - Attorney-General of South Australia
- Michael ATKINSON - Attorney-General and successor to Trevor Griffin

BACKUP

- Patricia WALKLEY - Senior Constable (South Australian Police)
- Chief Justice John DOYLE - Supreme Court of South Australia
- Richard EVANS - President of the Medical Board of South Australia
- Justice Bruce DEBELLE - Supreme Court of South Australia
- Mr Chris KOURAKIS QC - Solicitor General of South Australia

ANOTHER REAL CHARACTER

- Jay Wilson Weatherill LLB BEc - Premier of South Australia

CREATED CHARACTERS

- Mr Archer QC - Presenter and Prosecutor
- Ian Madison - Insurance Broker
- Dennis - Mr Archer's assistant
- Mr Thompson - Ineffectual Defence Counsel
- Presiding Judge
- Court Officer
- Two Security Officers
- Noel - Bailiff
- Isabel Rankin - Grand Jury Member questioning Judge Chivell
- Elaine Devlin - Coronary Unit Nurse questioning Judge Chivell
- 2nd Bailiff
- 1st Grand Jury Member
- 2nd Grand Jury Member
- Karl Jensen - Grand Jury Member questioning the Premier
- Brian Andersen - Grand Jury Member questioning the Premier
- Angela Holmes - Grand Jury Member questioning the Premier
- Grand Jury Members - Commentary from the packed courtroom and Casino

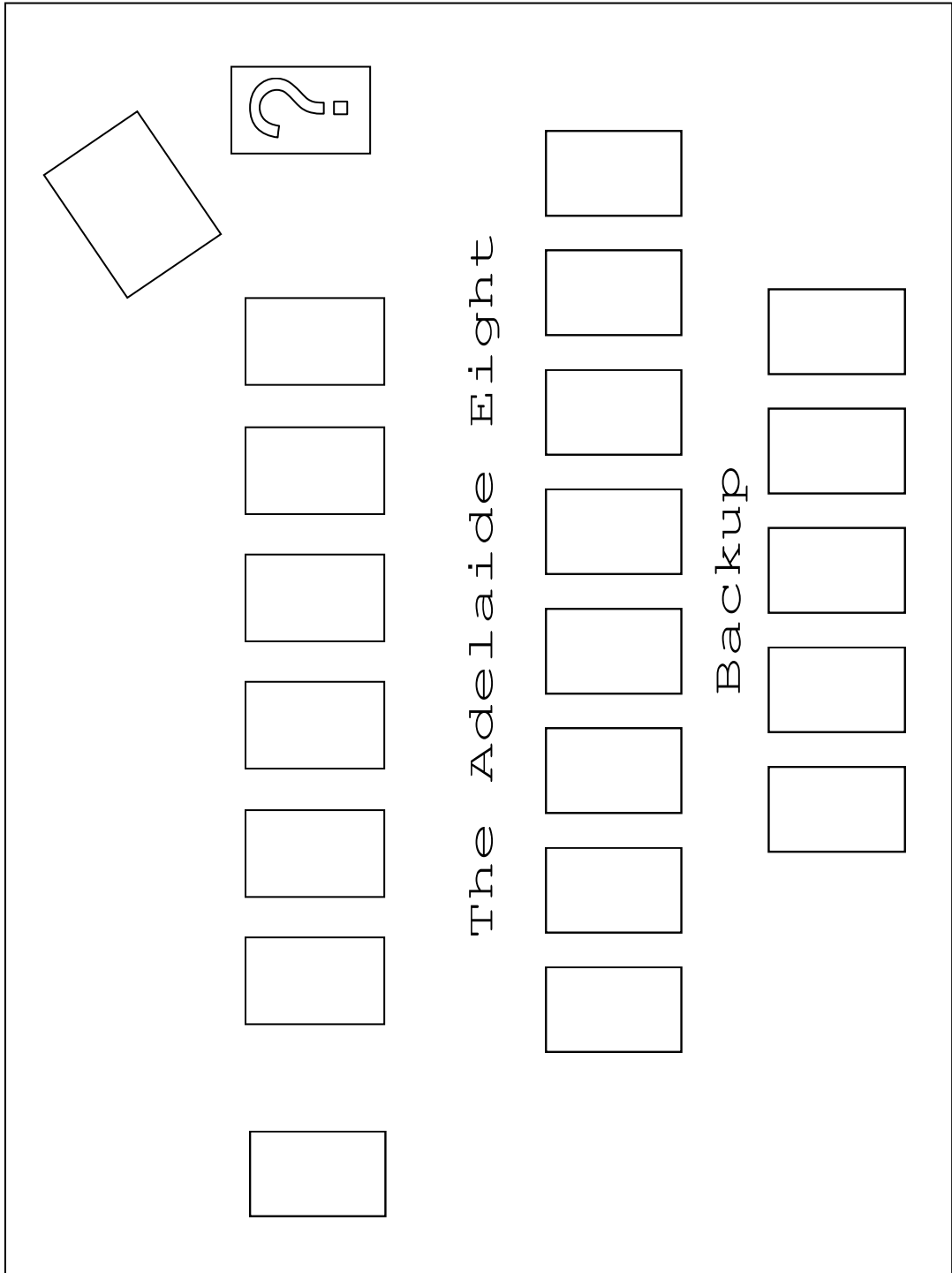
A STACKED DECK - The Fate of Henry Keogh

- French Maid - Casino
- Singer - Member of The Grand Jury at the Casino

Readers of the Script, "A Stacked Deck - The Fate of Henry Keogh", will note that as Mr Archer QC calls each of The Adelaide Eight and their Backup to be examined before The Grand Jury of South Australia, he will use their **current** titles as at **March 2012**. For example, he will call Kevin Patrick Duggan, not Justice Duggan, and in the main refer to him as "judge". Kevin Duggan retired from the Supreme Court of South Australia in July 2011. A further example is Chris Kourakis, the former Solicitor General at the time of his alleged offence against Henry Keogh. He will be called as Justice Chris Kourakis having been appointed to the Supreme Court Bench of South Australia in August 2008.

CARD TABLE

PRESENTER



A STACKED DECK - The Fate of Henry Keogh 1.

INT. TELEVISION STUDIOS. ESTABLISHING SHOTS 1

Black screen as the white title scrolls up into position and is held.

TITLE

A STACKED DECK
- The Fate of Henry Keogh -

White title text fades and the following reference scrolls up and is held.

REFERENCE

A Dramatization
based on actual transcripts of trials,
appeals, court judgments and medical board
rulings.

INT. TELEVISION STUDIOS. KEOGH CLIP 2

As the reference fades, a silent clip of Henry Keogh fills the screen. (*60 Minutes - Beyond Reasonable Doubt* - early segment as the presenter says, "Henry Keogh is notorious..."). He is walking towards the court building. The clip pauses on the word, "notorious", before he turns to enter, capturing a clear shot of his face as it now fills the screen. Introductory text begins to type across the bottom of the screen at shoulder height.

INTRODUCTION

(text only)

Henry Keogh... standing trial for the
alleged murder of his fiancée, Anna-Jane
Cheney... 23 August 1995.

The shot of Henry Keogh's face and the introductory text are paused as the PRESENTER walks to the centre front of the screen. In front of him is a table.

PRESENTER

And in August 1995 Henry Keogh walked from
the Supreme Court of South Australia
(pause) but not to return home... He was
convicted of murdering his fiancée, Anna-
Jane Cheney by drowning her in her bath on
the 18th of March in the previous year,
1994. (pause) He was sentenced to 25 years
imprisonment with no possibility of parole.

The Presenter looks down. The viewers' POV is a casino-style, rectangular card table. Near the top of the table - in front of

the Presenter - are 8 empty boxes. Above these boxes are the words, "The Adelaide Eight". Below these boxes are 5 empty boxes under the word, "Backup". At the extreme top right of the table is 1 empty box followed by 7 more, strategically placed extending to the Presenter's right. A dealing shoe lies to his left. He looks up at the camera.

PRESENTER

There are 13 cards that have already been dealt to Henry Keogh. (pause) This card (sliding it from the shoe) has not been dealt.

The Presenter places it face down in the box to his extreme left.

PRESENTER

It's the one vital card that could ensure Henry Keogh's conviction is set aside and a verdict of acquittal entered. And it's the card that can only be dealt by the people of Australia...

But before you find out about the power of this card and the way we can all deal it... let's take a look at the fate of a man...

The Presenter indicates the screen at his back as Henry Keogh's face comes into focus and is held.

PRESENTER O.S.

who, after more than 18 years in jail... has never taken a trick.

The camera turns back to the Presenter.

PRESENTER

For the moment we'll keep this card unturned.

Viewers' POV as the Presenter clearly indicates the question mark on the card face down in the box to his extreme left.

PRESENTER

We will start by playing each of the 13 cards that have already been dealt to Henry Keogh... Each card bearing the name of a key person in Henry's life... The names of The Adelaide Eight (indicating the words on the table) being the most significant... the most damaging. (pause)

PRESENTER (Cont.)

And against each will be questions that all of us must ask... By asking those questions we will learn conclusively why **the Henry Keogh case has become part of South Australia's darkest hour... part of a legal system long overdue for a Royal Commission Inquiry...** But before we start... I'll turn this card.

The Presenter slides a second card from the shoe and places it face up in the box to his extreme right.

INT. TELEVISION STUDIOS. THE GRAND JURY

3

The camera draws closer until the words, "THE GRAND JURY of SOUTH AUSTRALIA" written across the Ace of Hearts, fill the screen. The Presenter reappears in the foreground and continues addressing viewers.

PRESENTER

The Grand Jury of South Australia... That's you and me... It's also thousands of concerned Australians nation-wide... We alone will bring in a verdict against Henry Keogh... There will be no half-smart lawyers concealing evidence... or encouraging witnesses to lie... or ingratiating themselves with judges... No judges protecting their colleagues and friends... The Grand Jury of South Australia alone will determine whether or not natural justice has been delivered to the lives of the Keogh family.

The Presenter begins indicating the 13 empty boxes as he continues speaking.

PRESENTER

Now we'll move swiftly through some of the most horrific events imaginable... The destruction of vital evidence... The fabrication of evidence... The non-disclosures... The extreme perjury... The allowing of non-probative misleading evidence... and the straight out fraud perpetuated by key witnesses... All in all, events that damned the life of an innocent South Australian.

The Prosecutor pauses to hold eye contact with viewers.

PROSECUTOR

As this very real story unfolds you will quickly come to learn that any one (emphasis) of the acts of perjury... non-disclosure... misleading evidence... irregularities in court procedure... And there are many... should be enough to acquit Henry Keogh... Yet the South Australian government... and our Supreme Court... have chosen to turn their backs.

Let's start. He then slides a third card from the shoe and deliberately places it face up in the first empty box under the words, "The Adelaide Eight".

INT. TELEVISION STUDIOS. DR COLIN MANOCK**4**

The camera draws closer until the name, "DR COLIN HENRY MANOCK", printed across the centre of the Ace of Spades, dominates the screen.

1st Clip: 4 Corners 2001 - "Expert" Witness.
75 seconds. (6 minutes 9 seconds in)
"And this is Dr Colin Manock... (through to)...
or anybody else."

In this Clip we see Dr Colin Manock, South Australia's Chief Forensic Pathologist, being interviewed as he prepares to carry out an autopsy. We learn that his appointment spanned 27 years (1968-1995) and that throughout his career much of his work was handled incompetently.

Dr Bob Moles, Associate Professor of Law, Adelaide University, stresses that Dr Manock's role was more important than police, judge, jury or anybody else, given the absolute significance of a Chief Forensic Pathologist's Findings when brought before our courts.

PRESENTER

Even with these accusations of incompetence against him... in 1993... less than twelve months before the death of Anna-Jane Cheney... Dr Manock again botched three forensic pathology examinations which were critical to police investigations.

The Presenter turns to the screen at his back.

2nd Clip: 4 Corners 2001 - "Expert" Witness.
8 minutes 15 seconds (23 minutes 14 seconds in)
"Once regarded as being close to police... (through to)... very difficult to argue against that."

In this Clip, Mr Paul Rofe QC, Director of Public Prosecutions, says that he has no regrets using Dr Manock as an eminent expert witness in case after case irrespective of the appalling nature of Manock's Findings.

We see Dr Terry Donald, Child Protection Services, discussing the X-ray of a 9-month-old baby (Joshua). There are 15 fractured ribs and a fractured spine clearly evident. Dr Manock's Finding was that the child died of bronchopneumonia.

Dr Tony Thomas, Associate Professor, Anatomical Pathology, Flinders University, has no defence whatsoever for the conclusion reached by Dr Manock in Joshua's case and in the cases of two further battered babies, also victims of bronchopneumonia according to Manock. And yet, evidence of cigarette-type burns, lacerations and extensive bruising were completely overlooked.

As a result of Dr Manock's Findings police were powerless to bring charges of infanticide against baby Joshua's father, or to proceed with their investigations into the obviously suspicious deaths of the other two babies.

PRESENTER

And it wasn't that Dr Bonnon, Head of the Institute of Medical and Veterinary Science, didn't try to get rid of Dr Manock almost twenty years earlier... He tried his level best and failed.

The Presenter turns to the screen.

3rd Clip: *4 Corners* 2001 - "Expert" Witness.
36 seconds (18 minutes 10 seconds in)
"By the mid seventies... (through to)... kept his job."

In this Clip we hear that in the mid-seventies a new Forensic Science Centre was built and a decision to appoint a new Chief Forensic Pathologist was made. Dr Jim Bonnon, Head of the Institute of Medical and Veterinary Science (IMVS) stated that his concerns for the lack of competence on the part of Dr Manock had given rise to seeking an alternative Chief Forensic Pathologist.

Dr Manock then engaged the IMVS in a 6-year court battle for wrongful dismissal, at the end of which he was able to keep his job.

PRESENTER

A 6-year fight to erase a mistake... to get rid of South Australia's Chief Forensic Pathologist... And thanks to a court ruling he's now a permanent fixture. (pause) The IMVS didn't like it one little bit... But there was nothing further they

PRESENTER (Cont.)

could do. (pause) Now... you're probably wondering how the incompetence of a man in such a senior government position could possibly have been tolerated from the outset... Well believe it or not this is how it all started.

The Presenter turns to the screen.

4th Clip: *4 Corners* 2001 - "Expert" Witness.
40 seconds (7 minutes 25 seconds in)
"Colin Manock was appointed... (through to)
... was the best applicant they had."

In this Clip we learn that Dr Colin Manock was appointed from Leeds University, UK, by the IMVS as Chief Forensic Pathologist when he was 31 years old and having **no** formal qualifications as a pathologist.

Dr Jim Bonnon states that in spite of Manock's youth and inexperience he was the best applicant they (IMVS) had.

PRESENTER

And this is how you cover your mistake
(pause) four years before you tried to
sack him. (turning to the screen)

5th Clip: *4 Corners* 2001 - "Expert" Witness.
86 seconds (16 minutes 44 seconds in).
"Dr Manock's lack of qualifications... (through
to)... relating to forensic pathology."

In this Clip we learn that Dr Manock's lack of qualifications had become a growing concern for the IMVS. Dr Jim Bonnon would state in court that he tried to encourage Dr Manock to study for his qualifications. He reasoned, "... because we had a man who had no specialist qualifications in a specialist's job, and without that this would have been a severe embarrassment."

Dr David Weedon, Royal College of Pathologists, is forced to admit that Dr Manock was exempted from the usual 5 years of training and 2 major written examinations, and only given a 20 minute oral examination prior to being admitted as a Member of the Royal College of Pathologists of Australia, in 1971. Dr Weedon's reasoning for the fast-tracking of Manock's credentials was because of the seniority of the position held by Dr Manock.

PRESENTER

And what... in all that's just... is this
all about? (indicating the screen at his
back with his head)

6th Clip: 4 Corners 2001 - "Expert" Witness.
45 seconds. (32 minutes 10 seconds in)
"Would this sort of criticism... (through to)
... I'm unaware of those."

In this Clip, Dr David Weedon of the Royal College of Pathologists, is again being interviewed. He states clearly that the College has no authority to withdraw Dr Manock's Membership as a Fellow of the Royal College of Pathologists if there have been **no** adverse Findings concerning his conduct as a pathologist.

When the reporter acquaints Dr Weedon with the facts concerning adverse Findings brought down by Courts, Coroner, and a Royal Commission, he answers, "I'm unaware of those."

Dr Manock's face now fills the screen as the Presenter enters.

PRESENTER

It's that simple... You make a mistake at the outset... You justify your mistake by throwing false qualifications at him... When that doesn't work, you try to sack him... That fails, so you deny any knowledge of his incompetence. And the end result? (pause) You're stuck with a South Australian Chief Forensic Pathologist who continues to botch forensic pathology examinations time and time again... forensic examinations vital to South Australia's criminal justice system... And it wasn't about to stop.

Long pause as the Presenter breaks eye contact and slowly turns his focus to the card table. Presenter's POV. His hand slides a fourth card from the shoe and turns it face up as he places it in the first box under the word, "Backup". The name, "SENIOR CONSTABLE PATRICIA CATHERINE WALKLEY" is printed across the Ace of Clubs. This name dominates the screen and fades.

INT. CORONER'S OFFICE. AFTERNOON. CHENEY/WALKLEY

5

A Dramatized Re-enactment: The words, "Coroner's Office - 3:45 PM - Sunday 20 March 1994" are now printing across the screen as SENIOR CONSTABLE PATRICIA CATHERINE WALKLEY takes the phone from the extended hand of an assistant.

S/C PATRICIA WALKLEY

(beginning to seat herself)

Yes Dr. Cheney, I'm Senior Constable Pat Walkley... police liaison officer attached to the Coroner's Office.

The conversation pauses while text prints across the foot of the screen now showing Dr Cheney only.

TEXT

Dr Kevin Cheney... well-known South Australian haematologist. His daughter Anna-Jane was a high profile lawyer... Family highly respected in South Australia.

The screen now splits. Pat Walkley left. Dr Cheney right. Their names appear at the foot of the screens.

DR KEVIN CHENEY

Senior Constable Walkley?

S/C PATRICIA WALKLEY

That's correct... And Dr Cheney... I'm sorry for your loss.

DR KEVIN CHENEY

Thank you, Senior Constable Walkley... Has a cause of death been established yet?

S/C PATRICIA WALKLEY

Not yet, Dr Cheney. The autopsy hasn't been completed... In fact, it may not have started.

DR KEVIN CHENEY

It's just that my wife and I have some misgivings about all of this... We were never happy about Anna-Jane's relationship with Keogh. (emotional pause) One of the conditions we put to our daughter when we helped finance her home... was that Keogh was not allowed to live in it... But somehow?.. There's just something about him.

Senior Constable Walkley is quick to side with Dr Cheney.

S/C PATRICIA WALKLEY

I know what you mean... I must admit that I was uneasy when I went to the home on Friday night just hours after your daughter died... I mean... sure he was emotional... but I couldn't help feeling that he wasn't the genuine article. You know... Crocodile tears.

DR KEVIN CHENEY

Something's not right... Will Dr Manock be doing the examination?

S/C PATRICIA WALKLEY

I believe so, Dr Cheney.

DR KEVIN CHENEY

(trying to contain his emotions)

Thank God for that. (pause) What I mean is... Dr Manock is a family friend... I trust his professionalism. But I believe he should be aware that Henry Keogh had taken out a life insurance policy on my daughter. (becoming emotional) He's the beneficiary.

S/C PATRICIA WALKLEY

(compassionate)

Dr Cheney!.. You're not serious!

DR KEVIN CHENEY

(composing himself)

It's true alright... And to compound our concerns... my wife and I have reason to believe that he forged Anna-Jane's signature on the policy without her knowing.

The screen pauses as the Presenter enters.

PRESENTER

And yet, long after the second trial of Henry Keogh... Doctor and Mrs Cheney changed their testimony... They swore on oath in a South Australian District Court that their daughter was totally aware... and that she had also authorised Henry to take out another four policies on her life and sign them in her stead. (pause) As a result of this changed testimony Doctor and Mrs Cheney were paid out \$400,000 on one of those policies... They failed to collect on the other four.

As the Presenter moves from view the split screen comes into focus. The screens visibly reverse to the closing words of Dr Cheney's last statement.

DR KEVIN CHENEY

... believe that he forged Anna-Jane's signature on the policy without her knowing.

S/C PATRICIA WALKLEY

Unbelievable!

DR KEVIN CHENEY

However, Senior Constable Walkley... I need you to understand that in no way am I saying he murdered our daughter. (pausing to gain composure) But I am asking that you convey to Dr Manock (pause) to be aware of any circumstances that may arise during his examination which appear to be inconsistent with drowning by natural causes... or should I say, death by misadventure... Please ask Dr Manock to look for anything inconsistent with that possibility.

S/C PATRICIA WALKLEY

I'll certainly pass that on to Dr Manock. In fact, I'll put a call through to him now. He may not have started.

DR KEVIN CHENEY

Thank you, Senior Constable Walkley... much appreciated... Bye now.

S/C PATRICIA WALKLEY
(sympathetic)

Bye, Dr Cheney.

Senior Constable Walkley keeps the receiver to her left ear as she quickly disengages the call with her right hand and immediately proceeds to dial Dr Manock's number.

INT. MORTUARY. AFTERNOON. WALKLEY/MANOCK

6

A Dramatized Re-enactment: Dr Manock (actor) with mouth mask standing over the laid out body of Anna-Jane (appropriately covered). He is about to begin the autopsy when the phone rings. He puts down the scalpel and turns back to answer it, lowering his mask at the same time and removing one glove.

DR COLIN MANOCK

Hello, Manock.

The screen splits into two. Manock left. Walkley right.

S/C PATRICIA WALKLEY

Yes, Dr. Manock... This is Senior Constable Pat Walkley.

DR COLIN MANOCK

Yes, Pat. What can I do for you.

S/C PATRICIA WALKLEY

It might be more of a case of what can you do for Dr Cheney. He's just phoned me in a distressed state...

Dr Manock interrupts.

DR COLIN MANOCK

I can imagine. I've known the Cheney's for years... I witnessed Anna-Jane's legal career go from strength to strength. Wonderful people... and now this. (emotional pause) I think we're all in shock... You were saying, Pat?

The Presenter enters the screen as Dr Manock and Senior Constable Walkley continue **inaudibly**.

PRESENTER

The die is about to be cast... A straight-forward autopsy examination will be turned into a joke within the annals of the South Australian criminal justice system. (pause) In the words of Senior Constable Pat Walkley, "If it wasn't for me, Keogh would have gotten away with it." (pause) Henry Keogh was damned from the start.

The end of the conversation between Dr Manock and Senior Constable Walkley is now audible as the Presenter withdraws.

DR COLIN MANOCK

(shaking his head)

... beneficiary of an insurance policy on her life?

S/C PATRICIA WALKLEY

And he forged her signature!

DR COLIN MANOCK

Alright... Let Dr Cheney know that I'll be on the lookout for anything that may suggest foul play... The Cheney's can be assured that if there's the slightest hint that our Anna-Jane was murdered... I'll pick it up.

S/C PATRICIA WALKLEY

Thanks Colin. I'll pass that on and I'll be in touch if there's any further information you need to know... Bye.

DR COLIN MANOCK

Thank you Pat... Bye for now.

He begins to return the receiver slowly.

INT. TELEVISION STUDIOS. INSURANCE BROKER

7

Again, the frame pauses as the Presenter enters and moves to an INSURANCE BROKER waiting to be interviewed.

PRESENTER

I have with me, Mr Ian Madison... an insurance broker with thirty years experience in the insurance industry. (turning the mike to him) What do you make of this?... Henry Keogh signing his fiancée's name on policies?

INSURANCE BROKER

There's nothing unusual about that. Very often the signature of the insured is applied to various associated documents as a matter of expedience. (pause) Certainly, I would have thought it ludicrous to sign someone's insurance policies and then kill them.

The Presenter raises his hand to prevent any further personal comments.

PRESENTER

At trial, Henry Keogh claimed that while he worked at the bank he was also an insurance agent for each of the five insurance companies... and that all he was doing was keeping his agencies from lapsing... What's your comment on that?

INSURANCE BROKER

Well... if you don't put business through your agencies, you run the risk of forfeiting those agencies... The practice of signing up family and friends has been a long-established practice to keep your agencies alive... I mean... some agents will let those policies lapse as soon as they have time to sign up genuine business... But at least they haven't lost their agencies in the meantime.

PRESENTER

He had also held out to all five insurance companies that Anna-Jane was not insured with any other company.

INSURANCE BROKER

You see... there again as an insurance agent... Henry Keogh would have known that in the event of his fiancée dying... none of those insurance companies would have overlooked that dishonesty... whether he signed her name or she signed it... it doesn't matter. If each insurance company was told there is no policy with other companies... that would have stopped the last four of those five companies paying out... You would have to be stupid to believe otherwise.

PRESENTER

And that's certainly not Henry Keogh... Is there anything else you would like to add?

INSURANCE BROKER

Only that Anna-Jane was a lawyer... And as a lawyer she wouldn't want to be seen to be party to dishonesty. (pause) Help her future husband out... Yes!... But if she was ever

INSURANCE BROKER (Cont.)

challenged she could always legitimately deny having signed the policies.

PRESENTER

Now... on the subject of commission payments to Henry... These insurance policies were taken out between February and April 1993... during the same period that he took out two insurance policies on his own life... One for \$300,000 and the other for \$400,000...

The Presenter is forced to pause as the insurance broker begins to chuckle. He knows from vast experience in the insurance industry exactly where this is heading. The Presenter continues.

PRESENTER

Yes... And as we now know, Henry and Anna-Jane flew to Hong Kong for a holiday in April, immediately after the last of the seven policies was taken out. (pause) How much **advance** commission... in total... would Henry have been paid on \$1,150,000 life cover on Anna-Jane and \$700,000 on himself.

INSURANCE BROKER

Well... At around one point eight million in total... oh... say \$6,000 in advance commissions or thereabouts... Certainly enough in 1993 to pay for their Hong Kong trip... well and truly... Anna-Jane and himself would have been laughing.

PRESENTER

Thank you, Ian, for clarifying the basic reasons for these insurance policies being taken out.

The Presenter now addresses the camera. The interviewee is off-screen.

PRESENTER

Well... there you have it... Two fundamental reasons for taking out those five policies on Anna-Jane's life. (pause) Had to keep those agencies alive... and why not pick up some cash while they were at it... And, of course, we now know that Anna-Jane was

PRESENTER (Cont.)

fully aware of those policies... and had given Henry the 'all clear' to sign them... I mean, why wouldn't she... if an overseas holiday could be had with the man she's going to marry.

The Presenter walks back to the table as he speaks.

PRESENTER

And it's on record that police who attended at the home of Henry Keogh reported "No suspicious circumstances". (pause) It was the phone call made by a grieving father that turned the mind of our Chief Forensic Pathologist.

INT. MORTUARY. AFTERNOON. WALKLEY/MANOCK

8

The background split screen comes into focus. The goodbyes are repeated after the screen visibly reverses.

S/C PATRICIA WALKLEY

Thanks Colin. I'll pass that on, and I'll be in touch if there's any further information you need to know... Bye.

DR COLIN MANOCK

Thank you Pat... Bye for now.

Dr Manock is pensive as he slowly replaces the receiver. Then turning to the autopsy table he raises his mouth mask and takes a fresh glove before walking slowly back. With glove now on, he picks up a scalpel. He stays his hand as he pauses to look at Anna-Jane's face.

DR COLIN MANOCK

(thinking to himself)

Now, Anna-Jane... Let's see what he's done to you.

The screen pauses as the Presenter enters.

INT. TELEVISION STUDIOS. PRESENTER

9

PRESENTER

There is now no possibility that Dr Manock can be impartial... A fellow pathologist and

PRESENTER (Cont.)

personal friend has lost his daughter to tragic circumstances. (pause) The presumption of guilt has been established in his mind. (pause) Dr Manock now sets out to reverse engineer his Findings (pause) Starting with guilt... he now looks for anything that will prove that premise... if only to justify the suspicions of a grieving father. (pause) And that's exactly what happened... Henry Keogh's life was about to become a living nightmare. (pause) You have just seen excerpts of the 4 Corners program which went to air more than ten years ago... Men such as Dr Bob Moles, a former Associate Professor of Law at Adelaide University, have dedicated years of their lives trying to get Henry Keogh a fair trial.

The Presenter begins to indicate the screen at his back. A clip of John Lewis, standing beside his truck, begins.

PRESENTER O.S.

And many South Australians over the years would also have seen this truck being driven through the State... The name of South Australia's current State Attorney-General, John Rau, has recently been added.

Reading time is given as both sides of the truck are shown. A shot of one side of the truck is paused as the Presenter re-enters the screen.

PRESENTER

Yet every attempt to bring justice to the life of Henry Keogh has failed. (pause) And that's what the other 11 cards are all about... And although the final card is one that I know all of us will want to deal... we first need to see what's on the faces of the remaining 11 cards... cards that have already been dealt. (pause) But before we see what lies beneath them, this segment from *Today Tonight* will give us much of the ammunition we need to successfully play the final card.

The camera moves in on the card in the box to the Presenter's left, bearing the question mark.

7th Clip: *Today Tonight* May 2011 - The Case of Henry Keogh.
14 minutes.

This 14-minute program from *Today Tonight* in Adelaide, South Australia, has taken many of the key elements from the Henry Keogh case which have been exposed on *4 Corners*, *60 Minutes*, and previous *Today Tonight* programs.

It is an excellent expose of a gross miscarriage of justice underpinned by Dr Colin Manock. It is an analytical expose relying only on facts, and excellently presented by Graham Archer of Channel 7. A program that will give readers and viewers a thorough overview, a foundation upon which this production, "A Stacked Deck - The Fate of Henry Keogh", will cause all Australians to be incensed by the appalling state of the South Australian criminal justice system.

PRESENTER

Grief can cause all of us to behave in ways that are totally out of character... And so, it would be offensive to Anna-Jane's family for any of us to ask Dr Cheney why he was so quick to release that damaging insurance information to Senior Constable Pat Walkley. (pause) And to add to Dr Cheney's grief, he may have been incensed that his beautiful daughter who had a successful law career was in a (now in a questioning tone) sordid relationship with a man of questionable morality and ten years her senior. (pause) Not the ideal situation for a high profile father revered in the right South Australian circles... And a father who, of his own admission, had an intense dislike of Henry Keogh.

The Presenter now begins to robe.

PRESENTER

But Dr Colin Manock cannot claim grief as the reason for his conduct... We're talking about South Australia's Chief Forensic Pathologist for 27 years (emphasis). (pause) We're talking about South Australia's criminal justice system. (pause) And so each of us must ask questions... and keep asking... But firstly of Dr Manock!..

The Presenter dons his wig and turns to the screen.

INT. PACKED COURTROOM. MORNING

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The courtroom is packed to its entrance. People are standing and jostling to get a clear view of proceedings. Mr Archer QC, Prosecutor, is seated talking to his assistant. Mr Thompson, defence counsel, is also seated waiting for the judge to enter. The murmur from the crowded courtroom subsides as three resounding knocks are heard coming from the side door. The Court Officer stands.

COURT OFFICER

Silence!.. All stand!

On that order the courtroom is hushed. Those seated rise as the door leading to the Bench opens. The judge and his associate enter. The judge takes his position at the Bench. The Prosecutor and defence counsel bow their heads in deference to the judge. The judge responds accordingly then sits. His associate has taken her position in the well of the court.

COURT OFFICER

Be seated please!

PRESIDING JUDGE

Now... It's my understanding Mr Archer...

The Prosecutor stands.

PRESIDING JUDGE

that you wish to examine a number of people associated with the conviction of Henry Keogh... Associations that occurred between March 1994 and now... Is that correct?

PROSECUTOR

Yes, Your Honour.

PRESIDING JUDGE

And that your examination of those people will be heard by...

The judge looks closer at the papers in front of him.

PRESIDING JUDGE

by The Grand Jury of South Australia?

PROSECUTOR

That's correct, Your Honour.

PRESIDING JUDGE

(mocking tone)

And just who or what comprises this so-called... Grand Jury?

PROSECUTOR

Concerned South Australians, Your Honour... supported by an army of Associate Members Australia-wide.

The judge takes the half smart look from his face and surveys his courtroom packed to capacity. Then with a sweeping move of his hand:

PRESIDING JUDGE

And are these... Members of The Grand Jury of South Australia?

PROSECUTOR

Yes, Your Honour... These good people (turning to the body of the court and back). Those who line the streets outside this court... and those whose commitments have prevented them from attending.

PRESIDING JUDGE

Quite a jury... Mr Archer.

PROSECUTOR

Yes, Your Honour... The better part of a million voters... in time.

PRESIDING JUDGE

Is there something you wish me to infer from that remark?

PROSECUTOR

I'm sure Your Honour does not need me to spell that out.

PRESIDING JUDGE

Alright then... I'll leave you and Mr Thompson to examine and cross-examine the people you call... As you understand... in such proceedings it is not for me to intervene... My role is to simply keep order and consider the will of your Grand Jury when proceedings have concluded.

PROSECUTOR

Thank you, Your Honour. (now turning to his right) Mr Thompson... I'll be calling Dr Colin Manock as the first of 13 defendants to be examined... Will you be cross-examining?

MR THOMPSON

Preferably not... But let's see how those cards continue to fall.

INT. PACKED COURTROOM. MORNING. MANOCK**11**

The Prosecutor turns around to call his first defendant.

PROSECUTOR

Dr Colin Henry Manock!

Dr Manock enters the court escorted by two security officers. The words, "All clear... All clear" are heard as they manoeuvre through the crowded aisle. He enters the witness box and remains standing. The bailiff approaches him with a Bible and extends it to him.

Throughout this script Mr Archer QC alternates between Presenter and Prosecutor.

As Presenter we see him take each card from the shoe and place it face up under the headings of The Adelaide Eight and Backup. And as each name is revealed he replaces his wig then reappears in a court packed with Members of The Grand Jury of South Australia.

As Prosecutor he then calls for the person whose name appeared on the card to enter the witness box. His questions are formulated from actual transcripts of trials, appeals, court judgments and medical board rulings. Each question to the accused must elicit answers which are a matter of public record. Hence, each answer damns the accused.

All thirteen accused file through the witness box, at the end of which the Prosecutor formally requests that the Presiding Judge bring down orders firstly in relation to a list of some of the accused and then in relation to the acquittal of Henry Keogh.

INT. PACKED COURTROOM. EARLY AFTERNOON. FINAL ADDRESS (Cont.) 36

PROSECUTOR

Thank you, Your Honour... Now if I could just draw your attention to the notes at the foot of that list... The suggestion there is that it may be more appropriate to bring criminal charges under the Commonwealth Crimes Act and have the accused tried in a Federal Court jurisdiction... In short... try them outside South Australia.

PRESIDING JUDGE

(annoyed)

Yes... I've noted that, Mr Archer...

The Prosecutor steps in before the Presiding Judge has a chance to adjourn proceedings.

PROSECUTOR

And the Application, Your Honour... The Grand Jury of South Australia now requires the Full Court of the Supreme Court of South Australia to comply with decisions of the High Court of Australia, and further... to observe our international human rights obligations in relation to setting aside Henry Keogh's conviction.

The Presiding Judge reads the Application more closely as the Prosecutor continues.

PROSECUTOR

There were 9 major acts of non-disclosure, misleading evidence and procedural irregularity at the final Keogh trial... Any one of which, we charge, obligates the Supreme Court of South Australia to set aside Henry Keogh's conviction... and enter a verdict of acquittal.

The Presiding Judge looks squarely at the Prosecutor and nods knowingly.

PROSECUTOR

We would also ask that this Court of Criminal Appeal be convened by October this year at the latest, Your Honour.

PRESIDING JUDGE

I will note that as well, Mr Archer... I will now adjourn these proceedings... Please await my orders... Grand Jury Application included.

The Court Officer addresses the court.

COURT OFFICER

All stand!.. This court is now adjourned!

The Presiding Judge and his associate leave through the side door as the Prosecutor addresses The Grand Jury.

PROSECUTOR

I'm sure we all know where the Casino is... Staff will direct you to the function room... We'll meet there. Thank you.

Mr Archer QC and Members of The Grand Jury then retire to the Casino Function Room where further cards are turned. This time each card prompts the Prosecutor to discuss the methods that must now be implemented by The Grand Jury to bring about justice for Henry Keogh and all South Australians.

The Prosecutor had earlier expressed that he had little hope of the Presiding Judge bringing down orders satisfying the will of The Grand Jury. It was now up to them.

The six cards upturned spell out a powerful message:

1. "REVOLUTION - Social Media"
2. "EVENTS"
3. "PROTECTION"
4. "PASSIVE COMBAT"
5. "ROYAL COMMISSION"
6. "CRIMINAL CHARGES"

By the time criminal charges against some of the accused have been discussed, emotions are running high. Grand Jury Members can now see positive hope of freeing Henry Keogh, and bringing to account those who have offended against him.

INT. CASINO FUNCTION ROOM. AFTERNOON. CLOSE 43 (pages 159-161)

The Prosecutor's passion for the role of The Grand Jury intensifies.

PROSECUTOR

And while each of us prepares for the possible violation... the ordeal that may

PROSECUTOR (Cont.)

lie ahead... the revolution will go on as more and more South Australians join The Grand Jury... As more and more of us take to the streets in protest... As major events are staged throughout our State increasing everyone's awareness of the crimes that have been committed against us. (pause) We won't just keep this campaign going... We will intensify it the longer Henry Keogh is denied justice.

The room fills with thunderous applause and shouts of endorsement. The Prosecutor bides his time before continuing with no less passion in his voice.

PROSECUTOR

We must be resolute in our drive to bring Henry Keogh's case before a Court of Criminal Appeal... Only there, can his conviction be set aside and a verdict of acquittal be entered.

As the applause begins to build once again, the Prosecutor speaks loudly to clearly articulate the root cause of the injustices which now bind The Grand Jury.

PROSECUTOR

And we must continue to remind ourselves that the abuse of judicial office is a crime more heinous than murder... Judicial office!.. Political office!.. It's all the same... Crimes more heinous than murder.

The Jury is again on its feet. The applause continues for what seems minutes, and as it quietens the golden powerful voice of one Member is heard singing to the tune of "I'll be home for Christmas".

GRAND JURY MEMBER

(singing)

He'll be home for Christmas... He can count on me... He'll have snow and mistletoe...

It has become impossible to control the emotions felt. Others also feel the reflected shame they have been forced to endure and the pain of a man whose life was unlawfully taken from him over 18 years ago. Those who are able to take over the singing, do.

GRAND JURY MEMBERS

... and presents on the tree... Christmas
Eve will find him...

That golden voice now joins in and rises above the rest as unrestrained emotion sweeps through The Grand Jury. Many are weeping uncontrollably.

GRAND JURY MEMBER

(now solo)

where the lovelight gleams... He'll be home
for Christmas... Not only in his dreams.

The Prosecutor takes a moment to regain his own composure, then speaks.

PROSECUTOR

I propose two toasts... The first... that
Our Lord touches the hearts of those on
our Supreme Court Bench and within our
Parliament...

The Prosecutor raises his glass and pauses as others also raise their charged glasses.

PROSECUTOR

To the Hand of Our Lord on their hearts.

THE GRAND JURY

To the Hand of Our Lord on their hearts.

They drink. Again, the Prosecutor pauses before continuing.

PROSECUTOR

That the name Henry Keogh in the State of
South Australia will become synonymous
with a new era of justice... An era that
sees natural justice delivered throughout
the lives of all South Australians... And
in time... all Australians... To Henry
Keogh's release... and justice.

THE GRAND JURY

To Henry Keogh's release... and justice.

They drink.

THE END