

New South Wales Police
POLICE FACTS SHEET

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BAIL CAN

Offender : ALI, Kassem
Address : 67 Banooka Drive
WESTOWN NSW 2928
Nationality : Unknown **D.O.B** : 22/01/1989
Occupation : Unemployed **CNI No.** : 648935226
Co-Accused : SAMULEU, Tee

Seq. No.

Offences

1. Murder SI
Act Crimes Act 1900 NSW
Section 18
2. Armed Robbery with an Offensive Weapon and Wounding SI
Act Crimes Act 1900 NSW
Section 98

ARRESTING OFFICER

Name : SGT ALICIA UNDZILLO
Station : SYDNEY POLICE STATION

INFORMANT

Name : DETECTIVE SENIOR CONSTABLE RYAN ANNING
Station : SYDNEY METROPOLITAN ROBBERY INVESTIGATIONS UNIT

ACCEPTING OFFICER

Name : SGT SHERREE BISSETT
Station : Sydney Police Station
Date : 05/03/2008

COURT

Court Name : Downing Centre Local Court
Court Date : 06/03/2008

WITNESSES

Police Witnesses : 6
Civilian Witnesses : 2

BAIL

Bail Type : Bail Refused

POLICE FACTS SHEET Cont'd
Defendant : ALI, Kassem

ANTECEDENT

The accused Kassem ALI is 19 years of age and has a significant juvenile criminal history, including several counts of Assault, Malicious Damage and a Robbery in Company. He is currently subject to a 2 year Probation Order from Parramatta Children's Court, to expire September 2009. He is known to Police in the local area. He is currently unemployed and lives with his mother and 3 younger siblings.

FULL FACTS

At approximately 9.30pm on the evening of Monday 3 March 2008, the accused ALI attended the premises of his cousin, Leila OSMAN. Also present at that address were OSMAN's boyfriend, Sonny PARISI, and a number of other males.

ALI asked OSMAN if he could borrow her vehicle, a red Holden Commodore Station Wagon, registration plates AU 95 SY.

He then left the premises with three other males. Police believe that one of those males was the co-accused young person, Tee SAMUELU.

At approximately 11.15pm the four males drove to Quickstart Service Station, Bellfield and parked the car in the council car park opposite the service station on Samson Rd.

ALI and the two unknown males entered the service station. The males came to the immediate attention of the store manager, David NOXWELL. They appeared drug affected and he believed that they were taking items off the shelf. One of the males approached the counter and became embroiled in an aggressive argument with NOXWELL over a packet of cigarettes. The 3 males left the premises and returned to the vehicle and left the scene.

NOXWELL reported the incident to Police Assistance Line. However, a vehicle was not sent down as the situation was diffused and NOXWELL indicated that he did not wish to make a statement.

At approximately 11.38pm, the victim, Trey WALLACE, completed an ATM transaction on Carter Street, Westown and walked along Carter Street and turned into Carter Lane to return to his vehicle. He was speaking on his mobile phone at this time to his mother, Anita WALLACE.

POLICE FACTS SHEET Cont'd

Defendant : ALI, Kassem

FULL FACTS Cont'd.

The accused ALI and the other males were believed to be seated in the vehicle on Meadow Street, near the corner of the Laneway at this time.

As the victim walked down the laneway, it is believed that ALI and 2 of the unknown males approached the victim.

The victim was violently assaulted by the offenders, and appears to have been punched and kicked in various parts of the body, before being stabbed in the abdominal region twice.

Two witnesses approached the laneway and saw the 3 offenders standing over the victim and rifling through his pockets as he lay on the ground.

As soon as the witnesses approached, they also saw a fourth young male exit a red Holden Commodore Wagon, which was parked around the corner from the laneway. That male ran to the end of the laneway and yelled out to offenders to alert them that the witnesses were approaching.

Police believe that this fourth male, who was acting as a lookout, was SAMULELU.

One of the males, wearing a black hooded jumper and dark blue jeans, was seen to take the victim's mobile phone and wallet out of his pockets. One of the other males, wearing a white hooded jumper with distinctive black writing on the left sleeve, was seen to be holding a knife at this time.

Whilst this was occurring, the accused ALI was standing over the victim and was heard shouting "you got him, you got him bro, lets go".

The four offenders then entered the vehicle and drove away from the scene.

SAMUELU is believed to have been driving at this stage.

An ambulance attended the scene at 11.52pm and conveyed the victim to Milford Hospital. He had a 4 cm wound in his abdomen, puncturing his liver and lower bowel.

On arrival at the hospital, the victim was in a critical state suffering from hypovolemic shock, with extensive internal bleeding. He went through 5 hours of surgery to stem the bleeding and repair organ damage and was temporarily stabilised.

POLICE FACTS SHEET Cont'd

Defendant : ALI, Kassem

FULL FACTS Cont'd.

He also had a fractured femur, several fractured ribs and multiple bruises, cuts and abrasions consistent with a violent assault.

Detectives from Sydney Local Area Command began immediate investigations and cross-linked the incident at the Quickstart Service Station to the offence.

They attended the service station and obtained a statement from Mr NOXWELL and accessed CCTV footage from inside the store, which clearly showed the 3 suspects to be matching the description witnesses gave of the offenders.

Police obtained further CCTV footage from the car park opposite the service station, which clearly shows the males entering the Red Commodore Wagon registration plates AU 95 SY.

On Tuesday 4 March 2008, police attended the premises of the registered owner of that vehicle and spoke to the owner, Leila OSMAN.

OSMAN nominated ALI as the driver of the vehicle at the time of the offence.

Further investigations took place in an attempt to identify the other unknown male offenders.

At 3.30pm Wednesday 5 March 2008, ALI was arrested and conveyed to Sydney Police Station. He was offered an opportunity to get legal advice, but declined. He was cautioned of his right to silence, and other rights in police custody and elected to be interviewed by Police.

In his interview, ALI admitted being present during the offence, with knowledge that what was taking place was an Armed Robbery. He admitted that he was actively involved in the sense of "backing up" the co-offenders.

ALI admitted knowing that one of the co-accused was armed with a knife.

ALI confirmed that SAMULELU was one of the males present during the offence, though insisted that SAMUELU remained in the vehicle the entire evening, a fact which is inconsistent with independent witness statements and police believe to be untrue.

POLICE FACTS SHEET Cont'd

Defendant : ALI, Kassem

FULL FACTS Cont'd.

The co-accused SAMULELU was arrested at 9.05 pm at Westtown Oval Rugby Leagues Club and conveyed to Sydney Police Station. A search warrant was executed on his house at 32 Stramore Street, Leeton, and a white hooded jumper with the black wording "Conspiracy" was located in his bedroom.

The jumper matches that worn by the unknown male who stabbed the victim, and was marked with red coloured stains which the police believe to be blood. Police believe that SAMUELU swapped clothes with this unknown co-offender just prior to the offence, as SAMUELU is seen on CCTV to be wearing that jumper earlier in the evening in the service station car park.

The accused ALI, and the young person SAMUELU, were initially to be charged with *Armed Robbery with Wounding*.

However, upon the death of the victim, both ALI and SAMULELU have been charged with *Murder*.

Police are seeking that bail be refused due to the seriousness of the offence, the strength of the evidence, and the likelihood that each of the offenders will face a lengthy custodial sentence.