

MinterEllison

16 October 2019

Mr Adam Ockwell
Director, Compliance
Victorian Commission for Gambling and Liquor Regulation
Level 3, 12 Shelley Street
RICHMOND VIC 3121

Dear Mr Ockwell

VCGLR - China Investigation - next steps and contact details

We refer to your letters dated 23 September 2019 and 9 October 2019.

In relation to your reference to Ms Jenny Jiang, you may have seen Crown's public response to the effect that Ms Jiang was a junior staff member in China whose objectivity is open to question given that, following her 1 month detention, she demanded compensation from Crown of more than 50 times her annual salary.

In relation to your footnote reference to the interlocutory decision in the class action to relieve the former staff from their confidentiality obligations to Crown to the extent necessary to permit contact by the applicant's lawyers, we note that this decision is under appeal. Argument on the appeal has been heard and the appeal judgment is awaited.

Attached is a spreadsheet of the contact details of the 17 former staff listed in your letter of 9 October 2019.

Each of these former staff members owes duties of confidentiality to Crown. Prima facie, they will be in breach of those obligations by discussing matters to do with their former employment.

As with other former staff, Crown is prepared to waive these obligations of confidentiality to the extent necessary for them to respond to the VCGLR's inquiries of them, should they elect to do so, providing that Crown is involved in all discussions with them. This is necessary, *inter alia*, to protect Crown's claim to legal professional privilege in relation to any advice it obtained to which the former staff may have been privy.

We are happy to discuss the logistics of managing this and making contact with any of these individuals (who, we observe, do not have English as their first language and some of them speak little or no English at all).

Finally, we note the reference in your first letter to the possibility of a substantially revisited and potentially revised internal VCGLR report. We refer in this regard to our letter dated 26 June 2019 to Mr Scott May. We seek the opportunity to further discuss with you and Mr May what further steps might be contemplated once any further investigations are completed.



Yours faithfully
MinterEllison

A handwritten signature in blue ink, appearing to read 'R Murphy', with a large, stylized flourish at the end.

Richard Murphy
Partner

Contact: Richard Murphy [REDACTED]

OUR REF: RDM 1147099