

BETWEEN:

TRISTAN KAY CASTLE  
Appellant

and

THE QUEEN  
Respondent



10

### APPELLANT'S CHRONOLOGY

#### Part I: Certification

This chronology is in a form suitable for publication on the internet.

20

#### Part II: Chronology

Date	Time (24H)	Event	Reference
00.11.12		In November 2012 McDonald lost the house he owned and that he and Castle had been living in to the bank.  Castle ceased living with him and moved into her mother's house.	Castle T2197
00.12.12		Just before Christmas 2012, Castle and McDonald had separated as a couple.	Castle T2200
21.01.13		Castle regarded her relationship with McDonald as over.	Castle T2207
00.01.13		At around the end of January 2013, Castle commenced a relationship with Bucca.	Castle T2225
31.01.13		The house which Gange and Bucca were renting at Sapphire Court, Highbury was broken into and items of property stolen.  Castle saw McDonald driving a car with a trailer on it near the house, just before she and Bucca arrived there and found it had been broken into.	Castle T2241-2243

Date	Time (24H)	Event	Reference
31.01.13	19:09	A text message was sent from Bucca's usual mobile phone to a mobile phone used by James Bristow – <i>"Hey let Adrian no, he might have got the trailer back but he still owes me a 1000 N I want it soon"</i> .	Exhibit P15, entry 226
	19:26	A text message was sent from Bucca's usual mobile phone to a mobile phone used by McDonald – <i>"U steal my shit n cant ansa phone, u dog piece a shit"</i> .	Exhibit P15, entry 230
	19:58	The above text message (entry 230) was forwarded from McDonald's mobile phone to Castle's usual mobile phone.	Exhibit P15, entry 237
01.02.13	00:23	A text message was sent from Gange's usual mobile phone to McDonald's mobile phone – <i>"I'm coming to get my stuff back Cunt n u can tell George that what ever u get he will be getting the same so that will make too dogs felt with"</i> .	Exhibit P15, entry 259
02.02.13	17:30-18:30	<p>Castle, Bucca, Gange and M have a conversation whilst sitting at a table in the back yard of M's home.</p> <p>M said Castle said she was going to arrange to meet McDonald with Bucca, by suggesting she would engage in some form of sexual activity with McDonald. M said Bucca called McDonald a dog.</p> <p>Castle denied she had made the comments M attributed to her and said she talked about arranging to meet McDonald to sort out her furniture. There was no mention Bucca would be with her. Castle denied hearing Bucca call McDonald a dog</p>	<p>M T1322-1327, T1367, T1443-1444</p> <p>Castle T2254-2255, T2310</p>
	18:16-18:30	Castle used her usual mobile phone to call a number of McDonald's friends.	<p>Exhibit P15 entries 320-323, 327</p> <p>Castle T2251- 2253</p>
	18:31	A text message was sent from McDonald's mobile phone to Castle's usual mobile phone - <i>"What do you want"</i> .	Exhibit P15, entry 330

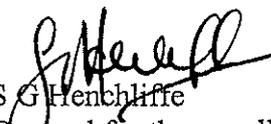
Date	Time (24H)	Event	Reference
02.02.13	18:32	A text message was sent from Castle's usual mobile phone to McDonald's mobile phone - " <i>I wont to come talk.</i> "	Exhibit P15, entry 331
		After this, a series of text messages and telephone calls were exchanged between Castle's usual mobile phone and McDonald's mobile phone about arranging a meeting (not all of these have been included in the chronology) – refer to Exhibit P15.	
	20:07	A text message was sent from McDonald's mobile phone to Castle's usual mobile phone – " <i>ok I meet car wash bunnings</i> " [this was the carwash where McDonald was shot]	Exhibit P15, entry 376
	21:25	Bucca's usual mobile phone calls Gange's usual mobile phone.	Exhibit P15, entry 387
03.02.13	01:18	A text message was sent from Bucca's usual mobile phone to Gange's usual mobile phone – " <i>Can u plz bring sum alen keys with u plz</i> ".	Exhibit P15, entry 418
	01:50	CCTV shows McDonald arrive at the carwash in his car. Castle does not arrive. McDonald drives away.	Exhibit P7
	01:52	A text message was sent from Castle's usual mobile phone to McDonald's mobile phone – " <i>Running xOx</i> "	Exhibit P15, entry 422
	02:05	A text message was sent from McDonald's mobile phone to Castle's usual mobile phone – " <i>How long</i> "	Exhibit P15, entry 425
	03:50	CCTV shows Bucca and Gange arrive at James Bristow's house at Cadell Court, Hope Valley, where they remained until 4:50 am.  They both told Bristow they were looking for an allen key and asked about the whereabouts of McDonald.	Exhibit P12  Bristow T1586
	04:50	CCTV shows Bucca and Gange leave James Bristow's house at Cadell Court, Hope Valley.	Exhibit P12
	05:01	A text message is sent from Castle's usual mobile phone to James Bristow's mobile phone – " <i>Did jas leave any keys at yours</i> ".	Exhibit P15, entry 447

Date	Time (24H)	Event	Reference
03.02.13	05:05	A call was made from Gange's usual mobile phone to the number used by a friend of his, Matthew Grace, and it was relayed through the Hope Valley mobile phone tower.	Exhibit P20
	05:09-05:49	Communication records and telephone "registration" records for this period for Castle's and Bucca's usual mobile phones record that they were relayed through the Hope Valley, Para Vista, Para Hills West (close to the carwash), Walkley Heights, Gillies Plans, Modbury and Para Vista South towers.	Exhibit P15
	05:14	A call made from Gange's usual mobile phone was relayed through the Klemzig mobile phone tower.	Exhibit P20
	05:38	CCTV shows McDonald arrive at Bristow's house at Cadell Court, Hope Valley	Exhibit P12
	05:49	A call from Bucca's usual mobile phone was relayed through the Modbury tower.	Exhibit P15, entry 469
	05:59	<p>A text message is sent from Castle's usual mobile phone to McDonald's mobile phone – "<i>Just got out been locked up half the night I can come meet you now</i>".</p> <p>A series of texts are exchanged between the same mobile phones between then and 6.06 am.</p>	<p>Exhibit P15, entry 472</p> <p>Exhibit P15</p>
	06:07	<p>Castle calls McDonald on her usual mobile phone and speaks to him for 123 seconds. They arrange to meet at the Big Bucket Carwash.</p> <p>Gange tells Castle he is coming with her to meet McDonald. He says wants to catch up with McDonald to get his things back, namely the computer and fridge McDonald had taken. Gange appeared in a good mood.</p>	<p>Exhibit P15, entry 487</p> <p>Castle T2780- 2782</p>
	06:20	CCTV shows McDonald leave Bristow's house at Cadell Court, Hope Valley.	Exhibit P12
	06:20	CCTV shows Castle's mother's car drive into and stop at the carwash. It was common ground that Castle was driving the car.	Exhibit P7

Date	Time (24H)	Event	Reference
		<p>CCTV shows Castle gets out from the driver's seat on three occasions, on two of which she goes to the boot area of the car.</p> <p>A witness Gitta Thielke saw Castle at the open boot of her car doing something with her hands inside the boot. The witness did not see into the boot.</p> <p>The CCTV footage and Thielke's evidence was consistent with Castle's evidence.</p>	<p>Thielke T1161, T1168, T1202</p> <p>Castle T2284-2287</p>
03.02.13	06:25	<p>Communications records suggest calls are made from Gange's usual mobile phone to Bucca's usual mobile phone and from Gange's usual mobile phone to Castle's usual mobile phone (but it is not answered).</p>	<p>Exhibit P15, Exhibit P20</p>
	06:25	<p>Communications records also suggest that two short calls were made from Bucca's usual mobile phone to Gange's usual mobile phone, which are relayed through the Para Hills West tower.</p>	<p>Exhibit P15</p>
	06:30	<p>CCTV shows McDonald's car arrive at the Big Bucket Carwash.</p>	<p>Exhibit P7</p>
	06:32	<p>A text message was sent from McDonald's mobile phone to Castle's usual mobile phone - <i>"I'm next to you"</i>.</p>	<p>Exhibit P15, entry 502</p>
	06:33	<p>A text message was sent from Castle's usual mobile phone to McDonald's mobile phone - <i>"I'm not getting out of the car, it's cold"</i>.</p>	<p>Exhibit P15, entry 504</p>
	06:33	<p>Gange's usual mobile phone calls McDonald's mobile phone but the call is not answered.</p>	<p>Exhibit P20</p>
	06:34	<p>Gange's usual mobile phone calls Castle's usual mobile phone for a 64 second call, which is relayed through the Klemzig tower.</p>	<p>Exhibit P20</p>
	06:36	<p>CCTV footage shows that McDonald gets into the car Castle is sitting in.</p> <p>The CCTV footage shows that after 30 seconds the car drives away, then stops, then drives off, and</p>	<p>Exhibit P7</p>

Date	Time (24H)	Event	Reference
		McDonald's body is then visible where the car had been stopped.  The occupants of the car and what happens inside the car cannot be seen on the CCTV footage.  The ballistic evidence proved 3 shots were fired.	
03.02.13	06:43	The first police officers arrive at the Big Bucket Carwash, having been tasked to attend there	Roberts T1086
	06:44	A text message was sent from Castle's usual mobile phone to McDonald's phone - " <i>Had to leave the kids got up, I will call you later on n, we can meet up to talk</i> ".	Exhibit P15, entry 507
	15:30	Bucca tell Detective Georg that he was with Castle for 95% of the previous 24 hours.  By this time Castle has been arrested.	Georg T2053-2054

29 June 2016

  
S G Henchcliffe  
Counsel for the appellant

10

Telephone: (08) 8213 6400  
Facsimile: (08) 8231 5295  
Email: [shenchcliffe@edmundbartonchambers.com.au](mailto:shenchcliffe@edmundbartonchambers.com.au)