

BETWEEN:



DANIEL JEFFEREY SIO
Appellant

and

THE QUEEN
Respondent

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APPELLANT'S CHRONOLOGY

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

Part II:

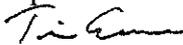
Date	Event	Appeal Book Reference
Late 2011 or early 2012	The appellant allegedly spoke to his friend, Ms Gaudiosi, about doing a robbery at the brothel where she worked.	
Early October 2012	Mr O'Hare allegedly had a conversation with the appellant and Ms Coffson about a brothel they planned to rob.	
Mid-October 2012	Mr Filihia and his partner moved into the Carss Park Motel.	
On or around 21 October 2012	A knife and balaclava owned by Mr O'Hare and kept in a television cabinet in the lounge room at Ms Coffison's house disappeared.	
23 October 2012	In the morning, Ms Coffison saw Mr Filihia at Hurstville. Mr Filihia told her to pass on a message to the appellant that he was living at the Carss Park Motel.	

24 October 2012	<p>At around 5am, the appellant drove with Ms Coffison to Carss Park Motel. Mr Filihia and his girlfriend got into the car. Everyone smoked ice for well over an hour, during which time Mr Filihia's girlfriend left the car.</p> <p>The appellant allegedly told Mr Filihia that he was going to see a guy at Cronulla and then rob a brothel. Mr Filihia alleged said he wanted to commit the robbery. The appellant then took off from the motel and drove towards Clyde.</p>	
24 October 2012	<p>The appellant allegedly dropped Ms Coffison and the co-offender at a park, returning approximately 5 minutes later and gave clothes to the co-offender.</p>	
24 October 2012	<p>Once at the street where the brothel was, the appellant reversed into a factory driveway, stopped the car and turned the engine off. The appellant allegedly gave Mr Filihia a layout of the inside of the brothel, a knife, and instructions on what to do. Mr Filihia walked towards the brothel.</p>	
24 October 2012	<p>Mr. Filihia entered the brothel and spoke to Mr Gaudry. He asked Mr Gaudry to hand over the money. When Mr Gaudry said no, he pulled out the knife. There was an altercation, during which the co-offender stabbed Mr Gaudry. The co-offender took the money and ran out to the car, at around 5.40am.</p>	
24 October 2012	<p>During the robbery, the appellant moved the car. When the co-offender exited the brothel, the appellant drove up to him. The co-offender jumped into the car and drove off.</p>	
24 October 2012	<p>At around 6.35pm, Mr Filihia reported to the Hurstville police station. He was arrested and interviewed by police.</p>	
24 October 2012	<p>Ms Coffison said that in the evening, she took a plastic bag from the appellant's car, which the appellant put some things into. Once home, Ms Coffison put the bag into her wardrobe without looking into it.</p>	
25 October 2012	<p>Mr Filihia was again interviewed by police, provided a supplementary statement, and participated in an identification parade.</p>	

26 October 2012	Ms Coffison gave two interviews. After being given an inducement that no information given by her would be used against her, she said she had given a false account in her first interview.	
26 October 2012	The appellant was arrested.	
30 October 2012	Ms Coffison contacted police, claiming to have found the knife and a balaclava in a plastic bag in her wardrobe. Police attended and conducted a walkthrough of her house.	
March 2013	Ms Gaudiosi brought a writing pad containing a drawing of a plan of the brothel at Clyde and other handwriting which she recognized as having been done by the appellant to the police.	
27 March 2013	The appellant was granted bail.	
24 April 2013	The appellant's sentence was backdated to commence on this date.	
2 August 2013	The co-offender pleaded not guilty to murder and armed robbery with wounding.	
9 September 2013	The Crown sought a ruling on the <i>voir dire</i> that the co-offender's two ERISPs of 24 and 25 October 2012, and two statements of 25 October 2012 be admitted.	
10 September 2013	Adamson J ruled that Mr Filihia's ERISPs and statements be admitted: <i>R v Sio</i> [2013] NSWSC 1412.	
10 September 2013	The appellant was indicted on one count of murder, and one count of armed robbery with wounding.	
10-18 September 2013	The appellant was tried by a jury on both counts.	
13 September 2013	The trial judge refused the appellant's application that a subpoena be issued to Mr Filihia to attend to give evidence in the proceedings: <i>R v Sio (No 5)</i> (2015, NSWSC, Adamson J unreported).	
16 September 2013	Adamson J ordered Mr Filihia to attend Court on 17 September 2013 to give evidence: <i>R v Sio (No 2)</i> [2013] NSWSC 1413	

23 September 2013	The appellant was found not guilty of murder and guilty of armed robbery with wounding.	
28 November 2013	Sentence proceedings before Adamson J.	
12 December 2013	The appellant was sentenced to 10 years, with a non-parole period of 7 years and 6 months, dating from 24 April 2013: <i>R v Sio</i> [2013] NSWSC 1872	
24 October 2014	The appellant filed his Notice of Appeal against conviction.	
5 March 2015	Hearing in the NSW Court of Criminal Appeal.	
31 March 2015	Decision of the NSW Court of Criminal Appeal handed down.	
20 November 2015	The appellant applied for special leave to appeal from the judgment of the Court of Criminal Appeal.	
11 March 2016	Special leave to appeal against the judgment of the Criminal Appeal was granted by Bell and Gordon JJ.	
24 October 2020	The appellant's non-parole period expires.	
12 December 2023	The appellant's sentence expires.	

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