



**QUEENSLAND POLICE SERVICE  
STATEMENT OF WITNESS**

QP 125  
02/05  
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Statement No.:		Date: 05/04/2005
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**Statement of:**

Name of witness:	Adam Lindsay WHITE	Date of birth:	19/5/1976	Age:	29
Occupation:	Customer Service Manager				

**Police officer taking statement:**

Name of police officer:	Gary Colin CAMPBELL	Rank:	Det. Sgt.	Reg. No.:	6690
Region/ Command/ Division:	Northern Region	Station:	Mundingburra Criminal Investigation Branch		

Adam Lindsay WHITE states:

I am the Customer Service Manager at Oceanic Australia. Oceanic Australia is a subsidiary of Oceanic America, which is based in San Leandro, California, America. The Australian business premise's is situated at 123 Hotham Road, Sorrento, Victoria. Oceanic in part sell, maintain and repair a wide range of scuba diving related products. This includes dive computers. A dive computers role in part and depending on the model provides the wearer of the dive computer information on current depth, time underwater, ascent rates and previous dive profiles.

I have been employed with Oceanic Australia since January 1992. One of my duties is the repair and maintenance of dive computers. I have been repairing and maintaining dive computers since 1992. I have in the last 13 years repaired and maintained a wide variety of dive computers including the Oceanic Data Trans and Versa dive computers. I have completed a series of courses and refresher courses in Australia and America in relation to the maintenance and repair of Oceanic dive computers. I am qualified to instruct diving retailers and scuba equipment technicians in the maintenance and repair of dive computers. I believe I am one of the most experienced and qualified scuba equipment technicians in Australia.

During September and October 2004 I spoke with Detective Sergeant CAMPBELL of the Mundingburra Criminal Investigation Branch on several occasions. CAMPBELL outlined that he was investigating the death of Tina Mae THOMAS @ WATSON. CAMPBELL outlined that Tina Mae THOMAS @ WATSON had died while diving near or in the vicinity of David Gabriel WATSON. I have never met or communicated with either of these two persons.

On the 1<sup>st</sup> of November 2004 Detective Sergeant Gary CAMPBELL attended to our business premises at Sorrento, Victoria.

On this occasion CAMPBELL handed me an Oceanic – Data Trans dive computer. This dive computer bore the serial number Y01390 107 and was in a plastic bag which contained an exhibit tag. This exhibit tag in part bore the number of A837197.

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On this occasion CAMPBELL also handed me an Oceanic – Versa dive computer. This dive computer bore the serial number I03817 and was in a plastic bag which contained an exhibit tag. This exhibit tag in part bore the number of A837198.

CAMPBELL requested certain testing of the dive computers. This testing included pressure and time testing of the dive computers and a general examination.

CAMPBELL also requested the downloading of the dive profiles on the dive computers if this could be achieved. I had previously explained to CAMPBELL that the down loading of the Data Trans was quite likely. However I also outlined that the Versa was an old model and was probably not down loadable with the equipment and computer programs I had access to in Australia.

I was requested to record my testing and advised that such testing and the results could be utilised in a court at a later time and date. When CAMPBELL left that day I retained possession of these dive computers. Until the 4<sup>th</sup> of November 2004 these dive computers were either in my physical possession or retained and secured within the premises of Oceanic Australia, Sorrento, Victoria.

I spoke with CAMPBELL on the 3<sup>rd</sup> day of November 2004 however I had not completed the required examinations and requested further time.

On the 4<sup>th</sup> of November 2004 CAMPBELL returned to our business premises at Sorrento, Victoria. I returned to CAMPBELL the Oceanic – Data Trans dive computer, serial number Y01390 107. This dive computer was contained in a plastic bag which contained an exhibit tag. This exhibit tag in part bore the number of A837197.

I also handed CAMPBELL the Oceanic – Versa dive computer, serial number I03817. This dive computer was in a plastic bag which contained an exhibit tag. This exhibit tag in part bore the number of A837198.

In relation to the Data Trans Dive Computer I can say the following. The Oceanic – Data Trans dive computer was set to record the depth increments in Imperial measurement. (I did change the depth recording on the Data Trans dive computer to metric for the purposes of testing) The Oceanic – Data Trans dive computer was showing **incorrect real time and real date** however the recorded time in increments was found to be **accurate**. This is to say that if the Oceanic – Data Trans dive computer was pressure tested for ten minutes for example the unit did record as being pressure tested for a period of ten minutes.

When the Oceanic – Data Trans dive computer was tested it was not displaying a low battery signal and the battery was in correctly. I can say that the battery within the Oceanic – Data Trans dive computer is a 3.6 volt half AA lithium “TADRIAN” battery. This battery is a commercially available dive computer battery in America. However the Australian equivalent will not fit into this model of dive computer due to the thickness of the outer casing being thicker than the American battery. This peculiarity is limited to a few models including this one. In effect if the battery ran flat in Australia a replacement battery would be highly unlikely to be available commercially within Australia. If this model of dive computer is forwarded to our company for repair or maintenance we have to obtain a replacement battery from America if we do not have any in stock.

The actual battery in the Oceanic – Data Trans dive computer also **appears to be the original battery**.

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I can say that if the battery of the Oceanic – Data Trans dive computer was in back to front that the unit would not operate. The Oceanic – Data Trans dive computer would not display or record any information. The Oceanic – Data Trans dive computer would not give off any warning signals of any sort. The Oceanic – Data Trans dive computer also would not receive any information from the transmitter on the gas bottle as to air pressure within the gas bottle.

On viewing the rear of the unit there are a series of screws which in part seal the rear of the unit. This is opposed to the actual battery compartment. There does not appear to have been any attempt to remove the rear of the unit as the screws have no scratch marks on them and the integrity seal is still in place.

I pressure tested the Oceanic – Data Trans dive computer every ten (10) metres to a depth of sixty (60) metres. I found the Oceanic – Data Trans dive computer to be 100% accurate in it's readings and recordings of depth, time and ascent rate when compared to two Versa dive computers (not the Versa unit handed to me by CAMPBELL) and the master gauge utilised at our premises. The master gauge is a ??????????????????

From the recorded information within the Oceanic – Data Trans dive computer I can say that this Oceanic – Data Trans dive computer has been utilised for a total of 54 recorded dives. The longest dive was for 55 minutes and the maximum depth was to 138 feet.

**I AM NOW ABLE TO PRODUCE THE DIVE HISTORY OF THE OCEANIC – DATA TRANS DIVE COMPUTER TENDERED AND MARKED EXHIBIT NUMBER.....**

I was able to download the dive profiles of the Oceanic – Data Trans dive computer. I have been able to produce these dive profiles in a printed format. The first two documents is a Personal Dives Listing. It is divided into a series of columns that lists in part the date, time, dive number, maximum depth, minimum temperature, ascent rate, and time underwater. The first entry on the first page records the last recorded dive. However the four most recent recorded dives of the Oceanic – Data Trans dive computer has the date listed for various dates in 1999.

By removing the battery from the Oceanic – Data Trans dive computer the dates on subsequent dives will revert to the original factory settings. These factory settings for the dates and times are recorded on the last four dives. This information tells me that the battery of the Oceanic – Data Trans dive computer has been removed prior to the last four dives. I can not comment on the reason as to why the battery was removed from the Oceanic – Data Trans dive computer.

**I AM NOW ABLE TO PRODUCE THOSE PERSONAL DIVES LISTING TENDERED AND MARKED EXHIBIT NUMBER.....**

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For the most recent recorded dive of the Oceanic – Data Trans dive computer I am able to produce two documents. The first page is the dive data. It lists in part the date of 01/01/1996 and the start time of 00:13am. These are the factory settings and not the true dates of the actual dive. However from their placement in the recorded information of the Oceanic – Data Trans dive computer I can say that this is the last and the most recent recorded dive profile.

The information reflects the underwater time of seven (7) minutes with a maximum depth of fifty-four (54) feet.

The second page is a graph showing the approximate overall dive profile which reflects the changes in the dive profile in ten foot increments.

**I AM NOW ABLE TO PRODUCE THE DIVE DATA AND THE DIVE PROFILE GRAPH  
TENDERED AND MARKED EXHIBIT NUMBER.....**

For the second most recent recorded dive of the Oceanic – Data Trans dive computer I am able to produce two documents. The first page is the dive data. It lists in part the date of 01/09/1996 and the start time of 11:56am. These are the factory settings and not the true dates of the actual dive. However from their placement in the recorded information of the Oceanic – Data Trans dive computer I can say that this is the second last most recent recorded dive profile.

The information reflects the underwater time of less than one minute with a maximum depth of six (6) feet.

The second page is a graph showing the approximate overall dive profile which reflects the changes in the dive profile in ten foot increments however with the profile reflects a dive profile of less than ten feet.

**I AM NOW ABLE TO PRODUCE THE DIVE DATA AND THE DIVE PROFILE GRAPH  
TENDERED AND MARKED EXHIBIT NUMBER.....**

For the remainder of the recorded dive of the Oceanic – Data Trans dive computer I am able to produce two documents for each dive profile. The first page is the dive data. The second page is a graph showing the approximate overall dive profile which reflects the changes in the dive profile in ten foot increments or less depending on the nature of the recorded dive.

**I AM NOW ABLE TO PRODUCE THAT DIVE DATA AND THE DIVE PROFILE GRAPH'S  
TENDERED AND MARKED EXHIBIT NUMBER.....**

In relation to the Oceanic – Versa dive computer I can say the following. The Oceanic – Versa dive computer is a more basic model than the Data Trans dive computer that records depth and time underwater and provides advice on decompression. I was not able to down load dive profiles from the Oceanic – Versa dive computer onto a printed format. I do not have the facilities, computer and computer programs to disassemble the Oceanic – Versa dive computer and access the information if it is accessible. If the information is accessible it would probably only be possible to do such an examination at the Oceanic parent facility in San Leandro, California, America.

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CONTINUED STATEMENT OF Adam Embrey  
The Oceanic – Versa dive computer was set to record the depth increments in Imperial measurement. (I did change the depth recording on the Versa dive computer to metric for the purposes of testing) The Oceanic – Versa dive computer was showing incorrect real time however the recorded time in increments was found to be accurate. This is to say that if the Oceanic – Versa dive computer was pressure tested for ten minutes for example the unit did record as being pressure tested for a period of ten minutes.

When the Oceanic – Versa dive computer was tested it was not displaying a low battery signal and the battery was in correctly. I can say that the battery within the Oceanic – Versa dive computer is a “Sony” battery. This battery is a commercially available dive computer battery in America and Australia.

The actual battery in the Oceanic – Versa dive computer also appears to be the original battery.

On viewing the rear of the unit there does not appear to have been any attempt to remove the rear of the unit as the tamper proof integrity seal is still in place.

I pressure tested the Oceanic – Versa dive computer every ten (10) metres to a depth of sixty (60) metres. I found the Oceanic – Versa dive computer to be 100% accurate in its readings and recordings of depth, time and ascent rate when compared to two other Versa dive computers and the master gauge utilised at our premises. The master gauge is a ??????????????????

From the recorded information within the Oceanic – Versa dive computer I can say that this Oceanic – Versa dive computer recorded a series of nine (9) dive logs.

The last and most recent recorded dive log recorded a depth of eighty-nine (89) feet for a total time underwater of ten (10) minutes.

The second last recorded dive log recorded a depth of twenty-six (26) feet for a total time underwater of thirty-three (33) minutes.

The third last recorded dive log recorded a depth of twenty-eight (28) feet for a total time underwater of fifteen (15) minutes.

The fourth last recorded dive log recorded a depth of twenty-three (23) feet for a total time underwater of seventeen (17) minutes.

The fifth last recorded dive log recorded a depth of thirty (30) feet for a total time underwater of eleven (11) minutes.

The sixth last recorded dive log recorded a depth of thirty (30) feet for a total time underwater of fifteen (15) minutes.

The seventh last recorded dive log recorded a depth of seven (7) feet for a total time underwater of three (3) minutes.

The eighth last recorded dive log recorded a depth of seven (7) feet for a total time underwater of three (3) minutes.

The ninth last recorded dive log recorded a depth of seven (7) feet for a total time underwater of seven (7) minutes.

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I made hand written notes of my testing and observations.

I AM NOW ABLE TO PRODUCE THOSE HANDWRITTEN NOTES  
TENDERED AND MARKED EXHIBIT NUMBER.....

Adam Lindsay WHITE

**Oaths Act Declaration**

**OATHS ACT 1867 (DECLARATION)**

I .....Adam Lindsay WHITE..... do solemnly and sincerely declare that:

- (1) This written statement by me dated /4/2005 and contained in pages numbered 1 to 6 is true to the best of my knowledge and belief; and
- (2) I make this statement knowing that if it were admitted as evidence, I may be liable to prosecution for stating in it anything I know to be false.

and I make this solemn declaration conscientiously believing the same to be true and virtue of the provisions of the Oaths Act 1867 .

.....Signature

Taken and declared before me at Sorrento, Victoria

this.....day of .....April.....2005....

Witness .....

- Justice of the Peace /
- Commissioner of Declarations
- Other (Please State) .....