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2024 Cluedunnit Kids Brief of Evidence

*Scenario created by Mrs Claire Rossi, Barrister and Solicitor,
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Overview

On 13 October 2023, the annual Amber College sports carnival was taking place.

Towards the end of the day, before the Obstacle Race, Ms Ruby Redd heard a scream. She turned around and saw Lily White standing there in her socks wiping what looked like tomato sauce off her face. It was all over her face and her green Monet faction shirt.

Ms Redd also saw three other students near her; Olive Green, Skye Blue and Jhett Black. Two of them were laughing. They were all wearing red Rembrandt faction shirts.

Lily told Ms Redd that one of her sneakers had been stolen. She told Ms Redd that she was looking for her other sneaker in her bag when someone called out her name. Lily said that as she turned around to see who was calling out to her, she had tomato sauce squirted into her face and onto her shirt. She couldn't see who had done it, because it was so sudden and unexpected and the sauce had covered her glasses, but Lily had heard laughing.

Ms Redd took Lily to student services and called her parents.

When Lily's parents arrived at the school, they informed Ms Redd that they had reported the incident to the Police. Lily and her parents were very upset.

Sergeant Shelby Court and Constable Misty Gray attended the scene and identified three Amber College students as suspects: Olive Green aged 15, Skye Blue aged 14 and Jhett Black aged 15.

After being cautioned, the three juveniles were taken to the Amber Police Station for questioning.

The WA Police need your assistance to identify the prime suspect who will be charged with the following offences (Note: Only one of three suspects will be charged and s/he will be charged with both offences.):

- Common assault; and
- Stealing.

As the suspects are aged between 10 and 17, these matters would proceed in the Children's Court of Western Australia.

Suspect 1: Olive Green



MG02

Suspect 2: **Skye Blue**



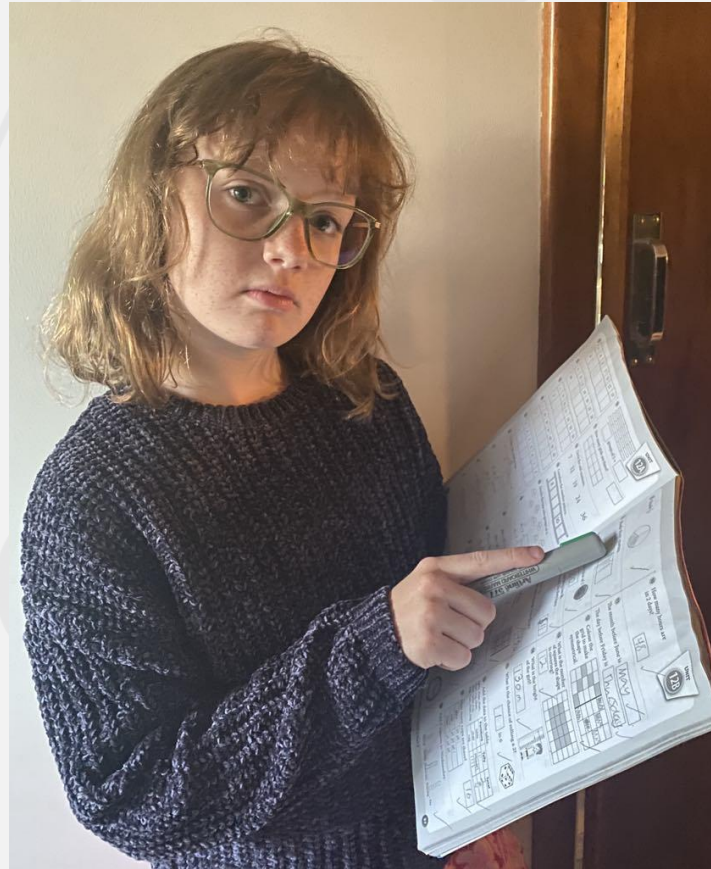
MG03

Suspect 3: **Jhett Black**



MG04

Ms Ruby Redd



I am a teacher at Amber College.

On Friday 13 October 2023, I was on duty at the Amber College sports carnival.

The College has four factions and students are allocated a faction to compete in sports and other school activities. The factions are named after famous painters and each faction has a particular colour. They are Rembrandt (Red); DaVinci (Blue); Picasso (Yellow); and Monet (Green).

Late in the day, I was standing on the main oval watching the novelty races. The main athletics events had finished, and the remaining events were the fun or novelty events. I personally think these events are the most gruelling of all the events. They are always entertaining though and the students who compete in them are surprisingly competitive.

The College is very inclusive and likes to encourage all students to 'have a go', so official points are also awarded for the novelty events. The novelty event points can actually decide the Carnival Cup winning faction if the points are very close at the end of the official events.

The last event of the day was the Obstacle Course and the faction point totals were very close with Rembrandt on 683 points and Monet on 684 points. The winner of the Obstacle Course would earn their faction 6 points. Second place would get 4 points.

As I was waiting for the four students in the Obstacle Course to go to the start line, I heard a scream behind me. I turned around and saw Lily White standing behind me in her socks wiping what looked like tomato sauce off her face. It was all over her face and her green Monet faction shirt.

Lily White was supposed to be the Monet runner for the Obstacle Course.

I could also see three other students near her. Two of them were laughing. They were all wearing red Rembrandt faction shirts. They were Olive Green, Skye Blue and Jhett Black.

I ran over to Lily who was understandably very upset. Lily told me one of her sneakers had been stolen. She told me that she was looking for her sneaker in her bag when someone called out her name. Lily said that as she turned around to see who was calling out to her, she had tomato sauce squirted into her face and onto her shirt. She couldn't see who had done it, because it was so sudden and unexpected and the sauce had covered her glasses, but Lily had heard laughing.

Lily was very upset that she couldn't compete. She knew no one else in Monet Faction would want to do the obstacle race because, although it is meant to be a fun event, it is actually a tough and gruelling obstacle course.

I immediately took Lily to student services and called Lily's parents.

When Lily's parents arrived, they informed the school that they had called the Police and reported the matter.

Sergeant Shelby Court



On Friday 13 October 2023, I was on duty with my colleague Constable Misty Gray.

We were called to Amber College about an incident that had occurred during the sports carnival.

These sorts of incidents are normally dealt with by the College internally, but on this occasion, a student, Lily White, had been sprayed with tomato sauce in a malicious manner and one of her shoes had been stolen. Lily's parents were very angry about it and immediately made a complaint to the Police.

When we arrived at the College, I spoke to Ms Ruby Redd. She shared with me her observations and I directed Constable Gray to locate three students: Olive Green, Skye Blue and Jhett Black.

I was shown Lily's bag and noted a red stain on it. I put the bag in an evidence bag and marked it SC01. I also took Lily's remaining sneaker, which was in the bag, and put that into an evidence bag and marked it SC02. I took a photo of Lily's bag and contents and labelled the photo SC02a. I took a swab of the red substance on Lily's face and shirt which I believed to be tomato sauce and marked it SC03.

Constable Gray quickly returned with the three students, Olive Green, Skye Blue and Jhett Black. They all denied any involvement in the incident with Lily White.

After speaking to the three students, I determined to take them to Amber Police Station for questioning.

Constable Gray cautioned each of the suspects at the scene and transported them to the Station.

At the Station, I told Constable Gray to take photos of each of the three students and their hands, and also to take swabs of their hands. I also told Constable Gray to check if they had bags at school and, if so, to photograph the contents of each bag.

Finally, I returned to the scene and asked the Student Services Manager whether there was any CCTV footage of the oval where the incident had occurred. She told me there was only limited coverage of the oval area as one of the two security cameras was not working.

I had a look at the security footage and seized a section of video footage taken at the time of the incident involving Lily Green.

Note for Investigators: Some, but not all, of Sergeant Shelby Court's exhibit numbers are noted in his statement.

Constable Misty Gray



On Friday, 13 October 2023, I was on duty with Sergeant Shelby Court. We were called to Amber College about an incident that had occurred during the sports carnival.

Sergeant Court told me to find three students: Olive Green, Skye Blue and Jhett Black.

I found the students on the oval. The sports carnival had just ended, and it appeared that the last race had been won by a person in a red shirt. The students in red shirts were cheering. There seemed to have been only three people in a race which looked to me like it was an obstacle course – it honestly looked harder than police training.

The three students in the race had red, yellow and blue shirts on respectively.

I spoke to a teacher named Ms Rosie Hue. She was holding a camera. I asked her whether she had taken photos around the time of the incident. She said she would check and let me know. I gave her my contact details.

Sergeant Court then asked me to take the three suspects to the Amber Police Station. I cautioned them and asked them to come with me to the Station. They were very cooperative and came to the Station with me.

At the Station, each of the suspects were individually interviewed with a lawyer and a responsible adult present. Each gave their name, date of birth and address. They made no other comments, as is their right, during the interview.

When I was on the College oval I found a discarded tomato sauce bottle. I put it into an evidence bag and marked it MG01.

At Sergeant Court's direction, I took the following photos of the suspects and marked them with exhibit numbers as follows:

- MG02: Photo of Olive Green
- MG03: Photo of Skye Blue
- MG04: Photo of Jhett Black
- MG05a: Photo of Olive Green's hands
- MG05b: Photo of Skye Blue's hands
- MG05c: Photo of Jhett Black's hands

I then took a swab from the hands of each student and marked them as follows:

- MG06a: Swab of Olive Green's hands
- MG06b: Swab of Skye Blue's hands
- MG06c: Swab of Jhett Black's hands

I then took photos of the bags and contents of each bag and marked the photos as follows:

- MG07: Photo of Olive Green's bag and contents
- MG08: Photo of Skye Blue's bag and contents
- MG09: Photo of Jhett Black's bag and contents

In the bags of Skye Blue and Jhett Black there were packets of corn chips. I put the packets of corn chips into evidence bags and marked them as follows:

- MG10 Skye Blue 1 x packet of Doritos Supreme Cheese corn chips
- MG11 Jhett Black 1 x packet Mission Chilli and Lime corn chips

I took fingerprints from each of the students and marked them as follows:

- MG12a: Fingerprints of Olive Green
- MG12b: Fingerprints of Skye Blue
- MG12c: Fingerprints of Jhett Black

Note for Investigators

- 1. Any exhibits labelled a, b and c are considered to be bundled exhibits and investigators can ask for reports on those exhibits by asking only one question.***
- 2. The majority, but maybe not all, of Constable Misty Gray's exhibits are noted in her statement.***

Dr Rusty Brown



I am a forensic scientist working with the Amber Police Department.

On Monday, 16 October 2023, I received a number of exhibits in the matter of Brief Number 231013091121. I examined and tested the exhibits.

I tested exhibit MG01, a Heinz Tomato Ketchup Bottle, for fingerprints. I provided a report of my findings labelled RB01.

I also did chemical testing on numerous exhibits and prepared the following reports on my findings:

Forensic Exhibit Number	Exhibit Number of Item/s Being Analysed	Item/s
RB02	MG01	Swab analysis of the liquid inside MG01.
RB03	SC01	Swab analysis of red stain on Lily's bag.
RB04	SC03	Swab analysis of red substance on Lily White's face.
RB05a/RB05b	MG10/MG11	Chemical analysis of Skye Blue's corn chips/Chemical analysis of Jhett Black's corn chips.
RB06a/RB06b/RB06c	MG06a/MG06b/MG06c	Swab analysis of the three suspects' hands

Note for Investigators

- 1. Any exhibits labelled a, b and c are considered to be bundled exhibits and investigators can ask for reports on those exhibits by asking only one question.***
- 2. The majority, but maybe not all, of Dr Rusty Brown's forensic reports are noted in his statement.***

Cluedunnit Kids: **Six Questions**

Each school can, and should, ask 6 questions relevant to the case. The questions you ask will help you to get additional evidence; reports, statements, photos etc.

Your six questions are really important. If you ask the right questions you will be able to eliminate suspects and this will help to identify the prime suspect.

Schools running an in-school competition will have to share the questions across the in-school teams as there are only 6 questions per school.

Mission investigate; ask questions!



Cluedunnit Kids: Question Examples

When asking Cluedunnit Kids questions, you must nominate the person to whom the question is directed and you must be specific in what you ask. Also, you can only ask for one thing per question.



“Did anyone see anything and what did they see?”

(Not a good question. This question is not directed to anyone. Also, two very broad questions are asked and this is not allowed.)



“Can you ask Constable Linus Uppe what Justin Case saw at midnight on the corner of Wright Place and Knot Court, please?”

(Great question. It is directed to a specific person, is clear in what it is asking and asks for one thing only.)

Mission investigate; ask questions!

Cluedunnit Kids: More Question Examples

Samples of poor questions below are in orange. These are either too vague or don't nominate the person who is to provide the information. The correct style of questioning is in green. These questions are directed to someone, are clear and specific in what they are asking and ask for one thing.

1. *If there are any witnesses, what did they see or hear?*

Can you ask Sergeant Justin Thyme for a witness statement from the waste recycling truck driver who saw the crash on Surf Street, please?

2. *Can we get any information on why Robyn Holden was absent from school?*

Can you ask the school principal if any reason was given for Robyn Holden's absence from school on 14 March, please?

3. *Whose footprints were outside the driver's side door?*

Can you ask Ashton Martin PhD for a forensic report on the footprints outside the driver's side door, please?

If you do not ask a clear specific question directed to a particular person, the FBLEP Team will be unable to answer the question and that question will be wasted.

Mission investigate; ask questions!

Cluedunnit Kids: Creative Presentation

Using the evidence gathered, after asking your 6 questions, each team then plans, creates and submits their findings in a creative way of their own choosing; often in an electronic (e.g. video interviews, video songs, video song with a choreographed dance routine, animations, Powerpoint files, video re-enactment, news report) or a written format (e.g. board game, booklet, comic, poster, pop-up book).

Your presentation will identify the prime suspects with supporting evidence as well as details on how the other suspects have been eliminated.

Students should be creative whilst incorporating all of the evidence you have collected.

The presentation should demonstrate legal principles: Presumption of innocence, Burden of proof and Standard of proof.

Appropriate sentencing options must be suggested in the presentation.

Limit the presentation to a maximum of 5-7 minutes.

Each school can only submit one entry for judging. Schools with more than one team should run an in-school competition and the winning entry of the in-school competition is then submitted for judging.

Note: Every student that participates in Cluedunnit Kids receives a certificate of participation and commemorative gift.

Cluedunnit Kids: Judging Criteria

Criteria	Points
Correct identification of the suspect	Up to 2 points
Supporting evidence	Up to 10 points
Creativity	Up to 10 points
Application of legal principles	Up to 4 points
Appropriate sentencing	Up to 4 points
TOTAL	Up to 30 points

The Cluedunnit Kids Judging Panel includes representatives from the Children’s Court of WA, the Magistrates Court of WA, the WA Police, Legal Aid WA, Curtin University Law School and the Law Society of Western Australia.

Feedback from the Judging Panel on individual submissions is not provided.

The Judging Panel’s decisions are final.

Cluedunnit Kids: **2023 Winning Submissions**

You might like to look at the 2023 winning and runner-up submissions as a reference.

[2023 Cluedunnit Kids Winning Entry: Blood Moon Agents, Harrisdale Primary School](#)

[2023 Cluedunnit Kids Runner up Entry: Sacred Heart Sleuths, Sacred Heart School –
Mundaring](#)

In the past, a variety of creative formats have won, or been runner up, such as animation videos, video dance and song, pop-up book, news style investigative video report and popular crime drama styled videos.

Mission investigate; have fun and get creative!

Cluedunnit Kids: **Presumption of Innocence**

The Cluedunnit Kids suspects are presumed innocent until proven guilty.

The Brief of Evidence has been prepared so that the standard of proof, beyond reasonable doubt, has been met.

In the creative presentation, Cluedunnit Kids teams should accept that the standard of proof has been met and that the prime suspects will either plead guilty or will be found guilty after trial.

It is important that appropriate sentencing options be included in the creative presentation (see Charges and Sentencing Options resource).

Cluedunnit Kids: **Creative Presentation**

Remember

- ONLY members of the investigating team can have a speaking role of significance in the creative presentation (classmates can be in the background of, or sing/dance in the background of, any video they make but they cannot have a significant speaking role); and
- It is expected that the submissions are the work of the Year 6 or Year 5/6 students with teachers and/or older students providing only assistance and direction.

Submissions close: 4pm Friday, 31 May 2024

Mission investigate; ask questions, have fun and get creative!