Murder

Asphyxiation / Strangulation

Maximum Penalty: Life - s.19A (NSW) Crimes Act

Standard non-parole period

20 years: all offences committed on or after 1.2.2003

25 years: offences committed on or after 1.2.2003 where victim was a police officer, emergency services worker, correctional officer, judicial officer, health worker, teacher, community worker, or other public official, exercising public or community functions and the offence arose because of the victim's occupation

offences where plea or conviction on or after 25.6.2006 and offence arose because of the victim's 'voluntary work'

offences where plea or conviction on or after 1.1.2008 and where victim was a child under 18 years of age

offences where the offence arose because of the victim's occupation as a council law enforcement officer (added 9.6.2009)

offences committed on or after 24.11.2025 and where victim was an intimate partner of the offender

	NAME (age if known)	PLEA	SENTENCE	APPEAL	RECORD	HOW KILLED	INVOLVEMENT & SUMMARY
1.	**VEITCH** (24) NSWSC Hunt J 19.3.1991	PG	MT 12y AT 6y		nil	strangulation intent kill	Strangled and bashed sister with brick when she resisted attempt at sexual intercourse.
2.	**MIDDIS** (30) NSWSC Enderby J 6.5.1991	PG (day 7 of trial)	MT 12y AT 3y		minor	strangulation intent kill	Strangled wife - degree of provocation. Intellectually handicapped - gave evidence for Crown.
3.	**CALLEJA** (17) NSWSC Slattery AJ 19.7.1991	VG Murder PG Rob 2 x Obtain by deception	MT 15y AT 5y		long record armed robbery, kidnapping	strangulation reckless indifference	Robbery - tied elderly lady up in house - took chequebook and withdrew money. Escapee at time of offence.

This table has been prepared by the Public Defenders as a guide. Individual cases should be read if they are to be relied upon.

	NAME (age if known)	PLEA	SENTENCE	APPEAL	RECORD	HOW KILLED	INVOLVEMENT & SUMMARY
4.	**BOSSIE** (22) NSWSC Studdert J 16.4.1992	PG (after 4th day of trial) Murder Sexual ass	MT 14y AT 6y		kidnapping, sexual assault	strangulation	Bashed, sexually assaulted & strangled young woman.
5.	**MASSINGHAM** (29) NSWSC Enderby J 20.5.1992	PG	MT 12y AT 4y		nil	strangulation intent kill	Entered house on pretext of having sex but killed victim in response to dreams. Severely depressed.
6.	**KNOWLSON** (18y 9m) **PERKINS** (18y 3m) NSWSC Enderby J 21.5.1992	PG PG	MT 12y AT 6y MT 8y AT 7y		prior offences	strangulation / stabbing intent kill	Premeditated killing of old man K dominant offender P suffering brain damage from petrol sniffing and intellectual disability
7.	**SHARPE** (19) NSWSC Wood J 10.9.1992	PG	MT 10y AT 8y		minor - disregarded	assault and strangulation intent GBH	Went to aunt's home in early hours of morning to sexually assault her - struck her with poker and strangled with cord.
8.	**DAVISON** (19) NSWSC Wood J 11.9.1992	PG	MT 13y 5m AT 7y		nil	strangulation / stabbing	Killed girlfriend – assault causing fractures to head - set body alight after death
9.	**BAWDEN** (22 at offence - 40 at confession) NSWSC Mathews J 30.10.1992	PG	MT 8y AT 7y		priors but nil violence	strangulation	Confessed to murder of woman years after woman's husband had served a long sentence for murder – victim assaulted in own home

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10.	**LORENZO** (33) NSWSC Dunford J 26.11.1993 NSWCCA 22.5.1995 [2001] NSWCCA 389	VG	MT 17y AT 5y 6m	Conviction AD Sentence AD	serious	assault / strangulation	Robbery and murder of female in her home Some assistance to authorities.
11.	**LETT** (32) NSWSC Ireland J 4.3.1994 NSWCCA 27.3.1995	VG	MT 19y 6m AT 6y 6m	AD	nil	strangulation and car intent kill	Abducted 6y boy - strangled victim with underpants, threw victim out of car then ran over him with car Diminished responsibility rejected
12.	**MALONE** (30) NSWCCA 20.4.1994	VG	MT 15y AT 5y	Conviction AD	lengthy - BES, possess weapon, escape	assault / strangulation and drowning	Victim tortured for bank pin - thrown in lake with weights
13.	**FOWLER** (23) NSWSC Blanch J 27.5.1994	VG	MT 8y AT 4y			strangulation common purpose robbery	During robbery of taxi driver co-offender strangled victim with cord of handset
14.	**LOBLEY** NSWSC Finlay J 22.3.1995	PG	MT 10y AT 6y		Minor	strangulation	Strangled 6y girl after caught masturbating
15.	**NIXON** (35) NSWCCA 31.10.1995	PG	MT 13y 6m AT 4y 6m	AD	record of violence	strangulation	During argument with ex-girlfriend in bushland strangled her, leaving her in shallow grave Initial denial but then admitted killing when no other evidence - intoxicated by drugs & liquor - distressed by end of relationship

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16.	**WADE** (45) NSWCCA 26.2.1996	VG	MT 14y AT 4y 8m	AD		strangulation	Killed female flatmate - sexual element
17.	**WHITE** NSWSC Hidden J 11.10.1996	VG	MT 10y AT 5y		minor	assault and strangulation	Attack resulted from "passion arising from relationship". Schizophrenic.
18.	**PANTOJA** (29) NSWSC Barr J 5.3.1997 NSWCCA 5.11.1998	VG	MT 13y 6m AT 4y 6m	AD	nil	assault / strangulation intent kill	Murdered wife and sexually assaulted sister-in-law - motivated by sexual passion for sister-in-law.
19.	**PREVITERA** (1997) 94 A Crim R 76 NSWSC Hunt CJ at CL 27.5.1997	PG	MT 20y AT 5y		long record, including bag snatch on elderly woman	strangulation	Strangled 81y female neighbour, then robbed her - motive for murder unclear.
20.	**MOFFATT** (36) [1999] NSWSC 362 Kirby J (2000) 112 A Crim R 201 [2000] NSWCCA 174	VG	MT 6y AT 5y	Conviction AD	minor alcohol related	strangulation intent GBH	Strangled acquaintance during drinking session - provoked by insults and intoxicated – not premeditated Genuine remorse – alcoholic
21.	**SHORT** [1999] NSWSC 430 Sully J [2000] NSWCCA 462	VG Murder Rob with violence AOABH	MT 16y AT 4y FT 4y FT 2y (concurrent)	Crown AA 24y NPP 18y FT 4y FT 2y (concurrent)	minor violence	strangulation intent kill	Strangled 21y female after leaving nightclub late at night and buried in sandpit - assaulted and robbed two other girls who had left night club. Dysfunctional personal history.

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22.	**LEUNG** [1999] NSWSC 1108 Hulme J	VG	MT 14y AT 4y			strangulation intent kill	Strangled wife during argument at home.
23.	**HARRIS** (30) (2000) 111 A Crim R 415 [2000] NSWSC 285 Bell J (2000) 121 A Crim R 342 [2000] NSWCCA 469	PG 3 x Murder AR	40y NPP 25y	Crown AA Life	not serious	strangulation intent kill	Three killings committed in one month - strangled male suffering effects of stroke in victim's home - strangled intellectually disabled woman he befriended in her home - strangled male neighbour and disposed of body in country - second and third killings motivated by desire to kill –elderly, sick, or disadvantaged victims – betrayal of trust – two killings an exercise of power and to exact revenge on society
24.	**MCGRATH** (21) [2000] NSWSC 419 Grove J [2002] NSWCCA 207	PG	18y NPP 13y 6m	AD	not serious	assault / suffocation intent kill	Bashed then suffocated victim with wet tea towel after learning victim accused of sexual assault on friend's daughter - travelled to home of victim with intention to execute in vigilante type vengeance
25.	**P HELMHOUT** (31) **M HELMHOUT** (37) [2000] NSWSC 651 Bell J (2001) 125 A Crim R 257 [2001] NSWCCA 372 (M. Helmhout)	VG VG	18y NPP 13y 6m 18y NPP 13y 6m	Conviction AD	relatively minor - violence and alcohol related more serious including dangerous act causing death	strangulation intent kill	Strangulation of 47y male friend - offenders and victim under influence of alcohol and marijuana following funeral earlier that day for offender's brother - angered by victim's continued reference to deceased brother - perceived lack of sensitivity to Aboriginal culture - various acts of degradation performed on body after death and dumped in nearby bush.

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26.	**PARK** (30) NSWSC Sperling J 3.8.2000 [2003] NSWCCA 203 [2003] NSWCCA 142	VG Murder Murder Murder	26y NPP 19y 6m FT 15y FT 15y (concurrent)	Conviction AD Crown AD		suffocation intent kill	Suffocated wife and two infant children and dumped bodies in bushland - highly charged emotional state at time of killing. Some remorse - admissions shortened trial - protective custody
27.	**KANE** (16 at offence - 26 at sentence) [2000] NSWSC 1061 Barr J [2001] NSWCCA 150	VG	10y 6m NPP 8y 8m	Crown AD	minor	suffocation intent kill	(1990) With co-offender bashed male school teacher in his home with baseball bat - victim suffocated after being tied up with plastic bag taped over head - believed co-offender had been raped by victim Retrial - return to prison particularly stressful
28.	**VALERA** (19) [2000] NSWSC 1220 Studdert J [2002] NSWCCA 50	VG 2 x murder	Life	AD	nil	assault / strangulation intent kill	Bashed to death 59y male in victim's home then mutilated body - two weeks later bashed and strangled 68y male in victim's home and mutilated body - savage attacks - random and utterly senseless killings – mutilation and treatment of bodies showed utter contempt for victims and exuded evil Physically and verbally abused by father throughout childhood - mother left home when offender aged 3y
29.	**CIKOS** [2001] NSWSC 35 Dunford J	PG (10-15%) 3 x Murder	21y NPP 15y 6m (concurrent)		nil	suffocation / assault intent to kill	Killed de facto and sons aged 4 years and 18 months old - passive man who endured months of aggression and abuse at hands of dominant de facto wife - reacted to de facto's ultimatum that he kill de facto's friend by certain date. Genuine remorse - strict protection
30.	**EBNER** (29) [2001] NSWSC 421 Adams J	PG (15%) Sched: 2 offences	18y NPP 13y		prior record - on bail for stealing at time of offence	Strangulation intent to kill	Strangled female flatmate to steal heroin - hid body in wardrobe - took shot of heroin with girlfriend and attempted to sell victim's property - dumped body in nearby laneway. Limited insight and remorse - protective custody - bleak prospects of rehabilitation.

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31.	**SYMSS** (24) [2001] NSWSC 1037 Howie J [2003] NSWCCA 77	VG Murder Rob w/ wounding LMV	22y NPP 16y 6m FT 5y FT 2y (concurrent)	Conviction AD	priors including armed robbery	suffocation intent to kill	Suffocated 73y female in own home during robbery - attempted to stab victim in neck No remorse
32.	**PRIOR** [2002] NSWSC 56 Grove J	PG (20%)	16y NPP 12y		prior convictions for drug offences	assault and strangulation	Bashed and strangled estranged wife to death when she ended relationship - buried in shallow grave. Serious and long term drug addiction
33.	**MERRITT** (30) [2002] NSWSC 1159 Greg James J (2004) 146 A Crim R 309 [2004] NSWCCA 19	PG (15% on appeal) 3 x Murder	Life	AA 24y NPP 18y 24y NPP 18y 24y NPP 17y Total: 34y NPP 27y	minor	suffocation intent to kill	Father killed his children aged 11w, 11m and 6y on custody visit - no explanation for killing - incomprehensible action - no evidence of mental disorder On appeal: objective gravity of offence justified life sentence but insufficient weight given to depressive state – sentence patterns show life not imposed in cases of parents murdering children.
34.	**RITCHIE** (55) [2003] NSWSC 864 Barr J	VG	15y NPP 11y 9m		Nil relevant	Suffocation Intent to kill	Suffocated elderly mother – hid body in bush and claimed mother had wandered off – under stress of caring for dying mother – gross breach of trust – only issue at trial was mental health Good prospects of rehabilitation – ill health

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35.	**FOLBIGG** (36) [2003] NSWSC 895 Barr J (2005) 152 A Crim R 35 [2005] NSWCCA 23 [2007] NSWCCA 371 [2023] NSWCCA 325	VG Murder Murder Murder Manslaughter Intentionally inflict GBH	18y 20y 22y NPP 12y FT 10y FT 14y <u>Total</u>: 40y NPP 30y	Sentence AA 18y 20y 22y NPP 17y FT 10y FT 14y <u>Total</u>: 30y NPP 25y Conviction AD Conviction AA Convictions quashed – acquittals entered	Nil	Suffocation Intent to kill	Mother killed four babies over ten years – suffocated each child in spontaneous burst of anger – earlier attack on second child caused blindness Seriously psychologically damaged by early neglect and physical and sexual abuse – protective custody On sentence appeal: error in accumulation and overall sentence crushing – comments on public opinion **NOTE**: Ms Folbigg received a pardon for all offences in 2023 after a Part 7 *<u>Crimes (Appeal and Review) Act</u>* inquiry found a reasonable doubt as to her guilt. Following this inquiry the CCA found reasonable doubt as to guilt in light of scientific evidence not available at the time of the trial - convictions were quashed and verdicts of acquittal entered on all counts
36.	**STONE** (31 at offence / 44 at sentence) (2004) 144 A Crim R 568 [2004] NSWSC 224 Grove J	PG	21y NPP 15y 9m		Lengthy – breached parole – dealt with for attempt to commit similar offence 5 years later	Strangulation	(1990) Broke into home during day attempting to escape pursuit – intoxicated and drug affected – formed intent to commit sexual assault – stripped female occupant and tied her to bed – strangled with football sock – gratuitous violence - 5 years later threatened 26y daughter of de facto with similar violence – subsequent DNA match to murder Deprived childhood as ward of state – serious health problems – future dangerousness – more lenient sentence pattern for murder at time of offence
37.	**MS** (17) [2004] NSWSC 730 Dunford J	VG	17y NPP 11y		Lengthy record including common assault and mal wounding	Strangulation Intent to kill	Killed 15y girlfriend by strangling her with shoelaces – relationship marked by violence towards victim Aboriginal youth – physically abused and dislocated throughout childhood – alcohol and drug addiction – good prospects of rehabilitation

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38.	**KISELJEV** (66) [2004] NSWSC 1030 Dunford J	PG 20%	16y NPP 11y		Nil	Asphyxiation	Killed young wife during argument by assaulting her with shoe and asphyxiating with cloth over mouth – unhappy and dysfunctional marriage – element of provocation – spontaneous Croatian – remorse – prior good conduct
39.	**KEIR** (30 / 45) [2004] NSWSC 1194 Campbell AJ [2007] NSWCCA 149	VG	22y NPP 16y	Conviction AD	Nil relevant (NB acquitted of murdering second wife)	Strangulation Intent to do GBH	Probably strangled wife - body found in backyard - obsessed and jealous towards wife - made threats and violent - angered by wife's attempt to leave – lied about wife leaving him Third trial – application of Gilmore principle Earlier trials: [2000] NSWSC 111 (2002) 127 A Crim R 198 (NSWCCA) [2003] NSWSC 140 (2003) 144 A Crim R 468 (NSWCCA)
40.	**CLEVERLY** (18) [2004] NSWSC 1279 Mathews AJ [2007] NSWCCA 169	VG Sched: 2 offences	24y NPP 18y	Conviction AD	Nil	Strangulation Intent to kill	Strangled aunt in her home – possibly motivated by financial gain – premeditated – higher end of range Brain injury at least affected judgment.
41.	**COULTER** (41) [2005] NSWSC 101 G. James J	PG	Life		Nil	Suffocation intent to kill	**SNPP 20 years** Killed 11y daughter of cousin – planned to kill so would be forced to commit suicide – smothered victim in her home – took body to bushland and grossly mutilated body before genuine attempt at suicide – carefully planned Suffering severe depression, pervasive and intrusive violent thoughts and obsessive compulsive disorder – lifelong mental disorder
42.	**PERRY** (48) NSWSC Newman AJ 28.4.2005 (2006) 166 A Crim R 383 [2006] NSWCCA 351	PG (25% on appeal) Murder 2 x Agg indecent Ass	25y NPP 18y 9m 6y NPP 4y 3m Total: 25y NPP 20y 9m	AA 23y 8m NPP 18y 5m 4y 9m NPP 3y 7m Total 25y NPP 19y 9m	Lengthy and serious record – includes arson	Assault / Strangulation	**SNPP 20 years** Became angry with girlfriend and assaulted and strangled her – sexually assaulted corpse – defiled body with sexual toys and faeces – indecently assaulted victims 7y daughter – voluntary confession to police – impulsive offences

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43.	**WHITE** (34) [2005] NSWSC 667 Studdert J	PG (10%) Murder Sched: 5 Break and enter offences	24y NPP 18y		Dishonesty and violence – breached bail	Assault / asphyxiation Reckless indifference	**SNPP 20 years** Broke into home of 82y widow – victim assaulted, bound and gagged – believed victim would die if not found Aboriginal male - disrupted childhood and drug addiction
44.	**WEIGHTMAN** (20) [2005] NSWSC 1354 Hidden J Co-offender: DONAI [2008]	PG (comb 30%) 2 x Murder	25y NPP 19y Total: 28y NPP 22y		Minor	Asphyxiation Intent to kill	Killed adoptive parents for financial reasons – planned killing with co-offender – victims sedated in own home and smothered – bodies placed in car crash scene – co-offender killed mother – assisted in killing of father Early stages of mental illness at time of offences – influenced by drugs and co-offender – favourable prospects of rehabilitation
45.	**VERSLUYS** (32) [2006] NSWSC 188 Newman AJ [2008] NSWCCA 76 [2014] NSWCCA 98	VG	26y 8m NPP 20y	AD AA 23y 6m NPP 17y 6m	Priors – no violence	Strangulation Intent GBH	**SNPP 20 years** Strangled girlfriend during argument – prior threats – not premeditated Difficult and abusive childhood
46.	**MATHESON** (21) [2006] NSWSC 332 Mathews AJ [2015] NSWCCA 108	VG	27y NPP 18y	AA 25y NPP 18y	Nil	Strangulation Intent to kill	**SNPP 20 years** Strangled ex-girlfriend – hid body in cricket bag – premeditated – brutal and cruel killing Suffering mental disorder affecting imprisonment CCA appeal – Muldrock error
47.	**ANDERSON** [2006] NSWCCA 156	VG	17y NPP 11y	AD		Strangulation Intent to kill	(1995) strangled husband with cord and buried him under house – premeditated offence Deteriorating health – advanced age – two trials
48.	**IMNETU** [2006] NSWCCA 203 [2014] NSWCCA 99	VG	26y 6m NPP 20y	AD AD (Muldrock)		Strangulation Joint criminal enterprise	**SNPP 20 years** Assisted primary offender in killing of male acquaintance – victim dosed with heroin, assaulted and strangled in own home – offender acted as lookout and helped dispose of body

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49.	**MENCARIOUS** (37) [2006] NSWSC 719 Grove J (2008) 189 A Crim R 219 [2008] NSWCCA 237 [2014] NSWCCA 104	VG	26y 8m NPP 20y	AD AD	Nil	Asphyxiation Intent to kill	**SNPP 20 years** Attacked wife with bottle – history of violence – middle range offence
50.	**CHRISTOV** (52) [2006] NSWSC 1179 Kirby J [2009] NSWCCA 168	VG	23y NPP 17y	AD	Violence	Strangulation Intent to kill	**SNPP 20 years** Strangled ex-girlfriend during struggle in victim's home– angered at break up – mid-range Remorse – protective custody – reasonable prospects of rehabilitation
51.	**JOYCE** (37) [2007] NSWSC 218 James J	VG Sched: 3 offences	21y NPP 16y		Minor and old	Strangulation Intent to kill	**SNPP 20 years** Strangled estranged wife during argument – drowned in pool – spontaneous offence – below mid-range Protective custody
52.	**JOHNSON** (53) [2007] NSWSC 274 Whealy J [2010] NSWCCA 86	VG 2 x Murder Dishonesty offences	Life	Conviction AD	Minor traffic	Strangulation Intent to kill	**SNPP 20 years** Tied up and strangled retired couple in their own home – trusted handyman – stole money from bank accounts – financial difficulties – well planned offence - cold, calculated killings with element of mental torture, fear and distress
53.	**HUYNH** (26) [2007] NSWSC 409 Buddin J	VG Murder PG Demand money with menaces	22y NPP 16y FT 6y Total 24y NPP 18y		Minor	Strangulation Intent GBH	**SNPP 20 years** Involved in kidnapping of female student – body found in boot of car, strangled, several days later – made financial demands to victim's father – circumstances of killing unclear – killing not premeditated Vietnamese born – isolation – good prospects of rehabilitation – ill health – protective custody

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54.	**KALIYANDA** (41 – 51) [2007] NSWSC 393 Grove J [2007] NSWCCA 300	VG	20y NPP 14y	AD	No significant prior convictions	Asphyxiation Intent to either kill of GBH	(1997) Killed female acquaintance in flat by strangulation or smothering – body wrapped and left under bed covering – body not discovered for 17 days – used victims credit card to steal money – circumstances and motive for killing unclear Poor health
55.	**BUNCE** (37 at offence – 47 at sentence) [2007] NSWSC 469 Price J [2009] NSWCCA 281	PG (25%)	24y NPP 18y	AD	Criminal record	Strangulation Intent to kill	(1997) - Strangled sister-in-law – victim tied to bed in preparation for voluntary pornographic video – voluntary sexual intercourse - carefully planned offence – intent to kill prior to travelling to house – revenge – high degree of criminality Psychopathic personality
56.	**FLEMING** (30) [2007] NSWSC 673 Studdert J	VG	21y NPP 16y		One prior for rape in 1976	Strangulation	(1984) - Predator took female walking home from car at night – strangled then sexually assaulted body Physical disability including amputated leg – serious personality disorder
57.	**LEA-CATON** (28) [2007] NSWSC 1294 Buddin J Co-offender: SNIBSON [2008]	PG (comb 40%) 2 x Murder 2 x Sp agg kidnapping	18y NPP 12y 6m FT 5y Total: 22y NPP 16y 6m		Record	Suffocation / Strangulation Joint criminal enterprise	**SNPP 20 years** Assisted two co-offenders in detainment and murder of husband and wife – victims lured to house, assaulted and hog-tied – female suffocated by female co-offender and male strangled by male co-offender – assisted in disposing of bodies and car – principal in second degree Voluntarily surrendered to police - assistance to authorities – brain damage and psychological problems resulting from motor cycle accident Third co-offender, Flentjar, sentenced only for kidnapping offences
58.	**SHEPHERD** (36) [2007] NSWSC 1416 Hidden J	PG (20%)	19y NPP 14y		Not significant	Strangulation Intent to kill	**SNPP 20 years** Strangled female friend in her home – circumstances and motive for offence unclear – spontaneous offence Reasonable prospects of rehabilitation

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59.	**DONAI** (33) [2012] NSWSC 1102 Hidden J [2016] NSWCCA 212 Co-offender: WEIGHTMAN [2005]	VG 2 x Murder	40y NPP 30y Total 43y NPP 33y	Conviction AD	Minor – but did admit in undercover operation to undetected criminal misconduct	Asphyxiation Intent to kill	(2000) Contract killing with victims' adopted son – son sedated parents with drugs in tea – offender entered house and suffocated both victims within short space of time – bodies placed in car and pushed off embankment to suggest car accident – principal offender – promised $17,000 - amateurish and unprofessional killing – not satisfied as to future dangerousness Evidence of schizophrenia / mental illness Sentence of life imposed after first trial – conviction AA
60.	**SNIBSON** (35) [2008] NSWSC 905 Buddin J [2023] NSWCCA 127 Co-offender: LEA-CATON [2007]	PG (10%) 2 x Murder 2 x Sp agg kidnapping	Each: 26y NPP 18y FT 8y 6m Total: 32y NPP 24y	AA Each: 24y NPP 17y FT 8y 6m Total: 29y 6m NPP 22y 6m	Insignificant	Strangulation / suffocation Joint criminal enterprise / intent to kill	**SNPP 20 years** Female - recruited two male friends to assist in detaining victims – lured husband and wife to house – victims assaulted, gagged and hogtied – male strangled – female suffocated – not established which offender committed fatal acts – bodies placed in drums, taken into forest and burned – equal involvement in post murder conduct - kidnapping well planned – murder slightly above mid-range – pivotal role Motive unclear – model prisoner – lost contact with daughters – prospects of rehabilitation Third co-offender, Flentjar, sentenced only for kidnapping offences CCA: *Muldrock* error.
61.	**MEHTA** (42) [2009] NSWSC 814 Grove J	PG Murder Murder	30y Life		Assault on first wife – strangling and threat to kill	Strangulation Intent to kill	**SNPP 20 years / 25 years** Strangled wife during argument – verbal threats and physical assaults made previously – killed 9y step daughter to prevent her reporting killing to police – method of killing unclear – threw bodies over cliff in Blue Mountains – discovered by bushwalkers 4 weeks later – lied to police – had son assist in deception - killed wife for financial reasons – killing if step daughter worst case No evidence of remorse or rehabilitation

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62.	**VALIUKAS** (33 at offence – 43 at sentence) [2009] NSWSC 808 Hulme J	VG	18y NPP 13y 6m		nil	Strangled	(1999) - Strangled former partner in her home during argument –volatile relationship – suffering dissociative episode at time of killing – visions of violent father and person who molested him as a child – not fully aware of acts - spontaneous offence - took body and children to mother's house and hid body in shed – lied about disappearance of victim – confessed to police 9 years later – offence below mid-range Prior good character – difficult custodial conditions
63.	**PFITZNER** (26) [2009] NSWSC 1267 RA Hulme J [2010] NSWCCA 314	PG (15%)	25y 6m NPP 19y 2m	AD	Breached suspended sentence for mal inflict GBH in company – other offences	Asphyxiation Intent GBH	**SNPP 25 years** Female - mistreated, abused and assaulted 2y son over long period of time – murdered victim by asphyxiation although actual method of killing unclear –wrapped body in plastic, placed in suitcase and threw in nearby pond – spontaneous offence giving in to anger and influenced by several factors and pressures – had declined to give up victim to custody of mother or DOCS despite asking for help – aware victim about to be returned to lawful guardian - slightly below mid-range. Displayed appropriate parenting to two other children
64.	**CHEN** (29) [2010] NSWSC 64 Rothman J	VG	23y 4m NPP 17y 6m		nil	Choking / Strangulation Intent GBH	**SNPP 20 years** Strangled de facto wife at her residence – drove body 8km to his residence – placed body in bed covered with ice, flowers and favourite food – intoxicated – no clear motive for offence – spontaneous offence – no history of domestic violence – slightly below mid-range Prior good character – contrition – suffers psychosis – good prospects of rehabilitation – Chinese national with little English
65.	**KWON** (29) [2010] NSWSC 671 RA Hulme J	VG	22y NPP 16y 6m		Nil	Strangled Intent to kill	**SNPP 20 years** Strangled female Korean prostitute met in brothel - had dinner with victim – argument after offender said he no longer wished to have contact with victim – victim made disparaging comments about offender's wife - reasons leading to killing not entirely clear – intent to kill formed spur of the moment - just below mid-range objective seriousness Arrived in Australia 2005 – no family

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66.	**LECHMANA** (37) [2010] NSWSC 849 Latham J	VG	23y NPP 17y 3m			Strangulation Intent to kill	**SNPP 20 years** Strangled wife when she threatened to leave him with child – jury rejected substantial impairment defence – attempted to strangle and threatened victim with knife four months earlier – marginally below mid-range Suffering depression – born in Malaysia – difficulties adapting to Australia – absence of remorse
67.	**DAY** (46) [2010] NSWSC 983 Buddin J	PG (25%)	19y 4m NPP 14y 6m		Criminal record	Strangulation Intent to kill	**SNPP 20 years** Strangled estranged de facto wife during argument and left her body hidden in unit – body undiscovered for four weeks – spontaneous offence – slightly below mid-range Some prospects of rehabilitation
68.	**BORG** (53) [2010] NSWSC 951 Studdert AJ	VG	21y NPP 16y		Minor and old record	Strangulation Intent to kill	**SNPP 20 years** Strangled ex-de facto partner and business partner during struggle – serious dispute over business arrangement where victim indicated offender would be replaced – became enraged – spontaneous offence – element of provocation – below mid-range Suffering anxiety and personality disorder at time of offending
69.	**WILLIAMS** (23) [2011] NSWSC 583 Schmidt J [2012] NSWCCA 172	PG (25%)	21y 9m NPP 16y 3m 23d	AD	nil	Assault and asphyxiation Intent to kill	**SNPP 20 years** Became angry with ex-girlfriend while talking late at night – motive for killing not established - strangled victim, struck her with a shovel and buried her near lagoon – spontaneous offence – just above mid-range Assistance in relation to offence – remorse – good prospects of rehabilitation – long term alcohol and cannabis user – offence out of character
70.	**McKENZIE** [2011] NSWSC 1460 Schmidt J	PG (25%)	14y 3m NPP 10y		Nil	Smothering Intent to kill	**SNPP 20 years** Smothered wife during argument – evidence of struggle – no premeditation – no provocation No history of domestic violence – suffering depression as a result of health issues - remorse
71.	**MITCHELL** (37 at offence – 62 at sentence) [2012] NSWSC 694 Hidden J	PG (25%)	14y NPP 10y		nil	Strangulation and suffocation Reckless indifference	(1987) during argument with de facto wife strangled her with pantyhose and suffocated with pillow – spontaneous offence and out of character On the run until voluntarily attended police station in 2011 – genuine remorse – good prospects of rehabilitation

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72.	**HENZON** (26) [2012] NSWSC 726 Hidden J	PG (25%) 2 x obtain money by deception Sched: 2 offences	18y NPP 13y FT 18m Total: 19y 6m NPP 14y 6m		nil	Suffocation Reckless indifference	**SNPP 20 years** Female bank teller stole $16,000 from account of husband and wife customers – subsequently stole $115,000 from account of 72y female bank customer – admitted to suffocating customer in home unit – circumstances of killing unclear Suffering long-term physical illness
73.	**LEE** (32) [2012] NSWSC 1240 Bellew J	PG (25%)	18y NPP 13y 6m		not relevant	Asphyxiation / strangulation Intent to kill	**SNPP 20 years** Mid-range objective seriousness - killed ex-girlfriend following argument about money - victim died from neck compression from belt tied around neck, gagging from sock in mouth and asphyxia due to plastic bag placed on head – planned to dispose of body but car broke down so left body to decompose in car boot– voluntary surrender to police – could not recall committing offence. No real explanation for actions.
74.	**DAWSON** (48) [2012] NSWSC 1497 Bellew J Co-offender: COMBER [2012] AQUILINA [2013]	VG	23y NPP 17y 3m		Dishonesty	Strangulation joint criminal enterprise	**SNPP 20 years** Female - joint criminal enterprise to kill offender's neighbour – relationship between victim and offender had become strained – offender complained about behaviour of victim - with son (A) and friend (C) assaulted and killed victim – punched victim in face – co-offender tied noose around victim's neck and pulled it causing death – body taken and buried in bushland. Major depressive illness.
75.	**COMBER** [2012] NSWSC 1502 Bellew J Co-offender: DAWSON AQUILINA	PG (10%) Murder 2 x Proceeds of crime Sched: 17 offences	23y 4m NPP 17y 6m FT 6m Total 23y 7m NPP 17y 9m		Lengthy - on conditional liberty	Strangulation joint criminal enterprise	**SNPP 20 years** Joint criminal enterprise to kill female co-offender's neighbour – relationship between victim and co-offender had become strained – co-offender complained about behaviour of victim – victim taken and assaulted – AQ tied noose around victim's neck and pulled it causing death - offender assisted pulling noose with limited force – stood by to assist and prevent victim from leaving – assisted in disposing of body

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76.	**MEYN (No.6)** (34) [2013] NSWSC 243 Beech-Jones J	VG	22y NPP 16y 6m		Nil	Assault and strangulation Intent to kill	**SNPP 20 years** Killed ex-wife and mother of their two young children – offender cruelly needled victim then killed following argument - unplanned Some evidence of rehabilitation
77.	**AQUILINA** (27) [2013] NSWSC 525 Bellew J Co-offenders: COMBER [2012] DAWSON [2012]	VG	28y NPP 21y		No significant history	Strangulation Joint criminal enterprise Intent to kill	**SNPP 20 years** With mother (D) and friend assaulted and killed D's neighbour – relationship between victim and D had become strained – D complained about behaviour of victim – offender made preparations including recruiting C and taking knife and iron bar to ambush victim – struck victim with iron bar from behind - victim subjected to violence by offenders over several hours - act of strangling victim extended over period of time - offender actively involved in pulling rope causing death - cash taken and victim's bicycle sold – assisted in disposal of body - motivated by vengeance - acting as "executioner" - above mid-range No remorse - depressive illness – some rehabilitation prospects.
78.	**STANI-REGINALD** (21) [2013] NSWSC 567 Price J	PG (no discount) Murder Agg sexual assault Sched: s.61J	45y NPP 30y 15y NPP 10y (concurrent)		Armed rob, assault with intent to rob, stalking, damage property by fire	Strangulation Intent to kill	**SNPP 20 years** Lived in neighbouring unit to victim (female aged 24y) – raped and strangled victim – placed body in suitcase then called taxi and took ride to outer area dumping suitcase in stormwater canal – had undertaken extensive internet searches of websites regarding rape, murder and serial offenders prior to committing offence – offence planned well before murder – worst case category Difficult upbringing – father in jail for murdering offender's mother when he was young – no evidence of psychiatric illness - youth

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79.	**NADEN** (40) [2013] NSWSC 759 Price J	PG Murder (20%) Murder Shoot w/i murder Agg indecent assault BES 15 x BES	28y NPP 21y Life 16y NPP 6y 4y NPP 2y 3y 6m NPP 1y FT 2y – 3y 6m		Offensive language, high-range PCA.	Strangulation Intent to kill	**SNPP 20 years** Indecently assaulted 12y daughter of acquaintance Murdered female cousin after she raised allegation offender had indecently assault 12y female - strangled victim then dismembered and buried body. 5 months later strangled female neighbour – had sexual intercourse with body – had been sexually attracted to victim On run from police for 7 years and committed multiple break and enter offences to survive – shot at police officers who approached camp Long standing low-grade depression and severe personality disorder – poor rehabilitation prospects – Aboriginal male
80.	**BALLANTYNE** (30) [2014] NSWSC 1381 RA Hulme J	PG (25%)	19y NPP 14y 3m		AOABH	Strangulation / choking Intent to kill	**SNPP 20 years** Choked and assaulted female partner – difficulties with relationship – argument –took victim to nearby river where killing took place – skull fracture and choking injuries - mid-range objective seriousness Immaturity – anger management issues – supportive family – reasonable rehabilitation prospects
81.	**JONES (No.3)** (41) [2014] NSWSC 1511 Button J	VG Murder PG Drug supply	27y NPP 20y FT 18m Total: 27y 9m NPP 20y 9m		Lengthy record including violence – breached bonds	Asphyxiation Intent to kill	**SNPP 20 years** Fatal assault on female acquaintance in motel room - asphyxiated victim using cloth tied around neck – also brutally assaulted victim to face – spontaneous murder – attempted to dispose of body in bush land – motive for murder unknown - supplied and used methylamphetamines with victim – found in possession of 81.9g Long term drug user
82.	**KUMAR** (54) [2014] NSWSC 1747 Mathews AJ	VG	23y NPP 17y		Nil record – breached bail for sexual offences against victim – history of domestic violence	Suffocation Intent kill	**SNPP 20 years** Broke into home of estranged wife and suffocated her – limited planning – unprovoked killing – motive almost certainly to prevent victim giving evidence in sexual assault charges – mid-range Fijian Indian – good prospects of rehabilitation

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83.	**MAHON** (43) [2015] NSWSC 25 Garling J	PG (25%)	22y 6m NPP 16y 10m		Assault, AOABH – breached bail - previous domestic violence assaults.	Assault / Strangulation At least intent GBH	**SNPP 20 years** In relationship with female victim – subject to AVO and bail due to earlier assaults on victim – attended victim's home – drinking and argument - severely beat victim around head and neck and strangled her - after death used iron to inflict burn injury - attempted to conceal body - above mid-range
84.	**DO (No.4)** (58) [2015] NSWSC 512 Davies J	VG	23y NPP 16y		nil	Stabbing, assault and asphyxiation Intent to kill	**SNPP 20 years** Difficult, deteriorating and unequal relationship with wife – socially isolated – totally dependent upon wife – stabbed wife four times to head, blunt force injuries and asphyxiation – impulsive attack during argument at home – below mid-range Vietnamese – low intelligence and possible brain damage from war - lived in America prior to marriage – custodial isolation – reasonable prospects of rehabilitation
85.	**EVANS** (22) [2015] NSWSC 254 Davies J	PG (5%) Murder Steal from dwelling house Sched: 1 offence	25y NPP 18y 9m FT 3y <u>Total</u>: 26y NPP 19y 9m		Lengthy. AOABH, common assault, larceny. On bail.	Strangulation Intent to kill	**SNPP 20 years** Female – met 33y female at hotel for first time – went to park with victim, 3 other males and offender's younger sister – group consumed drugs – group travelled to victim's home – sexual activity took place between offender, victim and male D – offender strangled victim with belt with assistance from D – washed body in shower – group dug hole on property and buried victim – stole firearms and other property - high mid-range Disturbed upbringing - drug abuse - discount for assistance to authorities Co-offender Duffy sentenced for manslaughter
86.	**KATSIS** (17 at offence – 44 at sentence) [2015] NSWSC 1890 Fagan J [2018] NSWCCA 9	VG Murder s.61D(1)	20y NPP 15y FT 6y (concurrent)	AD	Subsequent record for petty offences involving dishonesty and assault	Strangulation Intent to kill	(1988) – forced entry into neighbouring unit – sexually assaulted and strangled 66y female occupant - set fire to contents of unit Abusing drugs and alcohol at time of offence – subsequent 27y demonstrates no risk of re-offending
87.	**BILJUH** (42) [2015] NSWSC 1917 Button J [2023] NSWCCA 193	VG	30y NPP 22y 6m	Conviction AD	Minor record – no violence	Strangulation Intent to kill	**SNPP 20 years** Broke into home of mother in early hours of morning – strangled her and dragged body to granny flat behind house – covered face with duct tape to ensure death – body left for brother to find - carefully planned – attempted to lay false trail – well above mid-range Difficult relationship with family – personal crisis

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88.	**HEJABIAN** (37) [2016] NSWSC 1692 Hidden AJ	VG	21y NPP 15y 9m		Minor – breached bond	Assault / asphyxiation Intent to kill	**SNPP 20 years** Killed female girlfriend in her own home – developed obsessive relationship with victim - spontaneous act during argument – attempted suicide causing health issues – trial ran on basis of substantial impairment only – mental health did affect culpability Suffering PTSD from treatment in home country of Iran – also struggling with wife suffering from schizophrenia
89.	**ADAMS** (31 at offence – 64 at sentence) [2017] NSWSC 179 Button J [2017] NSWCCA 215	VG	20y NPP 15y	Conviction AD	Rape conviction prior to murder – committed in similar circumstances – nil relevant since murder	Asphyxiation Constructive murder	(1983) gave lift home to female stranger from wine bar – falsely claimed to be police officer – placed fatal pressure on windpipe in attempt to force intercourse – disposed of body Long standing tendency to strangle women who resisted sexual advances – no subjective material placed on sentence – minimal discount for delay
90.	**TERKMANI** (21) [2017] NSWSC 1567 McCallum J	VG Murder s.61J	Indicative 40y NPP 30y 20y NPP 15y Aggregate 45y NPP 33y		Numerous offences involving unprovoked violence – breached strict bail conditions for serious drug offences	Assault Intent to kill	**SNPP 25 years** Bashed to death 16y male friend in abandoned house – sustained, brutal and horrific attack using variety of household items as weapons – strangled victim – repeatedly thrust handle of squeegee into anus as far as stomach wall – offences appear spontaneous – motive impossible to discern Offences extreme enough to warrant maximum penalty but declined to impose life sentence due to youth
91.	**FESUS** (27 at offence – 48 at sentence) [2018] NSWSC 176 Johnson J	VG	22y NPP 16y 6m		nil record – before or after murder	Strangulation Intent to kill	(1997) killed 18y wife during argument over victim leaving – strangled victim and buried body near beach – two young children present in house – maintained wife had left him – made anonymous phone calls as to whereabouts of body when required to prove wife dead for social security Suffering cancer in remission

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92.	**HOLDEM** (34 at offence – 44 at sentence) [2018] NSWSC 1677 RA Hulme J [2026] NSWCCA 70	PG 2 x Murder	Life	AD	includes assault and child sexual assault	Assault / Suffocation Intent to kill	**SNPP 20 years / 25 years** Travelled with 20y female and her 2y daughter from Northern Territory – took adult victim to Belangalo Forest and murdered her by stomping or leaning on chest and throat – motive for killing unclear – complete disdain for victim as human being - sexually abused victim at time or shortly after death and took photos – took victim's daughter and suffocated her en route back to Northern Territory – dumped body in suitcase by side of road – planned to sexually assault child although not clear if this occurred – prompted in part by need to cover up killing of mother - bodies remained unidentified for many years – sent phone messages to victim's mother and accessed victim's bank account for several years Abusive childhood – regular drug user – actions show danger to community On appeal: no error in relation to subjective features and not manifestly excessive
93.	**ROGERS** (68) [2019] NSWSC 1622 Lonergan J	VG	18y NPP 12y		nil	Smothering Intent to kill	**SNPP 20 years** Smothered wife with pillow during argument over wife's infidelity – spontaneous and unplanned – offence committed in victim's home - attempted suicide – mid-range gravity Suffering depressive disorder at time of offending making offender more vulnerable to highly emotive situations and reducing moral culpability – extremely out of character – remorse – very good prospects of rehabilitation – reduced life expectancy due to cancer

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94.	**SALES** (31 at offence / 56 at Sentence) [2020] NSWSC 1183 Garling J	PG (40% combined) Murder Solicit murder	15y NPP 8y 6m 12y NPP 7y 2m Total: 18y NPP 11y 6m		Recent lengthy sentences imposed for multiple sexual violence offences	Assault / choke Intent to kill	(1995) - lured 54y male associate to bushland area promising search for buried money – victim dug deep hole – assaulted victim with baseball bat them choked him to death using bat – offence committed in presence of brother – body buried in hole and never recovered – planned offence – gratuitous cruelty – very serious example That evening solicited brother to kill offender's ex-partner – threatened to kill brother – careful planning to set mental health defence for brother – charged with breach of AVO against victim – brother shot at victim with shortened firearm in foyer of courthouse causing serious injury – toward upper end of range Some remorse – some discount for voluntary admissions – background of sexual and physical violence and abuse Sentence imposed partially concurrent to very lengthy existing sentence for sexual offences
95.	**REAY (No.2)** (47) [2021] NSWSC 901 RA Hulme J	VG	30y NPP 22y 6m		Lengthy record for violence – offence committed while on Extended Detention Order	Strangulation Intent to kill	**SNPP 20y** Strangled cell mate – no explanation – spontaneous offence – vulnerable victim - very grave Violent childhood – early drug use – 'long demonstrated propensity for unprovoked and on occasion indiscriminate violence in custody and in the community' – severe personality disorder
96.	**DUKAGJINI (No.2)** (30 at offence – 65 at sentence) [2021] NSWSC 1668 Fagan J [2023] NSWCCA 210	VG	20y NPP 13y	AD	Record for housebreaking – no other violence	Strangled and assaulted	(1986) Broke into residential house and surprised by female occupant – panicked and killed victim with electrical cord and piece of wood – killing aggravated by being in home of victim Albanian – no risk of violent re-offending – long period of no offending On appeal: no error in refusal to apply s.22A facilitation of justice discount

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97.	**DARCY (No.9)** (46) [2022] NSWSC 135 Lonergan J	VG	40y NPP 30y		Breached parole – domestic related offences including poisoning and assaulting previous husband, setting fire to bedroom and fraud offences	Suffocation Intent to kill	**SNPP 20 years** Female sedated male partner with drugs then used helium and plastic bag to cause suffocation – staged scene to appear as suicide – months of planning and setting of false trail to suggest victim suicidal – motivated by greed – aggravated by use of drugs and committed in victim's home – murder committed in domestic setting attracts particular consideration of general deterrence, denunciation and community protection Personality disorder
98.	**JUNG** (56) [2022] NSWSC 1262 Harrison J	PG (25%)	18y NPP 13y 6m		Nil	Strangulation Intent to kill	**SNPP 20 years** Strangled female victim with whom having an affair – strangled with telephone charger cord in vehicle – buried victim in park - stated motive was to prevent victim from exposing affair to offender's wife – impulsive state of anger – cause of anger not capable of demonstration beyond reasonable doubt. Remorse - risk of reoffending small - prospects of rehabilitation good.
99.	**CAMELO-GOMEZ** (48) [2022] NSWSC 1559 Wilson J [2026] NSWCCA 63	VG	20y NPP 14y	Conviction AD	Nil	Strangulation / stabbing Intent to kill Joint criminal enterprise	(2001) – Female - joint criminal enterprise with boyfriend CC to kill offender's mother – financial motive – also motivated by wanting CC's love - plan to kill victim to take control of victim's assets for money to start business - offence committed in home of victim – not established whether offender or CC was assailant or whether both had role in inflicting fatal injuries - death by ligature strangulation from behind - when victim lay on floor, stabbed to neck – premeditated. Vulnerable to manipulation by CC – unstable personality – obsessed with CC - delay - special circumstances – separation from children

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100.	**SHERIDAN (No.2)** (24) [2022] NSWSC 1634 Garling J	VG	25y NPP 17y		Drugs, driving, common assault, affray	Intent to kill Strangulation	**SNPP 25 years** Strangled 16y male - no motive - victim vulnerable with autism and intellectual disability, alone in apartment – offender impaired such that he did not know that act morally wrong - suffering from drug-induced psychosis result of self-induced acute intoxication - impairment caused solely by temporary effect of ingesting ice – experiencing command hallucinations, in form of voices directing or he would suffer certain consequences - smothering, manual strangulation with bare hands, and strangulation with cord. History of chronic mental illness, drug abuse and addiction (ice) – remorse – PTSD – special circumstances.
101.	**RUMSBY (No.6)** (30 / 31 at offences – 56 at sentence) [2023] NSWSC 916 RA Hulme AJ	VG Murder Att choke with intent to sexually assault	27y NPP 19y 10y NPP 7y 6m Total: 32y NPP 24y		Breached recog – subsequent conviction for indecent assault offences	Asphyxiation Intent to kill	(1998/1999) Approached 18y female waiting outside house in early hours of morning – punched victim to face, forced her to ground, continued punching and attempted sexual assault – 12 mths later followed 17y female walking home along dark road in early hours of morning – sexually motivated attack – suffocated victim – spontaneous offences – elements of brutal violence Old sentencing patterns applied – facilitation of justice – difficult childhood – physical health issues
102.	**DOWLING** (35) [2023] NSWSC 1620 RA Hulme AJ	PG (25%)	22y 6m NPP 16y 10m		Significant – breached parole – includes personal violence	Assault Recklessness	**SNPP 20 years** Assaulted frail 65y male victim during sexual foreplay – 'on and off' relationship – degree of trust – forced dentures down throat of victim causing asphyxiation – left body in offender's room in boarding house for four days – callous indifference – not pre-mediated but prior violence – context of domestic relationship Remorse not established – mental health and substance abuse issues – childhood trauma involving exposure to substance abuse, violence and sexual abuse

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103.	**AA (a pseudonym)** (18) [2024] NSWSC 409 Huggett SCJ	PG (25%) Sched: Use offensive weapon with intent to intimidate	12y 3m NPP 8y		Assault, AOABH, receiving, driving unlicened	Suffocate Intent to kill	**SNPP 25y** Female - young mother suffocated 11-month-old baby daughter - precise mechanism of suffocation not known - no other violence, neglect or abuse - volatile relationship with child's father - irrational motive that her conduct would lead to resumption of relationship with child's father – belief arose from post-traumatic stress disorder and personality disorder existing at time of offence. Intent to kill but intention formed impulsively, without planning and fleeting - mental health impairments closely connected to offending that objective seriousness reduced. Traumatic background – remorse – positive rehabilitation prospects - special circumstances.
104.	**ZAFAR** (20) [2024] NSWSC 1639 Sweeney J	PG (10%)	21y 6m NPP 16y		Limited	Suffocate / choke / smothered Reckless indifference	**SNPP 20 years** Domestic violence – killed female partner - obstructed breathing by applying compression to neck and/or smothering victim - purchased hydrochloric acid, put into bathtub and put victim's body into bathtub in attempt to dispose of remains - anger at prospect of victim leaving and ending marriage - background of controlling and violent behaviour by offender. Youth - positive prospects rehabilitation – past substance abuse.
105.	**CARLINO** (37) [2025] NSWSC 480 McNaughton J	PG (25%) Murder	21y NPP 15y		Common assault – domestic violence situation but no conviction recorded	Choking Intent GBH	**SNPP 20 years** Struck female partner to face, head and neck multiple times then fatally choked – spontaneous and unsophisticated offence in shared home – wrapped body in plastic and disposed in bush area – made false reports and continued subterfuge over several days until body found – tumultuous relationship - mid-range offence Prior good character – genuine remorse – moderate prospects of rehabilitation – degeneration of mental state in lead up to offence – background of violence and sexual abuse – some reduction in moral culpability -special circumstances

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106.	**YOO** [2025] NSWSC 1522 Harrison CJ at CL	PG 3 x Murder	Life		Nil	Strangulation Stabbing Intent to kill	**SNPP 20 years / 25 years** Tae Kwon Do instructor killed 7y student and his mother by strangulation at his studio – travelled to home of victims and fatally stabbed third victim (father / husband) – 'horrific and violent acts' – 'senselessly cruel and cynical' – 'perpetrated without a trace of human compassion or consideration for dignity' of victims – motivated by desire to acquire victims' BMW car – premeditated plan to kill on at least day of murder – egregious breach of trust – completely unexpected conduct - no plan to conceal offence - studio killing recorded on CCTV, victim's traceable watch, and drove victim's car without changing plates - upper end of seriousness No evidence of personality disorder or mental health impairment – remorse – unpredictability and irrationality of conduct
107.	**SULTANA (No.8)** [2025] NSWSC 1573 Garling J	VG	44y NPP 33y		Serious personal violence offences	Strangulation Intent to kill	**SNPP 20 years** Killed female partner – relationship at early stage – jealousy, controlling behaviour by offender - strangulation with electrical cords - significant blunt force injuries including fractured nose – sexually assaulted deceased (corpse) after killed - had brought red rope and box tape to vicinity of deceased's unit and waited 3½ hours for her - pre-meditation and planning - high-end range for murder. Schizophrenia **-** no matters which would lead to any reduction in moral culpability**.**
108.	**COSTA** (28) [2025] NSWSC 1575 Campbell J	PG (25%)	18y NPP13y 6m		Nil violence – minor record	Assault Intent GBH	**SNPP 20 years** Fatally assaulted 32y female girlfriend during argument – punched with fists and compression of neck or smothering – moderate violence - extensive injuries – possessiveness and volatility in relationship but no evidence of prior violence – committed in home of offender Immediate remorse – prior good character – prospects of rehabilitation good

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