

BETWEEN:

Philip NGUYEN
Appellant

and

The Queen
Respondent



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APPELLANT'S CHRONOLOGY

Part I:

I certify that this chronology is in a form suitable for publication on the internet.

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Part II:

**2 weeks prior to
8 September 2010**

The appellant was the victim of an attempted armed robbery by two masked men armed with bats (CCA at [13]).

8 September 2010

The appellant committed the subject offences (CCA at [9]). The appellant was arrested on this date, charged with a number of offences and remanded in custody (CCA at [11], [127]).

19 July 2012

The appellant pleaded guilty to the manslaughter of William Crews and the wounding of William Crews with intent to cause grievous bodily harm.

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9 October 2012

The appellant applied to reverse his pleas of guilty. The application was refused (ROS at [5]).

1, 8 March 2013

The date of proceedings on sentence (ROS at [6]).

15 March 2013

Justice Fullerton sentenced the appellant as follows:
Manslaughter offence: 9 years and 6 months imprisonment with a non-parole period of 7 years (commencing on 8 September 2010).
Wounding offence: 6 years and 3 months imprisonment with a non-parole period of 4 years and 9 months (commencing on 8 September 2010) (ROS 72).

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27 March 2013

The respondent filed a Notice of Appeal upon the single ground that the sentence pronounced was manifestly inadequate.

31 July 2013

The NSW Court of Criminal Appeal heard the respondent's appeal against the appellant's sentence. The respondent relied upon further grounds (CCA at [7]). Judgment was reserved.

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28 August 2013 The NSW Court of Criminal Appeal upheld the respondent's appeal and re-sentenced the appellant as follows:
Manslaughter offence: 16 years and 2 months with a non-parole period of 12 years (commencing on 8 September 2011).
Wounding offence: 8 years and 1 month with a non-parole period of 6 years (commencing on 8 September 2010).
Total sentence: 17 years and 2 months with a non-parole period of 13 years.

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7 August 2015 The appellant filed an application for special leave to appeal to the High Court.

11 December 2015 Kiefel and Gageler JJ granted the appellant special leave to appeal to the High Court.

7 September 2017 The date the appellant would have been first eligible for release on parole under the original sentences (ROS at [72]).

20 **7 March 2020** The date the original sentences imposed on the appellant would have expired.

7 September 2023 The date the appellant is currently first eligible for release on parole (CCA at [128]).

7 November 2027 The date the present sentences imposed on the appellant will expire (CCA at [128]).

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Dated: 28 January 2015



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