**ANONYMISED AND ADAPTED FOR EDUCATIONAL PURPOSES**

Court Reference: CR-ZZ-QDTW

IN THE COUNTY COURT OF VICTORIA AT MELBOURNE

CRIMINAL JURISDICTION

THE DIRECTOR OF PUBLIC PROSECUTIONS

v. DARCY PARER

# SUMMARY OF PROSECUTION OPENING

**OVERVIEW OF OFFENDING**

1. Darcy Parer has pleaded guilty to two charges of obtaining financial advantage by deception.
2. The maximum penalty for this offence is 10 years imprisonment.
3. Mr Parer is currently 50 years old. At the time of the offences, he was 38 to 44 years old and was employed as a sports coaching manager at Club Coach Pty Ltd.
4. Club Coach is a company that delivers after school care programs and provides professional coaching services to third party clients, including schools.

# DETAILS OF THE OFFENDING

*Charge 1 – victim Club Coach*

1. On 1 August 2005, Mr Parer commenced employment with Club Coach.
2. At this time, Club Coach were providing sports coaches to Carlisle High School and other schools. Employees were paid by Club Coach on a fortnightly basis upon the submission of paper time sheets.
3. On 7 August 2006, Mr Parer created a fictional employee sports coach named ‘Simon Samson’ and entered ‘him’ onto the payroll system. Attached to the Simon Samson profile was a dormant ANZ bank account belonging to Mr Parer’s ex-wife, accessible to Mr Parer.
4. On that day, Mr Parer completed a paper time sheet for Simon Samson and sent it to payroll for processing. On 10 August 2006, Club Coach paid $271.00 into the ANZ bank account.
5. Between 10 August 2006 and 23 June 2011, Mr Parer submitted 106 paper time sheets for Simon Samson and Club Coach paid a total of $87,022.00 into the ANZ bank account.
6. On 1 May 2007, Mr Parer created a fictional employee sports coach named ‘Pierre Bottule’ and entered ‘him’ onto the payroll system. Attached to the Pierre Bottule profile was a Westpac bank account belonging to Mr Parer. This Westpac account was the same account being used by Mr Parer for his legitimate salary.
7. On that day, Mr Parer completed a paper time sheet for Pierre Bottule and sent it to payroll for processing. On 3 May 2007, Club Coach paid $702.00 into the Westpac account.
8. Between 3 May 2007 and 23 June 2011, Mr Parer submitted 99 paper time sheets for Pierre Bottule and Club Coach paid a total of $77,182.00 into the Westpac account.
9. On 1 July 2011, Club Coach moved from a paper based payroll system to an electronic one.
10. Between 18 August 2011 and 27 October 2011, Mr Parer entered 6 electronic timesheets for Simon Samson and 6 electronic time sheets for Pierre Bottule and Club Coach paid a total of $2,446.00 into the ANZ account and $2,446.00 into the Westpac account.
11. The total amount obtained from Club Coach was $169,096.00.

*Charge 2 – victim Carlisle High School*

1. Carlisle High School (‘CHS’) was one of Club Coach’s biggest clients. Part of their business arrangements was for CHS to directly contract with sports coaches sourced by Mr Parer on behalf of Club Coach.
2. On 8 May 2008, Mr Parer drew up a contract of employment for CHS in the name of a former employee, Todd Daniels. Mr Parer provided CHS with the Westpac and ANZ accounts, purporting that they belonged to Mr Daniels.
3. Between 8 May 2008 and 31 August 2008, Mr Parer submitted 4 time sheets for Mr Daniels and CHS paid a total of $2,119.00 into Mr Parer’s bank accounts.
4. In October 2010, Mr Parer drew up a contract of employment for CHS in the names of Simon Samson and Pierre Bottule. Mr Parer provided CHS with the Westpac and ANZ accounts, purporting that they belonged to Simon Samson and Pierre Bottule.
5. Between 18 November 2010 and 17 December 2010, Mr Parer submitted 4 time sheets for Simon Samson and 4 time sheets for Pierre Bottule and CHS paid a total of $3,564.00 into Mr Parer’s bank accounts.
6. On 18 January 2011, Mr Parer drew up 2 contracts of employment for CHS in the name of former employees, Allan Seltzer and Eva Spinks. Mr Parer provided CHS with the ANZ and Westpac accounts, purporting that they belonged to Mr Seltzer and Ms Spinks.
7. Between 1 March 2011 and 1 March 2012, Mr Parer submitted 15 time sheets for Mr Seltzer and 15 time sheets for Ms Spinks and CHS paid a total of $17,633.00 into Mr Parer’s bank accounts.
8. The total amount obtained from CHS was $23,316.00.
9. On 22 February 2012, the Chief Financial Officer at Club Coach, became aware that money was being misappropriated.
10. On 7 March 2012, Mr Parer’s employment was terminated without notice, following the discovery of his offending.

# ARREST & RECORD OF INTERVIEW

1. On 1 December 2015, Mr Parer presented himself at Prahran Police Station and was arrested.
2. At 11:47am, Mr Parer participated in a recorded interview during which he made full and frank admissions to the offences. Mr Parer stated:
	* He commenced employment at Club Coach in October 2005 as a sports coach manager and his role was to recruit sports coaches to schools1
	* Schools would pay the sports coaches and sometimes Club Coach would make extra payments to the sports coaches for overtime and other adjustments, then invoice the schools for recoupment2
	* On some occasions, he would pay sports coaches out of his own pocket, without recoupment and this was why he set up fraudulent payments to himself 3
	* He changed bank account details of sports coaches who had left Australia or no longer worked at Club Coach programs to his own bank accounts4
	* He would pay overseas sports coaches who had out-stayed their working visas in cash by having money paid into his account, then withdrawing it for such payments5
	* He knew this was the wrong thing to do, but it was his creative way of trying to help the sports coaches out6
	* Some of the money would have stayed in his bank account and he used that money for bills, expenses and debt agreements7
	* He stole somewhere in the vicinity of $20,000.00 to $25,000.008

# ANCILLARY MATTERS

1. Pre-sentence detention Nil.
2. Victim Impact Statements Nil.
3. Timing of guilty plea

The frank admissions in the record of interview are indicative of the course that these matters ultimately took. This matter resolved at the first committal mention and the Crown concedes that this was a plea at the earliest opportunity.

1. s. 464ZF(2) *Crimes Act 1958*

The Crown seeks an order directing Mr Parer to undergo a forensic procedure.

1. Criminal history Nil.

1 Record of interview – Q&A 18 to 24

2 ROI – Q&A 38 to 70, 599

3 ROI – Q&A 73 to 80, 83, 90

4 See generally ROI – Q&A 211 to 300

5 ROI – Q&A 98 to 100, 106, 136, 357

6 ROI – Q&A 153 to 154

7 ROI – Q&A 174, 184, 201, 243 to 247, 643

8 ROI – Q&A 205, 328, 573

PLEA PROSECUTOR