

QUEENSLAND PUBLIC HOSPITALS COMMISSION OF INQUIRY

SUPPLEMENTARY STATEMENT OF MORGAN NEELAN NAIDOO

I, **MORGAN NEELAN NAIDOO** of
Queensland, state on oath:

in the State of

1. Background

1.1 This is a supplementary statement to my statement of 28 September 2005.

2. Absent on Leave

Leave Taken

2.1 Mr David Andrews put to me a number of telephone records over a number of accounts on 6 October 2005.

2.2 I stated in paragraph 2.7 of my initial statement that the Human Resources Manager of the Hervey Bay Hospital keeps all the records of my leave entitlements and when I have taken leave. I have not kept these records myself and simply relied upon my unaided recollection in my original statement.

2.3 Accordingly, my statement was based on recollection alone. I have now had the opportunity to review my personnel file and the records of my treating doctor, Doctor Andrew Christensen to ascertain exact dates of my treatment and hospitalisation to assist the commission.


Hospitalisation

2.4 I was hospitalised on the following dates:

- (1) 8 February 2001- 19 February 2001;
- (2) 8 January 2003- on or around 12 January 2003;
- (3) 13 August 2004- 28 August 2004;
- (4) 17 December 2004- 23 December 2004; and
- (5) 24 June 2005- 4 July 2005.

2.5 All hospitalisations were at the New Farm Clinic except for the hospitalisation in 2003. In January 2003 I was hospitalised for a hernia repair at the Wesley Private Hospital. Annexed to this statement and marked "MNN-1" is a copy of a medical certificate from Dr Nicholas O'Rourke.


Deponent


A J.P., C.Dec., Solicitor

- 2.6 Annexed to this statement and marked "MNN-2" are copies of tax invoices for the duration of my hospitalisations in August 2004, December 2004 and June/July 2005. Annexed to this statement and marked "MNN-3" are copies of medical certificates from my treating doctor, Doctor Andrew Christensen for the periods 9 August 2004 to 8 October 2004 and 15 August 2005 to 15 October 2005.
- 2.7 I was confused in my evidence regarding my hospitalisation in December 2004 due to the telephone records. When the Commissioner stated that I could see from the phone records that I was not in hospital in December 2004 I started to doubt that I was. Having had the opportunity to examine my records from Dr Christensen I now know with absolute certainty that I was hospitalised at the New Farm Clinic from 17 December to 23 December 2004.
- 2.8 When I was hospitalised at the New Farm Clinic, I did not leave the hospital grounds at any time during my hospitalisation.

Friday Afternoons and Public Holidays

- 2.9 On the very occasional Friday where I left Hervey Bay Hospital before 5pm, I always ensured I had finished my duties before leaving.
- 2.10 Before the Senior Medical Officers (SMOs) arrived, for many years I was the only orthopaedic staff member at Hervey Bay Hospital. Accordingly, I covered all the public holidays. Once the SMOs arrived, they were rostered on more public holidays, which explains my absence on certain public holidays.

Phone Record Dates

- 2.11 Annexed to this statement and marked "MNN-4" is a table addressing the issues regarding my attendance at Hervey Bay Hospital, raised by the telephone records presented to me by Mr David Andrews on 6 October 2005.
- 2.12 Annexed to this statement and marked "MNN-5" is a copy of a memorandum from me to Dr Hanelt regarding planned leave in the first half of 2004.
- 2.13 Whenever I was taking planned leave I always completed a leave form and sent it via the clinical support person to Dr Hanelt, who would then send it on to the hospital's Human Resources Manager. At any stage, those forms could be lost or misplaced. This is outside of my control.
- 2.14 When I took unscheduled leave I would report to the clinical support person and that person would let the Human Resources Manager know and then arrangements would be made. I always made the telephone call but I have no power over ensuring that the Human Resources department enters this leave into the system. I always made a telephone call, as I was acutely aware that clinics and surgery would need to be cancelled.
- 2.15 I have had the opportunity to read Dr Hanelt's supplementary statement of 7 October 2005 and agree with his assessment of the lack of accuracy of the HRM department records.


Deponent


A J.P., C-Dec., Solicitor

SWORN by MORGAN NAIDOO at Brisbane
presence of:

on 10th October 2005 in the

[Handwritten signature]

[Handwritten signature]
Deponent

[Handwritten signature]
A J.P., C.Decr., Solicitor

QUEENSLAND PUBLIC HOSPITALS *COMMISSION OF INQUIRY*

ANNEXURES TO SUPPLEMENTARY STATEMENT

Annexures "MNN-1" to "MNN-5" to the supplementary statement of MORGAN NEELAN NAIDOO sworn on 10th October 2005.


Deponent


A J.P., C.Des., Solicitor

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Deponent


A J.P., C.Des., Solicitor

"MNN-1"

Date: 31/1/03

I Hereby Certify that on 6/1/03.

I examined Morgan Naidoo

* who in my opinion is who states that he/she was suffering from

a surgical condition

* and will be was unfit for duty up to and including

14/2/03

He/she states that the incapacity commenced on

6/1/03

Signature

Doctor's Name and address

(Please Stamp or Print)

(★ Delete as necessary)

DR. N. A. O'ROURKE
PROV. No. 595122X
2ND FLOOR
WESLEY MED/CEN
40 CHASELY ST
WUCHENFLOWER QLD 4066

RE-ORDER CODE 1040708 SSS AUSTRALIA

TAX INVOICE

PERSON RESPONSIBLE FOR PAYMENT: MR M. NAIDOO
 PATIENT: MR MORGAN NEELAN NAIDOO
 U/R No. 4360, ADMISSION No. 26656, INVOICE DATE 13/08/2004, DISCHARGE DATE 16/08/2004
 INVOICE: 169, FUND No. 500848, FUND DATE 16/08/2004, MEDICARE No. 122153
 DR. M. THEODOROS, DOCTOR, PROVIDER No.

FROM (GV)	TO	DAYS	DESCRIPTION / ITEM CODE	RATE	GST EX AMOUNT	GST AMOUNT	TOTAL AMOUNT PAYABLE
13/08/04	16/08/04	3	1-20 DAYS PRIVATE RO(U3 /61)	479.00	1437.00	.00	1437.00
INVOICE TOTAL					1437.00	.00	1437.00

PLEASE REFER TO ADMISSION NO. ON ALL CORRESPONDENCE
 PLEASE DETACH BOTTOM SECTION OF THIS INVOICE & RETURN WITH YOUR PAYMENT
NEW FARM CLINIC
 22 Sargent Street
 New Farm Queensland 4005

PATIENT NAME: MR MORGAN NEELAN NAIDOO
 U/R No. 4360, ADMISSION No. 26656, INVOICE No. 122153, BALANCE PAYABLE 1437.00

CARD NO. []
 CARD HOLDER'S NAME: []
 CARD HOLDER'S SIGNATURE: []
 EXPIRY DATE: []

PAYMENT TERMS: 7 DAYS
 DATE PAID: []

PLEASE TICK METHOD OF PAYMENT:
 VISA
 MASTERCARD
 BANKCARD
 CHEQUE
 MONEY ORDER
 OTHER

Telephone & Internet Banking - Beware
 If you receive credit advice on business activity to order this

IB PAV
 Biller Code: 525923
 Ref: 026 00026656 4

TAX INVOICE

NEW FARM CLINIC

PERSON RESPONSIBLE FOR PAYMENT: MR M. NAIDOO

PATIENT: MR MORGAN NEELAN NAIDOO

MR MORGAN NEELAN NAIDOO
 4005 EAST BRISBAN

U/R No. 4360
 ADMISSION No. 26656
 INVOICE No. 13/08/2004
 DISCHARGE DATE

INVOICE DATE: 23/08/2004
 FUND No. 500848

DR. M. THEODOROS

INVOICE DATE: 23/08/2004
 FUND No. 500848

INVOICE DATE: 23/08/2004
 FUND No. 500848

FROM (GM)	TO	DAYS	DESCRIPTION / ITEM CODE	RATE	GST EX. AMOUNT	GST AMOUNT	TOTAL AMOUNT PAYABLE
16/08/04	23/08/04	7	1-20 DAYS PRIVATE RO(U3 /61)	479.00	3353.00	.00	3353.00
INVOICE TOTAL					3353.00	.00	3353.00
BALANCE PAYABLE					3353.00		3353.00

PLEASE REFER TO ADMISSION No. ON ALL CORRESPONDENCE

CLASSIFICATION OF THIS INVOICE: OTHER (3) - PRIVATE (61) - 1-20 DAYS PRIVATE RO(U3 /61)

PAYMENT TERMS: 7 DAYS

PATIENT NAME: MR MORGAN NEELAN NAIDOO

NEW FARM CLINIC
 22 Sargent Street
 New Farm Queensland 4005

U/R No. 4360
 DATE DUE

ADMISSION No. 26656
 DATE PAID

INVOICE No. 122437
 BALANCE PAYABLE 3353.00

PLEASE TICK METHOD OF PAYMENT

VISA
 MASTERCARD
 BANKCARD

CHEQUE
 MONEY ORDER
 OTHER

Telephone & Internet Banking - Easy
 Call your bank, credit union or building society to make this

IB PAY
 Biller Code: 525923
 Ref: 026 00026656 4

TAX INVOICE

A MEMBER OF RAMSAY HEALTH CARE GROUP

PERSON RESPONSIBLE FOR PAYMENT: MR M. NAIDOO
 PATIENT: MR MORGAN NEELAN NAIDOO
 U/R No. 4360
 ADMISSION No. 27910
 ADMISSION DATE 17/12/2004
 DISCHARGE DATE
 INVOICE DATE 20/12/2004
 FUNDABLE ARM / TE
 FUND No. 500848
 INVOICE No. 127254
 DR. A. CHRISTENSEN
 DOCTOR PROVIDER No.

FROM (ON)	TO	DAYS	DESCRIPTION / ITEM CODE	RATE	GST EX. AMOUNT	GST AMOUNT	TOTAL AMOUNT PAYABLE
17/12/04	20/12/04	3	1-20 DAYS PRIVATE RO(U3 /66)	479.00	1437.00	.00	1437.00

INVOICE TOTAL 1437.00

PLEASE REFER TO ADMISSION No. ON ALL CORRESPONDENCE
 PLEASE DETACH THE PORTION OF THIS TAX INVOICE & RETURN WITH YOUR PAYMENT TO:

NEW FARM CLINIC
 22 Sargant Street
 New Farm Queensland 4005

PATIENT NAME: MR MORGAN NEELAN NAIDOO
 CARD No. _____
 CARD HOLDER'S NAME _____
 CARD HOLDER'S SIGNATURE _____
 EXPIRY DATE _____

DATE DUE: U/R No. 4360
 DATE PAID: ADMISSION No. 27910
 INVOICE No. 127254
 BALANCE PAYABLE 1437.00

PLEASE TICK METHOD OF PAYMENT:
 VISA
 MASTERCARD
 BANKCARD
 CHEQUE
 MONEY ORDER
 OTHER

Telephone & Internet Banking - Bay
 Call your bank, credit union or building society to make this payment from your cheque or savings account

IB PAY
 Biller Code: 525923
 Ref: 026 00027910 4

TAX INVOICE

A MEMBER OF RAMSAY HEALTH CARE GROUP

PERSON RESPONSIBLE FOR PAYMENT	PATIENT
MR M. NAIDOO	MR MORGAN NEELAN NAIDOO
EAST BRISBANE 4169	EAST BRISBANE 4169

U/R No.	ADMISSION No.	ADMISSION DATE	DISCHARGE DATE
4360	27910	17/12/2004	23/12/2004

INVOICE FUNDABLE	FUND No.	MEDICARE No.
ARM / TE	23/12/2004	127381

DR A. CHRISTENSEN	DOCTOR	500848	Provider No.
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FROM	TO	DAYS	DESCRIPTION / ITEM CODE	RATE	GST EX AMOUNT	GST AMOUNT	TOTAL AMOUNT PAYABLE
00/12/04	23/12/04	3	1-20 DAYS PRIVATE RO(U3 / 66)	479.00	1437.00	.00	1437.00
INVOICE TOTAL					1437.00	.00	1437.00

PLEASE REFER TO ADMISSION No. ON ALL REFERENCE DOCUMENTS

NEW FARM CLINIC
 22 Sargent Street
 New Farm Queensland 4005

PAYMENT TERM: 7 DAYS

U/R No. 4360
 ADMISSION No. 27910
 INVOICE No. 127381

DATE DUE DATE PAID

MR MORGAN NEELAN NAIDOO

22 Sargent Street
 New Farm Queensland 4005

U/R No. 4360
 ADMISSION No. 27910
 INVOICE No. 127381

DATE DUE DATE PAID

PLEASE TICK METHOD OF PAYMENT

VISA
 MASTERCARD
 BANKCARD
 CHEQUE
 MONEY ORDER
 OTHER

Card Holder's Name: _____
 Card Holder's Signature: _____
 Expiry Date: _____

Telephone & Internet Banking - Bpay
 Call your bank, credit union or building society to make this transaction.

Billers Code: 525923
 Ref: 026 00027910 4

BALANCE PAYABLE 1437.00

TAX INVOICE

A MEMBER OF RAMSAY HEALTH CARE GROUP

PERSON RESPONSIBLE FOR PAYMENT: MR M. NAIDOO
 PATIENT: MR MORGAN NEELAN NAIDOO
 U/R No. 4360
 ADMISSION No. 30339
 ADMISSION DATE 24/06/2005
 DISCHARGE DATE 04/07/2005
 EAST BRISBANE 4169
 EAST BRISBANE 4169
 COPY OF INVOICE
 FUNDABLE ARM / TE
 FUND No. 500848
 MEDICARE No. 135184
 DR. A. CHRISTENSEN
 PROVIDER No.

FROM (ON)	TO	DAYS	DESCRIPTION / ITEM CODE	RATE	GST EX AMOUNT	GST AMOUNT	TOTAL AMOUNT PAYABLE
24/06/05	27/06/05	3	1-20 DAYS PRIVATE RO(U3 /69)	498.00	1494.00	.00	1494.00
INVOICE TOTAL							1494.00

PLEASE REFER TO ADMISSION No. ON ALL CORRESPONDENCE
 PLEASE DETACH THIS PORTION OF THIS TAX INVOICE & RETURN WITH YOU TO QANTAS
RAMSAY HEALTH CARE

PATIENT NAME: MR MORGAN NEELAN NAIDOO
 NEW FARM CLINIC
 New Farm Queensland 4005
 U/R No. 4360
 ADMISSION No. 30339
 INVOICE No. 135184
 DATE DUE: [] [] [] [] [] []
 DATE PAID: [] [] [] [] [] []
 BALANCE PAYABLE: 1494.00
 BALANCE PAYABLE: 1494.00

PLEASE TICK METHOD OF PAYMENT:
 VISA
 MASTERCARD
 BANKCARD
 CHEQUE
 MONEY ORDER
 OTHER

Billers Code: 525923
 Ref: 026 00030339 1

Telephone & Internet Banking - Buy
 all your bank's credit union or building society to make the

TAX INVOICE

A MEMBER OF RAMSAY HEALTH CARE GROUP

PERSON RESPONSIBLE FOR PAYMENT: MR M. NAIDOO
 PATIENT: MR MORGAN NEELAN NAIDOO
 EAST BRISBANE 4169
 EAST BRISBANE 4169
 U/R No. 4360, ADMISSION No. 30339, ADMISSION DATE 24/06/2005, DISCHARGE DATE 04/07/2005
 FUNDABLE ARM / TE, FUND No. 500848, MEDICARE No. 135419
 DOCTOR: DR A. CHRISTENSEN

FROM (M)	TO	DAYS	DESCRIPTION / ITEM CODE	RATE	EST EX AMOUNT	GST AMOUNT	TOTAL AMOUNT PAYABLE
27/06/05	04/07/05	7	1-20 DAYS PRIVATE RO (U3 / 69)	498.00	3486.00	.00	3486.00
INVOICE TOTAL					3486.00	.00	3486.00

PLEASE REFER TO ADMISSION NO. ON ALL CORRESPONDENCE.
 PLEASE DETACH THIS PORTION OF THIS TAX INVOICE & RETURN WITH YOUR PAYMENT TO:
PAYMENT TO: NEW FARM CLINIC
 New Farm Queensland 4005

PATIENT NAME: MR MORGAN NEELAN NAIDOO
 CARD No. _____ EXPIRY DATE _____
 CARD HOLDER'S NAME _____
 CARD HOLDER'S SIGNATURE _____
 U/R No. 4360, ADMISSION No. 30339, INVOICE No. 135419, BALANCE PAYABLE 3486.00
 DATE DUE _____ DATE PAID _____
 PLEASE TICK METHOD OF PAYMENT:
 VISA CHEQUE
 MASTERCARD MONEY ORDER
 BANK CARD OTHER
 Telephone & Internet Banking - Bpay
 Call your bank, credit union or building society to make this
 payment from your cheque or savings account.
Billers Code: 525923
Ref: 026 00030339 1

"MNN-3"

**Dr. A Christensen
MBBS FRANZCP**

22 Sargent St
New Farm 4005
Phone 0732540639
Fax 0732540067
Pager/Mobile 0413129434

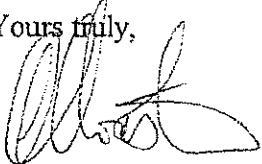
MEDICAL CERTIFICATE

This is to certify that Dr Morgan Naidoo is receiving medical treatment from myself. For the period

9/8/04 to 8/10/04 inclusive

he will be unfit to pursue his usual occupation.

Yours truly,



Dr Andrew Christensen

Dr. A Christensen
MBBS FRANZCP


22 Sargent St
New Farm 4005
Phone 0732540639
Fax 0732540067
Pager/Mobile 0413129434

MEDICAL CERTIFICATE

This is to certify that Dr Morgan Naidoo is receiving medical treatment from myself for a major depression. For the period 15/8/05 to 15/10/05 inclusive

he will be unfit to pursue his usual occupation.

Yours truly,



Dr Andrew Christensen

MNN-4

Issues with Telephone Account Records		
Date	Leave Taken	Location and Reason
19 January 2004	I am unsure of whether I took leave on this day but I do not believe that I did so.	I believe I was present at Hervey Bay on this day and that this was one of very few occasions where I came back to Brisbane during the week for the evening and returned to Hervey Bay early the next day.
22-30 January 2004	Recreational Leave. I would have provided a leave form regarding this period of time.	I planned to take recreational leave from 27 January to 6 February 2004. I provided a memorandum to Terry Hanelt regarding this leave on 12 December 2003. This memorandum appears as "MNN-5" to my supplementary statement. It appears that I have taken this leave a week early from 22 January 2004 to 30 January 2004.
Friday 27 February 2004	I would have provided a leave form or called the clinical support person to report my absence.	It appears I was in Brisbane on this date. I believe I had a medical appointment.
21-23 April 2004	Recreational Leave. I would have provided a leave form to HR for this time.	I provided a memorandum to Terry Hanelt regarding this period of time. Annexed to the supplementary statement and marked "MNN-5" is a copy of this memorandum. I also provided a leave form to HR for this leave as I always did with planned leave. For some reason HR has failed to place this form on my personnel file.
Monday 26 April 2004	Public Holiday	Conference- Knee Symposium presented by Stryker held at Couran Cove, Gold Coast. Public Holiday

5

Issues with Telephone Account Records		
Date	Leave Taken	Location and Reason
Monday 3 May 2004	I would have called in to the clinical support person for this absence from work.	My son had been discharged from the Mater Private Hospital on 1 May 2004 after surgery. I was looking after him.
20 December-28 December 2004	Sick leave due to hospitalisation.	I was in the New Farm Clinic from 17-23 December 2004. On 24 December 2004, I was recuperating at home. The next four days were the weekend and Christmas public holidays and I was back at work on 29 December 2004.
Friday 31 December 2004	No leave taken.	I believe this is one of the very few occasions where I left Hervey Bay before 3pm on a Friday afternoon. The telephone records verify that I was at Hervey Bay earlier in the day.
Monday 3 January 2005	Public holiday	Public holiday
Thursday 20 & Friday 21 January 2005	I would have called to make my absence on the Friday known. HR has failed to record this absence for some reason.	The telephone records show that I was in Hervey Bay on Thursday 20 January 2005 until late in the evening. As such, I was working in Hervey Bay on this date. I cannot recall the reason for my absence on Friday 21 January but I am certain that I would have made this absence known to the clinical support officer or the HR department. I believe I was unwell.
Thursday 3 & Friday 4 February 2005	I would have prearranged or called in to the clinical support officer for these two days, as sick leave. HR has failed to record it for some reason or another.	On Friday 4 February 2005 I had an appointment with Dr Andrew Christensen.



Queensland Government
Queensland Health

MEMORANDUM

To: Terry Hanelt

From: Dr Morgan Naidoo

Subject: Planned Leave January 2004

Contact No:

Just a short note regarding planned leave between January 2004 and June 2004.

The dates are as follows:

27th January 2004 – 06th February 2004 (ARL)

01st March 2004 – 08th April 2004 (Study & ARL)

21st April 2004 – 23rd April 2004 (ARL)

The period for March and early April is about 6 weeks, in the light of recent events we may have to consider recruiting a locum to provide consultant cover.

.....
Dr Morgan Naidoo
Director – Orthopaedics
Fraser Coast Health Service District
12th December 2003