

Inquiry into procurement at Services Australia and the National Disability Insurance Agency

Submission 1 – 8 September 2023

I, Khamphone Xaysavanh, solemnly affirm the following statement before the Committee:

[REDACTED], I advised the Committee that these were stolen documents which were illegally obtained. What has the Committee done about that?

This submission is to address the submission made by my ex-husband Anthony Daly, [REDACTED]

I question the motivation behind Mr Daly's submission to the Committee and it is not in the best interest of the public good.

Based my years of observations of Mr Daly's literacy skills I have formed the view that Mr Daly did not write those submissions he submitted. I used to have to help Mr Daly fill out Medicare forms etc.

Mr Daly worked as a baggage handler at the airport. Upon requesting his tax returns (2020-2022) the Committee will find that the only income generated was from Qantas working as a baggage handler then later JobSeeker benefits.

Mr Daly was never an employee, director or shareholder of David Milo Consulting or Synergy 360.

His submissions are full of errors and misinformation and he discusses facts about which he has absolutely no possibility of knowing anything about. I will discuss these below.

I pose the following questions to the Inquiry and to the two journalist David Crowe and Nick McKenzie who received the stolen and/or amended documents and published the series of articles from about 24 November 2022 to the present date:

1. Who provided you with the material and when?
2. Can you confirm that you were aware that the leaked emails were stolen property?
3. The material you published were illegally accessed and altered with the malicious intent to blackmail me and David Milo.
4. [REDACTED]
[REDACTED]
5. Are you aware that Mr Daly's submissions have impacted my reputation, business dealings and dramatically affected my livelihood and my children.

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6. [REDACTED]
[REDACTED]
7. Have you ever seen a copy of Mr Daly's CV?
8. Have the committee ever asked Mr Daly about his alleged employment or otherwise with Milo Consulting Pty Ltd or Synergy 360?

In response to Mr Daly's submission to the Committee dated 27 May 2023

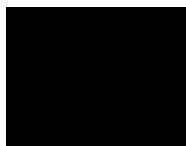
1. Mr Daly and I were divorced in October 2022.
2. Redacted content
3. Mr Daly had no involvement in the establishment of Milo Consulting Pty Ltd other than setting the domain name and downloading a form from the ASIC website and completing details of a share transfer at my request for assistance.
4. Mr Daly submits that Synergy 360 devised a framework to secure government contracts and gives submissions about success fees etc. Mr Daly has absolutely NO first-hand knowledge of any of the activities of Milo Consulting Pty Ltd or Synergy 360. He had no mechanism to know of any the dealings of Milo Consulting Pty Ltd or Synergy 360.
5. Mr Daly claims to have conducted various day to day activities of Milo Consulting Pty Ltd or Synergy 360 from 2017 to 2020. This is completely untrue. Has the committee asked Mr Daly to provide any details of any contract he had with Milo Consulting Pty Ltd or Synergy 360 or any wages paid to him by Milo Consulting Pty Ltd or Synergy 360. If one was to ask for such details nothing will be forthcoming. There are none.
6. Mr Daly claims to have personally incurred expenses of \$33,465 on his credit card on behalf of Milo Consulting Pty Ltd or Synergy 360. This is totally false. These payments were made by me from KHAMX Pty Ltd (Trading as Nspire Recruitment). Has anyone asked Mr Daly about that?
7. Mr Daly claims to have made cash injections to Milo Consulting Pty Ltd or Synergy 360. Funds for the establishment of Synergy 360 operational costs came from KHAMX Pty Ltd (Trading as Nspire Recruitment) business overdraft. I was the sole income earner within the marriage of 15 years and Mr Daly was not employed nor generated any money to contribute to the family's financial position.
8. On this point that there were two initial shareholders of Milo Consulting Pty Ltd or Synergy 360, Mr Daly is correct. Mr Daly was never a shareholder or employee of Synergy 360.

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9. Milo Consulting Pty Ltd or Synergy 360 generated revenue in its first year of operation and the debt was paid back to KHAMX Pty Ltd. I made the EFT payments back to KHAMX Pty Ltd from Synergy 360 business account.
10. The house I shared with Mr Daly was listed on ASIC for the purpose of the company registration. I worked and ran both businesses (Nspire Recruitment & Synergy 360) from a home office.
11. Mr Daly makes submissions about the organisations of meeting between me, David Milo and others. Mr Daly had no involvement or knowledge of any meetings any officeholders or staff of Milo Consulting Pty Ltd or Synergy 360 had. I have no idea where he gets this information or why he is making submissions about it.
12. Mr Daly makes submissions about objectives of Milo Consulting Pty Ltd or Synergy 360 allegedly to secure Stuart Robert's involvement in acquiring government contracts. Mr Daly had no ability to know of any information or intentions of Milo Consulting Pty Ltd or Synergy 360. Has anyone ever asked him how he came to be qualified to make this submission?
13. Mr Daly submits that I told him how Milo Consulting Pty Ltd or Synergy 360 directors fees would be allocated. I deny this. I was never paid any director fees, only a salary. Mr Daly has no way of having knowledge of how Milo Consulting Pty Ltd or Synergy 360 would distribute directors' fees. [REDACTED]
[REDACTED]
14. Mr Daly makes a submission about changing Milo Consulting Pty Ltd share structure on my direction. That is correct. I did ask him to do that because I was busy. As I have stated above, this and the registering of the domain name were the only things Mr Daly ever did with respect to Milo Consulting Pty Ltd or Synergy 360.
- 15-17 Mr Daly makes submissions about meetings between staff member or office holders of Synergy 360, Stuart Robert, John Margerison and Unisys staff and schedules of meetings. Mr Daly has absolutely no first-hand knowledge of any meeting between any of those people. How could he? He worked a baggage handler at the airport. Why hasn't anyone asked him for proof of the facts to which he makes submission?
- 18-25. Mr Daly did steal computers from Milo Consulting Pty Ltd or Synergy 360. Mr Daly was NEVER responsible for overseeing the IT systems of Synergy 360.
Mr Daly was not authorized to access the company emails or IT systems.
Mr Daly refers to "numerous emails" being captured on my personal HP hard drive. This submission has to be totally false. He was never authorised to access any emails or any information of Milo Consulting Pty Ltd or Synergy 360.
I am aware of other versions given by Mr Daly as to how Mr Daly accessed information or data of Milo Consulting Pty Ltd or Synergy 360.

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26. Mr Daly makes submissions about our “divorce proceedings”. When I made submissions about or “divorce proceedings” they were redacted. I was advised that a person is not to refer to family law proceedings. Mr Daly has. I invite you to release my earlier submission (date 7 July 2023) unredacted. Has anyone asked Mr Daly what he told members of the AFP about his taking unauthorised access to Synergy 360 data? I have read the reports. What Mr Daly has submitted is totally false.
27. Mr Daly incredibly makes a submission that are “worth noting” about Synergy 360 client contacts. This is an incredible piece of [REDACTED] self-serving evidence given by a baggage handler. Again, Mr Daly had no involvement in any business dealings of Milo Consulting Pty Ltd or Synergy 360.
28. Mr Daly makes submissions about a budget event that I attended. He did not attend. The committee should have concerns about Mr Daly making submissions he knows nothing about.
- Mr Daly’s submission at point 28 is indicative of Mr Daly’s submissions having been written by someone else to make things reportable and this should have been obvious to the committee.
29. Mr Daly makes submissions about conversation between me and Mr Daly about Mr Damien West. This is unsworn evidence and is untrue. I have found Mr Daly to be a man who has an uncomfortable relationship with the truth.
- The statement that Mr West attended my house on a regular basis is untrue.
- Mr West attended my place of business [REDACTED] on one occasion.
- [REDACTED] was the registered address for Milo Consulting Pty Ltd or Synergy 360 and also my home office where business meetings took place.
- During the time that Mr West was working at ACMA, I provided some advice on his CV in my capacity as Director of Nspire Recruitment which is standard practice of a recruitment agency. As the sworn evidence I gave to the committee, Mr West is the brother or one of my best friends.
- Nspire was not involved in any placement or role for Mr West at any time. Mr West was not involved with Synergy 360 and the Services Australia or partner pursuits in any capacity.
- Mr West had no involvement in these business dealings nor attended any meetings relating to these deals or pursuits.
30. Mr Daly at point 30 chooses to make submissions to the committee to tell the committee what it should do. Further, he makes a suggestion about a company with which he had no involvement or knowledge. Has the committee asked Mr Daly how it is that a person [REDACTED] [REDACTED] is qualified to guide the conduct of the committee?
31. At point 31 Mr Daly again makes [REDACTED] unsubstantiated submissions about what was said at a Christmas party in 2018. If Mr Daly had heard such conversations someone should ask him what steps he took in 2018/2019 to bring these comments to the attention of the appropriate authorities. Mr Daly offers to establish the veracity of statements and provide ‘legal artefacts’. Why hasn’t he done so to date [REDACTED]?



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