

keywords: Nambour; criminal; pharmacist; Hugh McVean; bad reputation in Townsville; first year out of Uni, bragged of screwing red-headed girlfriend; married her; saw her parents as easy mark; "If I marry your daughter, how much DOWRY will you pay me? "; assaulted her disabled brother by repeatedly giving him a water ski-ing enema; big joke in front of his "friends" as disabled did not realise but kept lining up to try to ski; McVean had owed disabled fiduciary duty; gossip spread; lost confidence of customers; work as locum pharmacist diminished; employers out of Townsville would have checked; so decided to work for himself out of Townsville; inflicted on Nambour; sought out dodgey/criminal solicitor in Nambour; that solicitor repeatedly breached professional standards to defraud others for McVean; McVean paid them well for that; likely attention of ATO and ASIC; Audit all clients; McVean trustee of disabled's home; to steal it from him forged Tenancy agreement; criminal; entered it into court; criminal and contempt of court; in 2005, McVean could not spell "fiduciary"; McVean joined Rotary to dupe Nambour; bought Howard St Pharmacy;

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Nambour's Criminal Pharmacist

:HUGH McVEAN. *By Alex Gordon LLB*

We know of this matter as McVean's wife's



Evil Hugh McVean. HAIGPHOTO

disabled brother is Haig, our semi-retired photographer. Hugh McVean has not to our knowledge been charged with any criminal acts. Regardless, we believe his acts have amounted to criminal behaviour.

Haig relates an episode that occurred more than 35 years ago,

“After they were married, Hugh bought a water ski boat. I was invited to go one day when he Coral and his hotel boozier mates went water ski-ing on the Strand in Townsville. This was after the time of my head injury when I was really "out of it". Everyone was having a turn. I did not know the reason but every time one of the women was to ski, she would pull on a particular pair of tight pants. It was all going smoothly. When it came my turn, I was told that the method to rise up on the skis was to sit upright in the water with the front tips of my skis just out of the water and my knees under my chin. I did that, but unlike with all the others, the boat did not spring into action, to lift me out of the water, but just moved off very slowly, I was holding on hoping to pick up speed, but it did not and even slowed and I ended up falling sideways, but only after I had been dragged quite some distance through the water, as I hoped it would increase speed so I could ski.. We tried again, and the same result. On about the sixth try, the boat sprang into action and I was up on the skis. Do you realise what was happening? I was being given repeated enemas. I did not realise it at the time, [but soon after I felt very, very sick and evacuated into the sea. Now, when I think back, I can imagine Hugh thinking it was such a big laugh with his hotel boozie mates. I can imagine them all killing themselves laughing, with comments like, "Oh stop it Hugh, gefaw, gefaw , gefaw, you're terrible to the poor fellow, gefaw, gefaw ad infinitum." They must have thought Hugh was such a joker. It must have been so funny, as I did not realise what was happening; [I did soon after, I was very sick and in great pain - I think it did me permanent injury]. They must have been really cracking up as I, innocently and unaware, kept lining up to be given repeated enemas. This epitomizes Hugh McVean. I am sure he will claim he has no idea of what I am talking. He will be a bit concerned, though, as there were a few people with him in the boat at that time. I know many of their names. I bet they have not forgotten.”

We can advise that this amounted to criminal assault of Haig by Hugh McVean. We can suggest that McVean possesses a pathological potential. This does not excuse his criminal assault of Haig. Because McVean knew of Haig's disability, he owed Haig a Fiduciary Duty. This makes the assault aggravated assault.

Haig advises that after he had ceased time. Barry Stanton, a mate of ski-ing that morning, [Hugh had Hughie's from the Hotel Allen, and ensured he did not want any more at who worked as an Engineer in the the time], he was sitting on the top of Townsville City Council, came up the breakwater where others were, beside Haig, and while standing and trying to recover, while still others appearing to look out at the other were still ski-ing. There were other groups ski-ing, shouted out in a groups ski-ing in that area at that raucous “Gafaw Gafaw” “Enema”,

when another skier apparently came off his skis. Haig tells us that that was when he realised that he, Haig, had received an “enema” or rather repeated enemas. Haig tells us that he did not think for a minute that it was deliberate, at that time. [As he has said, he was “out of it”. In fact, Haig was disabled and McVean well knew it. Hence, Hugh McVean owed Haig a “FIDUCIARY DUTY” [FD]. That makes McVean's assault of Haig, his wife's younger and disabled brother, much worse, and aggravates the criminal charge with which he should still be charged.] Haig suggests to us, that in light of Hugh's subsequent conduct, [as we shall relate below], Haig now believes it was deliberate by Hugh. We agree that Barry Stanton's positioning and comment was quite probably, “to rub it in” so to speak. Haig did not think of that at that time, but now is of that opinion. In fact, we suggest, if Stanton was encouraging Hugh in Hugh's repeated enemas of Haig, whereby Hugh was deliberately giving Haig enemas, then Barry Stanton is also a criminal, guilty of the same assault/s. Because Haig's “stuporified” appearance was so obvious and well explained to Hugh and Coral's friends, it is highly probably that Stanton also owed Haig a FD. Given the nature of the injury, and the likelihood that permanent damage, however slight may have been done, they could both be guilty of the offence in Queensland , under the Queensland Criminal Code, of Grievous Bodily Harm [GBH]. There were others on the boat with Hugh and Barry, at the time of the enemas, Haig advises, and he knows their names. As there is no statutory limitation regarding criminal offences in Queensland, we could suggest to Haig that he should report this/these assaults to the Queensland Police, together with the names of the other witnesses. [This journal article could form a large part of the report. We know the Queensland Police are corrupt, so we could keep on their tail, with the possibility that that will give us more material for our journals, including this Australian Criminal Law Journal.] However, since the police are corrupt and have already expressed a willingness to harass Haig, we believe that the Police may frustrate any criminal charge, by corrupting the evidence. A better options would be to investigate the criminal offences, by discovery through the court system, were we or Haig to be sued for defamation. Many judges of the Courts in Queensland are corrupt, and have expressed a penchant for legal abuse of Haig, and so could attempt to frustrate the legal process. Of course, in that eventuality, we could be publishing nightly. By utilizing the Court's discovery process, [to prove any and all statements are true, as a proper defence to any claim of defamation],

we would be preventing the police from destruction of evidence. We suggest that Hughie would be risking much by suing, but would be very useful for us..

Hugh's complete disregard for others was thought a great lark by his friends and that was well broadcast in gossip around Townsville. Hugh met Coral six months after graduating from Uni in Brisbane.

Haig continues, "She thought Hugh looked like Paul Newman and she had a crush on Paul Newman. She was smitten with her Paul Newman lookalike. I think he took advantage of Coral's infatuation because it got back to me that before they were married, he was bragging around Townsville that he was having sex with Coral. She was a natural redhead and I guess thought quite attractive.

"Hugh had always been a sponge and gold-digger. Hugh must have reckoned he was onto something good. When marriage was first mentioned, he started with his persistent "dowry" joke to my parents: "If I marry your daughter, how much DOWRY will you pay me?" He persisted with that "joke" persistently, *ad nauseam*. That was a put down of Coral and MY PARENTS, as if to say they could not afford to pay it. He said in front of other people and his "boozie mates", to

show them how BIG he was in that he could put down this girl and her parents. He even carried on that "joke" to other people when my parents were present. When Hugh first started that "joke" at our place, my father just walked out of the room, as if to leave him to it. My father was averse to having fights, but he knew the low calibre of this "carpetbagger".

"I guess it showed his background that upon getting married, he moved Coral and himself into a dingy two room flat on the first floor in an old wooden house opposite the BCC Supermarket on the major corridor Charters Towers Road in Townsville.

Haig tells us that this gossip about Hugh's bad reputation was also heard by their father. Their mother helped Coral with her wedding preparation and their mother actually made Coral's wedding dress. Importantly, it was not white. Clearly, Hugh's reputation percolated well throughout Townsville. This is not the reputation one wants for their pharmacist, who may come to know so much personal and extremely private information about a person. One could imagine Hugh's banter around Townsville. For example, Hugh could be holding people's attention with, "You know Mrs W... she had a script yesterday for ... so she much have ... , and you know

Jim R...., he had a script for so he must have He actually asked me Ha haa haa haa.” It did not take long for Hugh to find employment in Townnville, very difficult to find and keep. He could not undo what had been done. No pharmacy owners would employ Hugh as a locum.

“Coral has a lot of common sense. She discussed their problem with our Father who was well aware of the Townsville scuttlebutt about Townsville's “indiscreet” pharmacist. Since employers out of Townsville would have checked and discovered his reputation for the litany of indiscretions, it was decided that Hugh and Coral should buy a pharmacy sufficiently far away. Coral talked sense to the indiscreet Hugh. The search began. My parents offered to help them financially.

Haig continued, “Hugh has always been a sponge. In mid 1973, when I was in Brisbane and still recovering from my ill health and he wanted to inspect a pharmacy and health centre at Noosa and Noosaville, so pressured/conned me into driving him and my sister up to the Sunshine Coast after picking them up at the airport in Brisbane. It was raining heavily that weekend and he wasted so much time that it was dangerous driving back, so we had to stay overnight and I knew people

at Coolum so Hugh had me impose on my newly made friends to put us all up over night. Driving back on the Sunday it was extremely stressful with the heavy rain and water over the road in many places. Hugh even sponged on THEM for MEALS too.

Haig continued, “They finally purchased Howard Street Pharmacy. My parents helped them financially in a big way to become established on the Sunshine Coast because Coral asked my parents for that help.

Leopards don't change their spots. The Real McVean did not change. As soon as he was in Nambour, he sought out a dodgy solicitor to give him apparently an “advantage”. We have documentary evidence that those solicitors have repeatedly breached professional standards, which, as per the Mellifont case in 1980 when Terence Joseph Mellifont, common law husband of the present District Court Judge Julie Maree Dick, was struck off the roll of solicitors permanently, should mean that they too should be struck off. [In fact, that Mellifont case produced what is now in legal circles, called the “Mellifont test”, for when a solicitor should be struck off rather than merely suspended from practice for a time.] We will not name those solicitors, [but other clients of McVean's solicitors who

know of that relationship may but Hugh would not have risked consider changing solicitors as using Haig's father as Haig's father audits from the ATO for tax and would have smelt a rat: named Hugh superannuation and ASIC of McVean. Hugh has admitted that corporation related matters my his solicitors provided him with the follow our revelations about blank REIQ TA to enable him to McVean and his solicitors. forge it.

Through circumstances, McVean To escalate his criminal conduct, became trustee for the disabled Haig Hugh McVean has now, with the of Haig's home in Brisbane, with assistance of his dodgy solicitors, Haig as the beneficial owner. As it had that document entered into a was a family matter in 1994, the Queensland Court, as *bona fide* trust was only verbal. McVean got evidence.

his name as title holder on the title to We are not naming those solicitors, Haig's home, beneficially owned by not for the reason of fear of their Haig. That then meant that Hugh charging us with defamation, but McVean owed Haig doubly fiduciary rather to prevent driving new duties; one as Haig was/is disabled, business to them as there are many and one as the trustee of his home. crooks around who desire a crooked lawyer.

Because McVean had his name on People who already use these he title deed he decided to steal the solicitors will probably know that home from Haig. To do that, they are Hugh McVean's solicitors. McVean forged a purported They can choose if they want to run "Tenancy Agreement" [TA] with the risk of being audited by ATO Haig. His solicitors wanted to over their tax or superannuation, or distance themselves from the forgery having their company come under so did not do it themselves. Hugh the scrutiny of ASIC. These McVean forged the document and matters will come to the notice of the had Coral, Haig's sister, and their ATO and ASIC. mother be parties to the forgery too. He no doubt tricked Haig's mother,

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