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INDEPENDENT REPORT

“FLIES & LIES”

Prepared by Alaco Ltd and Omnia Strategy LLP

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FOREWORD BY CHERIE BLAIR

In 2019 the World Justice project Rule of Law Index ranked Botswana 44th out of 126 countries worldwide, second only to Rwanda in Africa. To mark this achievement the President of Botswana Dr Mokgweetsi Masisi visited the Otse Police College and declared: “I would like to remind you that our success is anchored on the rule of law, which we should, as a nation, continue to uphold and jealously protect in order to safeguard our democracy”.

It seems that in the case of the State versus former Botswanan intelligence officer Welheminah Mphoeng Maswabi (aka ‘Butterfly’) these words have been forgotten.

Preserving and upholding the Rule of Law is one of the key challenges of our times. Where functioning effectively, it reduces corruption, combats poverty and disease, and protects people from injustices large and small. It is the foundation for communities of justice, opportunity, and peace - underpinning development, accountable government, and respect for fundamental rights. Traditionally, the Rule of Law has been viewed as the domain of lawyers and judges. But everyday issues of safety, rights, justice, and governance affect us all; everyone is a stakeholder in the Rule of Law.

The Rule of Law is a great leveller. Everyone from President to pauper, from tycoon to street hawker should be equal before the Law. Regrettably, that is not the case in many parts of the world and we are seeing a worrying trend of the weaponising of the criminal law by those with influence to undermine opponents whether in business or in politics. Sometimes this is a deliberate plan and sometimes it happens over time due to the neglect and decay of the core institutions that guard the justice system: the Judges; the Prosecutors; the Lawyers; the Police and the Prisons Service.

The Press too has a role to play in exposing attacks on the Rule of Law but here the rise of fake news is creating a dangerous and corrosive new environment. Fake news can be the vehicle for the fast and uncontrollable propagation of political attacks, business sabotage and fabricated hatred as well as of groundless and libellous allegations. In the era of social media and of 24/7 connection, this can cause incommensurable damage and undermine the core values of society itself.

This Report deals with a case where fake news, spurious allegations, baseless accusations and manufactured evidence formed the basis of a legal action brought by a State in the context of a

conspiracy theory riddled with fantasies, inaccuracies and blatant falsehoods and involving a former President, spies and billions of dollars.

One of the key elements to the effective Rule of Law in criminal trials is the independence of the Judiciary and Prosecutors. As essential actors in the administration of justice, Prosecutors must carry out their functions: “fairly, consistently and expeditiously, and respect and protect human dignity and uphold human rights...”.¹

As this Report exposes in withering detail, the obvious flaws in the essential facts upon which this baseless conspiracy theory has been built, we are forced to conclude that, in this case at least, the integrity of Botswana’s prosecutorial system has failed.

Tellingly, we have unravelled the inconsistencies, errors and fabrications within a matter of weeks, some within days and there was no magic to our efforts as the Report explains. Clearly, any remotely competent or properly motivated Prosecutor should have quickly seen such flimsy evidence for what it was and it should never have been put before the Court. Had these allegations been properly investigated, those responsible would have realised that this was a case which any reasonable and fair minded prosecutor would have abandoned for lack of credible evidence.

However, the startling flaws in the case and the absence of any factual basis does not diminish the devastating effects the State’s case has caused to the people involved. Fortunately, the Defendant herself, Welheminah Mphoeng Maswabi, has been released on bail by the Court, but still has the prosecution hanging over her.

But others too have had their names besmirched by baseless allegations made by the Prosecution including no less that former-President of Botswana, Seretse Khama Ian Khama. Alongside the President, Botswana’s Former Chief of Intelligence, Isaac Kgosi, is implicated, and so too is Ambassador Bridgette Motsepe, a prominent African businesswoman and an Ambassador of the Pan-African Parliament. Ambassador Motsepe has had to face not only the disruption the groundless charges filed by the Botswana Government have brought to her business activities, but also has had to defend herself from shabby attacks to her reputation and integrity, published widely both in Botswana, South Africa and the wider world.

¹ Guideline 12 of the UN Guidelines on the Role of Prosecutors

Fact checking and verification are the only bastion we have to defend ourselves from falsehoods and fabricated hatred. This is why, when Omnia Strategy LLP – with the assistance of Alaco Ltd – was commissioned to produce this independent Report, I was glad to be given the opportunity to examine the prosecution case and to bring to bear my professional expertise to assist in shining a light on the truth of this matter.

The conclusions of our Report are quite clear. There is not a shred of evidence to support the State’s allegations about Special Unit Accounts and financial impropriety by President Khama, Ambassador Motsepe, Isaac Kgosi, or Butterfly herself.

My sincere hope is that Botswana’s Prosecution Authority will take advantage of the analysis in this Report and will swiftly move to drop this fatally flawed prosecution. This is the only way that faith in the long-standing integrity of the Rule of Law in Botswana be restored. Weaponisation of justice for political gains should have no place in any country, certainly not Botswana, which has a long history of strict compliance with the highest societal values of justice and due process.

CAST OF CHARACTERS

Serêtsê Khama Ian Khama	Former President of Botswana (2008 – 2018).
Ambassador Bridgette Motsepe	South African businesswoman. Founder of Mmakau Mining, President of the South African Mining Development Association, Chairperson of the Black Business Council and Council Member of the BRICS Business Council. Since 2019, appointed by the Pan African Parliament as Ambassador for entrepreneurship and economic development in the African Union.
Jako Hubona	Investigator with Botswana’s Directorate on Corruption and Economic Crime.
Welheminah Mphoeng Maswabi	Former Botswana intelligence officer (also known as “Butterfly”).
Isaac Kgosi	Former Chief of Intelligence in Botswana under President Ian Khama.
Bryan Pallone	Owner of Odyssey Energy LLC, a Nevada-based company alleged to have received unauthorised funds from Botswana government accounts.
Claus Colling	Owner of Flug Werk Gmbh, a German company alleged to have received unauthorised funds originating from Botswana government accounts.
Rosa Maria Peralta	President of Atlantic Beverage Solutions, Inc., a Miami, Florida-based company alleged to have received unauthorised funds originating from Botswana government accounts.
Colin McGregor	An unidentified “broker” and “financial expert”, alleged to have distributed hundreds of millions of dollars in unauthorised funds originating from Botswana government accounts.
Kgomotso Prince Mokgatlha	Director of Kgetham (Pty) Ltd, a South African company alleged to have received USD 48 million in unauthorised funds originating from Botswana government accounts.

INTRODUCTION

On 6th June 2020, Alaco Limited and Omnia Strategy LLP (“Alaco” and “Omnia” and, collectively, “We”) were instructed by Ambassador Bridgette Motsepe (“Ambassador Motsepe”) to undertake an independent review of various allegations lodged against her in legal proceedings now before the High Court of Botswana in Gaborone. Specifically, in the case of the State versus former Botswanan intelligence officer Welheminah Mphoeng Maswabi (aka “Butterfly”), on 28th October 2019 the State submitted an affidavit written and signed by Jako Hubona, an investigator with the Directorate on Corruption and Economic Crime (the “Affidavit”). In the Affidavit, it is alleged that in 2008, while serving as President of Botswana, Serêtsê Khama Ian Khama (“President Khama”) arranged for the opening of certain “Special Unit Accounts” at the Bank of Botswana (the national reserve bank), after which large sums of cash flowed out of at least one of these accounts to various international financial institutions. Ultimately, it is alleged, a significant amount of these funds flowed into a variety of South African and offshore bank accounts, over which Ambassador Motsepe is said to be a signatory.

The State’s case appears to be that President Khama and Ambassador Motsepe intended to use these funds to orchestrate political unrest and fund opposition groups against the current President of Botswana, Mokgweetsi Masisi. Both Ambassador Motsepe and President Khama have denied any involvement in the activities described in the Affidavit, and have further denied any knowledge of, or involvement in, the movements of money alleged in the Affidavit.

We have been instructed as independent experts to scrutinise the Affidavit and test the supporting evidence. In particular, we have focused on the alleged fund flows across a number of international and South African corporate entities, individuals and financial institutions. We have reviewed in detail not only the Affidavit, but also its Annexures, related legal filings, professional reports from third parties, corporate filings, and other documentation. We have undertaken open source research in a number of jurisdictions, including but not limited to South Africa, Hong Kong, Indonesia, Germany, the United Kingdom, and the United States. We also have contacted and engaged with numerous companies, individuals and financial institutions referenced in the Affidavit. Ultimately, we have sought to understand whether the fund flows in the Affidavit are supported by the facts.

This report presents our findings (which may be supplemented in the future, as and when new evidence comes to light).

Alaco Limited

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EXECUTIVE SUMMARY

We have conducted a thorough and forensic review of the Affidavit and its supporting Annexures. It is our expert opinion that, while the Affidavit is authentic, a substantial amount of the content is a fabrication. All of the critical allegations concerning President Khama and Ambassador Motsepe are undoubtedly false. From seemingly minor errors and inconsistencies to glaring inaccuracies and falsehoods, the Affidavit lacks credibility and offers no reliable evidence to support the allegations against President Khama and Ambassador Motsepe. While any single anomaly in the Affidavit might be explained away as negligence or oversight, the sheer weight of deficiencies belies any such excuse. Indeed, the extent of the untruths we have uncovered gives rise to serious questions about the motives behind the Affidavit, though these are beyond the scope of our instructions.

Among other findings detailed in this report, we note the following:

- Scores of typographical errors and other inconsistencies of form are evident throughout the Affidavit. Account numbers, transaction values, email addresses, name spellings and other data are inconsistent. This suggests at least an ill-conceived and poorly executed work of drafting. It also raises the possibility that these inconsistencies were intentionally placed in the document to obfuscate and frustrate any attempt to analyse and rebut the allegations properly.
- Mr. Moses Dinekere Pelaelo, the Governor of the Bank of Botswana, is reported to have informed Botswanan parliamentarians in November 2019 that no funds were transferred out the bank as alleged in the Affidavit and that, indeed, the Bank of Botswana has never held that amount of money in its account in the first place.
- The first tranche of the alleged international fund flows – the 2009 transfer out of the Bank of Botswana to “Odyssey Energy LLC” at HSBC in Hong Kong – could not have happened, and the allegation is false. Odyssey Energy was not incorporated until October 2013, more than four years after the alleged transfer. Bryan Pallone, owner of Odyssey Energy LLC, has fully denied the involvement of his company, and has further noted that he was the victim of a personal and corporate data theft in late 2018. Mr. Pallone has provided a statement rebutting the allegations in the Affidavit pertaining to him and his company, with supporting documentation

to demonstrate that this transfer did not occur. HSBC also has confirmed it has no record of this transaction.

- The follow-on transfer in 2009 from the HSBC account to an account at Deutsche Bank (or “Dentsche Bank”, as written in the Affidavit) also could not have happened and is a fabrication. The Deutsche Bank account at issue – held by Flug Werk GmbH – was not opened until January 2018, some nine years after the alleged transfer. The managing director of Flug Werk, Mr. Claus Colling (also named in the Affidavit) denies the transfer ever occurred. Mr. Colling has provided a statement rebutting the allegations in the Affidavit pertaining to him and his business. Mr. Colling has provided supporting documentation which evidences that the account was opened in 2018. He also has provided a copy of his passport which is listed in the Affidavit as linked to the 2009 transfer. The passport, however, was issued in April 2010 and was not in existence at the time of the alleged transfer. Mr. Colling has secured formal confirmation from his bank manager at Deutsche Bank that the account listed in the Affidavit was not opened until January 2018.
- Annex D to the Affidavit lists Protonmail email addresses for Mr. Colling and Isaac Kgosi (the former Director General of the Directorate of Intelligence and Security Services in Botswana), with which it is alleged that the two men communicated and discussed the transfer to Mr. Colling of USD 100 million in 2009. However, Protonmail did not exist as an email platform until 2013 and was not made available for use by the public until 2014. The email exchanges could not have happened as alleged, and this detail continues a striking pattern of fabrication that characterises the Affidavit.
- We have discounted and dismissed further tranches of the alleged flow of funds described in the Affidavit. In the case of Atlantic Beverage Solutions (supposedly in receipt of USD 100 million from an unidentified “financial controller and expert”), the owners of that company deny any knowledge of the transfer, have signed a statement to that effect, and have provided documentation supporting their position.
- The Affidavit alleges that Mahkota Bank in Jakarta transferred USD 48 million to an account at Standard Bank in South Africa. Mahkota Bank is not a registered or regulated financial institution in Indonesia or anywhere else. On the contrary, it is widely discussed among online

sources as a “fake bank” and a vehicle for financial scams. It is not a legitimate financial institution, and as such could not have been a conduit for the movement of money as alleged in the Affidavit.

- Ambassador Motsepe is alleged to be a signatory over 17 accounts held in the names of Blue Flies Inc and Fire Flies Inc. Official searches with the Corporate and Intellectual Property Commission in South Africa confirm that no such South African companies exist. More broad-based global searches also failed to identify relevant entities bearing these names.
- Ambassador Motsepe and her legal counsel in South Africa have secured letters from the seven South African banks named in the Affidavit which, it is alleged, hold a total of 14 accounts in the name of Blue Flies or Fire Flies, and over which Ambassador Motsepe is alleged to be a signatory. Each bank has stated clearly and unequivocally that such accounts do not exist and, consequently, Ambassador Motsepe could not be a signatory on any such accounts. Letters have been sent to the three banks based outside South Africa (HSBC, Deutsche Bank and NatWest (which acquired RBS) in respect of the remaining three accounts. HSBC has denied the existence of any such accounts, and we expect similar confirmations from RBS and Deutsche Bank in due course.
- With respect to the personal and banking data referred to in the alleged international fund flows in Paragraph 19.2 of the Affidavit (HSBC, Deutsche Bank and Citibank), discussions with the impacted parties suggest that, while the data itself is largely accurate (e.g., names of individuals, passport numbers, etc.), this data was obtained illegitimately and used for the purposes of populating the Affidavit to give it a veneer of credibility. All concerned parties have alerted us to breaches of their data in the past two to three years which would explain its usage in the Affidavit.
- By all accounts, the Affidavit appears to be a hastily produced document, riddled with errors and inconsistencies and heavily reliant upon stolen banking data to fabricate false movements of money around the globe.

ANALYSIS OF THE AFFIDAVIT

For purposes of our investigation, the relevant portion of the Affidavit is Paragraph 19. In broad terms, Paragraph 19 describes a series of fund flows originating in Botswana in 2008, then moving through several jurisdictions – including Hong Kong, Germany, the United States and Indonesia – before reaching a number of accounts in South Africa and various offshore accounts in 2019.

Included as Exhibit A is a graphic illustration of the fund flows as alleged in Paragraph 19 of the Affidavit. We have also included a copy of the Affidavit as Exhibit B, a copy of Annex D to the Affidavit as Exhibit C and a copy of Annex E to the Affidavit as Exhibit D (these are the annexes that are relevant to Paragraph 19).

I. Creation of the Special Unit Accounts in Botswana

The Affidavit states in Paragraph 19.1 that, on 9th June 2008, three Special Unit Accounts were created by the Bank of Botswana under the instruction of President Khama and Mr. Kgosi. Mr. Kgosi was, at the time, the Director General of the Directorate of Intelligence and Security Services in Botswana. Paragraph 19.1 provides the following details for the Special Unit Accounts:

1. Account Number 85857701411 [opening balance – BWP 908,396,200.35]² (“Special Unit Account 1”);
2. Account Number 85852700321 [opening balance – BWP 700,000,000]³ (“Special Unit Account 2”); and
3. Account Number 858887449310 [opening balance – BWP 592,500,000]⁴ (“Special Unit Account 3”).

Paragraphs 30 and 31 of the Affidavit allege that after tracing the money flowing out from the Special Unit Accounts held at the Bank of Botswana, Hubona found there had been an outflow of more than USD 10 billion (over one half of the country’s estimated GDP).

² Approximately USD 145 million (ZAR 1.1 billion) at the time.

³ Approximately USD 112 million (ZAR 851 million) at the time.

⁴ Approximately USD 95 million (ZAR 722 million) at the time.

While the Affidavit alleges that three Special Unit Accounts were created, the document goes on to describe in detail the movement of funds from only one account: Special Unit Account 1. It is alleged that in 2009 an amount of BWP 107 million+ (equivalent to approximately USD 16 million) exited the account (see following section).

Beyond listing the three accounts once more at the beginning of Annex D, there is no further reference anywhere in the Affidavit or its Annexures to Special Unit Accounts 2 or 3 or their money movements. The alleged movement of BWP 107 million represents less than 1% of the funds that were allegedly siphoned off the Special Unit Accounts as stated in Paragraphs 30 and 31. This is curious, and it raises questions about what has happened to these substantial funds, about which nothing more is said in the Affidavit.

Curiously, when describing his investigative actions in Paragraphs 27-30, Hubona does not indicate whether he approached the Bank of Botswana for confirmation of the existence of these accounts. This apparent lack of a visible effort to seek confirmation on the existence of these accounts is all the more striking given that it has been reported that the alleged disappearance of more than USD 10 billion from them was refuted by Mr. Moses Dinekere Pelaelo (“Mr. Pelaelo”), the Governor of the Bank of Botswana, the institution where the accounts were supposedly held. Mr. Pelaelo is reported to have informed Botswanan parliamentarians in November 2019 that no such funds had been transferred out of the accounts and that, indeed, the Bank of Botswana has never held that amount of money in its account in the first place.⁵

a. Discrepancies in Special Unit Account Numbering

From the outset, there appears to be a catalogue of errors in the Affidavit. The most benign explanation for some of these inconsistencies is that they are typographical in nature and the result of negligence. It is also possible, however, that the document’s author(s) have intentionally inserted inconsistencies in an effort to frustrate a proper analysis of the allegations.

⁵ <https://www.thegazette.news/news/the-p100bn-heist/29365/#.XzZrDyhKiUI>; https://www.thegazette.news/news/dpp-summons-bob-governor-over-khama-kgosi/29728/#.XzZs_yhKiUI

We note the following with respect to the Special Unit Accounts:

- Inconsistent Numbering for Special Unit Account 1 – As this is the only Special Unit Account from which the State claims any funds flowed out of Botswana, we draw particular attention to discrepancies in the account numbering of Special Unit Account 1. In Paragraph 19.1, the account number is listed as 85857701411. In Paragraph 19.2, however, the account number is listed as 85855770141. At Annex D of the Affidavit (which purportedly contains the evidence upon which the Affidavit relies), the account once more is listed as 85857701411. It is impossible to know which account number, if either, is accurate and worthy of scrutiny.
- Inconsistent Numbering for Special Unit Account 3 – There is a further discrepancy between Special Unit Account 3’s account number given in the Affidavit and that listed in Annex D. While the number given for Special Unit Account 3 in the Affidavit is 858887449310, at Annex D the account is presented as having the number 85887449310. Again, it is impossible to know which account number is correct, if either.

II. The Special Unit Account → HSBC Transfer (Odyssey Energy LLC)

In Paragraph 19.2, it is alleged that, on **20th July 2009**, a transfer of BWP 107,578,532.74⁶ was made from account 85855770141⁷ at the Bank of Botswana to an account held at HSBC in Hong Kong, numbered 514-447030182216-223 >INDX17 056710526782012. As alleged, the owner of the recipient account was a company named Odyssey Energy LLC, with its account signatory being one Bryan Pallone, an individual with passport number J446547079. Neither the Affidavit nor its Annexures contain any information regarding the country of incorporation of Odyssey Energy LLC, Bryan Pallone’s nationality or other information – all of which would be expected in a properly evidenced legal submission, which the Affidavit purports to be.

Despite the incomplete evidential record as well as the rebuttal by the Bank of Botswana, we have conducted our own research.

⁶ Approximately USD 16 million or ZAR 127 million at the time.

⁷ We assume this is an erroneous reference to Special Unit Account 1.

a. Odyssey Energy LLC and Bryan Pallone

Odyssey Energy LLC was incorporated in Nevada on 9th October 2013 under company number E0489552013-3. (see Exhibit E) This entity, which has no discernible footprint in the media, is managed by a man named Bryan Pallone.

b. Rebuttal by Bryan Pallone / Odyssey Energy

Born on 13th October 1980, Bryan Pallone now resides in Fort Lauderdale, Florida. We were able to reach Mr. Pallone to discuss the Affidavit and the allegations against him and his company in Paragraph 19.2. Mr. Pallone strenuously denied any knowledge of these matters. As with others to whom we spoke, Mr. Pallone acknowledged the accuracy of some of the details relating to himself and Odyssey Energy LLC, but categorically denied the transfer to his account in 2009.

Mr. Pallone has provided a signed statement to us describing in his own words why these allegations are fabricated and could not have taken place. A signed copy of Mr. Pallone's statement is included as Exhibit F.

Most notably, Mr. Pallone informed us that:

- Odyssey Energy LLC did not maintain the HSBC account in Hong Kong until 2016, some seven years following the transfer alleged in the Affidavit. This fact alone renders the 2009 transfer an impossibility, as Odyssey Energy LLC did not control the account until 2016.
- Odyssey Energy LLC was not incorporated until October 2013, which renders a 2009 transfer of funds impossible.
- Mr. Pallone's Outlook email account was compromised in late 2018, requiring him to have all of his email and other data transferred onto a new server. He expects that the corporate and banking data used in Paragraph 19.2 was initially obtained as part of that data breach.

c. Inconsistency in Time

Independent of Mr. Pallone's compelling statement, other available evidence makes the alleged transfer to HSBC a practical impossibility. The incorporation date of Odyssey Energy LLC, as reflected in official Nevada filings, is 9th October 2013 (see Exhibit G). Thus, the Nevada entity Odyssey Energy

LLC – with which Mr. Pallone is clearly associated – did not exist until four years after the alleged transfer of funds from Special Unit Account 1.

We view this discrepancy as dispositive insofar as the HSBC transfer is concerned. It is simply implausible that the transfer from Special Unit Account 1 to an HSBC account in Hong Kong owned by Odyssey Energy LLC could have happened in the manner described in the Affidavit. The receiving entity did not exist at the time of the alleged transfer.

d. Rebuttal by HSBC

In addition to Mr. Pallone’s direct outreach to HSBC in Hong Kong, we have provided HSBC with copies of the Affidavit and its Annexures, as well as the substance of our research. All of this information was provided to the Global Head of Investigations at HSBC in London. That department has formally stated that it has no record of any such transaction as alleged in Paragraph 19.2. HSBC has confirmed as much in a letter to us. In the absence of a court order, the letter itself remains confidential. If such a court order is issued – possibly in the context of Ambassador Motsepe’s and President Khama’s anticipated legal proceedings against the State of Botswana – this letter may be produced in full.

III. The HSBC → Deutsche Bank Transfer (Flug Werk GmbH)

With compelling evidence to suggest the initial transfer from Special Unit Account 1 to HSBC could not have taken place, an analysis of all subsequent transfers is arguably moot. However, for the sake of thoroughness we have examined the subsequent movements of money as set out in the Affidavit.

Still in Paragraph 19.2, the Affidavit alleges that on **30th July 2009**, Odyssey Energy LLC transferred USD 100 million⁸ from its account 056710526782012 at HSBC Hong Kong to an account at Deutsche Bank in Germany numbered 0835236301675 (IBAN DE05 7007 0024 0059 975300), using SWIFT code DEUTDEDBMUC. It is alleged that this account was affiliated with Deutsche Bank’s branch in Landshut, a town in Bavaria.⁹

Once more, the Affidavit contains prominent typographical errors. In this case, the almost universally known Deutsche Bank is referred to as “Dentsche Bank”.

⁸ Approximately ZAR 794 million at the time.

⁹ The IBAN and SWIFT code above are consistent with DB’s private and corporate banking branch in Munich. The SWIFT code is associated with DB Privat- und Firmenkundenbank AG, a DB subsidiary.

a. Flug Werk GmbH and Claus Colling

The recipient of the alleged transfer into Deutsche Bank is identified in Paragraph 19.2 as “Flugwerk GmbH”, managed by a man named Claus Colling, who holds a passport numbered CFSMX8300.

While the Affidavit refers erroneously to “Flugwerk”, it seems clear the entity in question is in fact the German company Flug Werk Gesellschaft für historische Fluggeräte mbH (“Flug Werk”). German corporate records indicate this entity was registered in the Land of Bavaria on 11th June 1996 with VAT ID DE179326617. This matches the VAT ID provided in the Affidavit (despite the incorrect spelling of the company name) (see Exhibit H).

Flug Werk is indeed managed by a man named Claus Colling, a retired German airline pilot who was born on 22nd October 1953 and, according to company filings, owns 50% of the company. Mr. Colling and Flug Werk are best known for their work producing newly built units of historical German aircraft models such as Focke-Wulf FW 190.¹⁰ Mr. Colling has a fairly prominent media profile, having given interviews and provided commentary in both German and international press.

We met with Mr. Colling in Germany, and detail the substance of those discussions below. First, however (and entirely independent of Mr. Colling’s input), there are numerous inconsistencies in both the Affidavit and its Annexures with respect to the alleged transfer of funds to Deutsche Bank. On their own, these inconsistencies cast significant doubt on the credibility of the allegations.

b. Fabricated Email Account

Annex D to the Affidavit contains purported copies of Mr. Colling’s email correspondence with Mr. Kgosi. There are a number of facts that show this email exchange did not take place and that the account is fiction.

- Annex D includes a copy of an email allegedly sent from Mr. Kgosi to Mr. Colling on 20th July 2009. The email, in which Mr. Kgosi instructs Mr. Colling to expect a USD 100 million transfer, is alleged to have been sent to the address “clauc.trader142@protonmail.com”. The email account allegedly used by Mr. Colling does not exist currently and has never been active in the past. On 20th July 2020 we performed a check to ascertain the availability of clauc.trader142@protonmail.com as an email account for registration. As illustrated in

¹⁰ <http://news.bbc.co.uk/1/hi/world/europe/1104025.stm>; <http://www.falcona-leipzig.de/themen/fw190.html>

Exhibit I, the email address was available. According to Protonmail's Support Website, published on its website (see Exhibit J), Protonmail does not recycle usernames, meaning that even if the email account clauc.trader142@protonmail.com had been previously in use and was deleted, the username clauc.trader142@protonmail.com would not be available for registration. It can be stated with confidence, therefore, that the email account has never existed.

- The platform referenced for this email exchange – Protonmail – was not in existence at the time of the alleged emails in July 2009. It is widely known that Protonmail's development began in 2013 by CERN scientists in Geneva, and that it did not launch a beta version available to the public until 16th May 2014 (see Exhibit K).¹¹ It is therefore an impossibility for Mr. Colling and Mr. Kgosi to have used Protonmail in July 2009, as is alleged in Annex D to the Affidavit.

Other evidence of a more technical nature suggests the detail around these purported emails has been manipulated.¹²

c. Rebuttal by Claus Colling / Flug Werk

Through existing contacts we were able to open a dialogue with Mr. Colling over email. We shared with him a copy of the Affidavit and Annex D, as well as the substance of our research. Following a number of email exchanges, an Alaco executive (Mr. Adrian Stones) flew to Munich on Wednesday 22nd July 2020 to meet with Mr. Colling and hear his version of events.

While some of the biographical information in the Affidavit relating to Flug Werk's data and his own details is correct, Mr. Colling unreservedly denied any knowledge of the fund flows alleged in the Affidavit. He has provided a signed statement to us describing in his own words why these allegations are fabricated and could not have taken place. He also has provided documentation to support the claims made in his statement. A signed copy of Mr. Colling's statement, along with the supporting documentation referenced therein, are included as Exhibit L.

¹¹ <https://protonmail.com/blog/protonmail-now-public-beta/>

¹² Most notably, the data in Annex D contains a typographical error. In the final portion of the message, where its metadata is shown, the email provider in the fields "Mailed by" and "Signed by" is listed as "Protomail". We note that under normal circumstances this metadata is produced automatically by the email system itself, thus making a typographic error such as this highly unlikely. As such, it seems likely that the metadata was manipulated by human interference and is not genuine.

Most notably, Mr. Colling informed us that:

- Flug Werk did not open a bank account with Deutsche Bank until January 2018. This renders a transfer into a Flug Werk account at Deutsche Bank in July 2009 an impossibility. Mr. Colling received formal confirmation from Deutsche Bank that the Flug Werk account was opened in January 2018, which he provided to us.
- The passport number linked to Mr. Colling (CFSMX8300) is correct, but it was not issued until 26th April 2010 – almost one year after the date of the alleged transfer into the Flug Werk account. Mr. Colling has provided a scan of this now-expired passport.

a. Rebuttal by Deutsche Bank

As noted above, Deutsche Bank has officially confirmed that the Flug Werk account was not opened until January 2018. Separately, we have shared the Affidavit, its Annexures and our own research with the Head of Business Intelligence and Financial Crime for Africa at Deutsche Bank. This department is based in London and is actively reviewing the matter.

IV. The Deutsche Bank → Colin McGregor Transfer

Paragraph 19.2 of the Affidavit states that, on or around **10th August 2009**, Colling of Flug Werk made a transfer of EUR 250 million¹³ to an account numbered 0257380252. The document does not provide any information as to which bank or jurisdiction this bank account may relate.¹⁴ It only states that this amount was placed as *“blocked funds MT799 and traded in UKXM on META trader 4 Trading Platform for forty months with monthly dividends of EUR 25 million”*.

According to the Affidavit and Annexures, such dividends were subsequently transferred by an individual named Colin McGregor (“Mr. McGregor”). The document describes Mr. McGregor only as a *“broker”* and a *“financial controller and expert”*, who distributed the above-mentioned *“dividends”* into various accounts across Europe, America and Asia. The Affidavit only provides details for two alleged transfers by Mr. McGregor: into Citibank in Florida and Mahkota Bank in Jakarta, Indonesia. We address those alleged transactions in later sections of this report.

¹³ Approximately ZAR 2.8 billion at the time.

¹⁴ The number given for this account coincides with the one given further below in the Affidavit for an account purportedly held at Mahkota Bank in Indonesia. Nevertheless, it is unclear whether these two accounts are the same, as Mr. McGregor is not referenced as a signatory of the Mahkota Bank account and in fact is alleged to have transferred funds into that account in 2013 as well (see Section VII).

a. No Identifiable Broker Named “Colin McGregor”

Unlike other individuals named in the Affidavit, such as Mr. Pallone and Mr. Colling, there are no personal or professional identifiers for Mr. McGregor provided in the document. Given the reference to “UKXM”, we carried out searches in the UK against the name of Colin McGregor, in the hope of identifying an individual who might fit the profile; we found none. No one by this name is registered as a financial broker or advisor with the UK’s Financial Conduct Authority. If Mr. McGregor was a legitimate broker operating in the UK, he would be registered with – and regulated by – this agency.

Media searches also failed to identify anyone of this name fitting the man described in the Affidavit.

b. Discrepancy Between Affidavit and Annex D

There are multiple and significant discrepancies between the Affidavit’s description of the alleged transfer by Mr. Colling, and the purported evidence for these claims found in Annex D, all of which cast doubt on the veracity of these allegations.

Most notably:

- Annex D provides an account with an entirely different number as the recipient of the transfer allegedly made on 10th August 2009 by Mr. Colling.¹⁵
- Annex D claims the transfer was in US Dollars, whereas Paragraph 19.2 of the Affidavit states the transfer was in Euros.
- The size of the transfer is also significantly different. In Annex D it is stated to have been USD 100 million as opposed to the EUR 250 million alleged in Paragraph 19.2.
- The monthly dividends generated by these funds also vary between the Affidavit and Annex D, as the latter states that they were of USD 10 million each (less than half of the USD 25 million indicated in Paragraph 19.2).

We find it difficult to attach any logical explanation to such striking discrepancies.

¹⁵ The account listed in Annex D as recipient of the funds has number 5528018836-649 and is further referred to there as the “Cooling Account” (presumably another erroneous reference to what ought to read “Colling Account”).

V. McGregor → Citibank Transfer (Atlantic Beverage Solutions Inc/ dba Urubras-USA)

Paragraph 19.2 alleges that, on 14th October 2013, Mr. McGregor made a transfer of USD 100 million¹⁶ – with the reference “*Consultancy Payout 03*” – to an account numbered 9317946380. It is alleged that the account sits with Citibank at its branch in London Square, a shopping mall in Miami, Florida (USA). The Affidavit notes that the account is owned by a company named Atlantic Beverage Solutions Inc/dba Urubras-USA (“Atlantic Beverage Solutions”).

Annex D contains the same information as above and further discloses an email address as belonging to the bank officer who oversaw the transfer: Reyna.Hernandez@Citibank.com.

a. Atlantic Beverage Solutions

Atlantic Beverage Solutions Inc was registered in Florida on 2nd November 2010 (see Exhibit M). Operating under the brand ‘Urubras USA’, it specialises in the import, export and trading of foodstuffs and commodities, sourced mainly from Uruguay and Brazil.

According to its official corporate filings in Florida, Atlantic Beverage Solutions is managed by two businesswomen: Rosa Maria Najara Peralta (“Ms. Peralta”) and Beatriz Cardozo Carreira (“Ms. Cardozo”), who respectively serve as President and CEO of the company (see Exhibit N).

a. Discrepancy Between Paragraph 19.2 and Annex D

There is a significant discrepancy between the size of the transfer into Citibank as described in the Affidavit and in Annex D. At Paragraph 19.2 of the Affidavit, it is alleged that Mr. McGregor made a transfer to Atlantic Beverage Solutions of USD 100 million, but Annex D puts the figure at USD 10 million.

While the discrepancy may be dismissed as a typographical error, the preponderance of similar inconsistencies between transfer and balance values between the Affidavit and Annex D is noteworthy.

b. Rebuttal by Atlantic Beverage Solutions

As with Mr. Colling of Flug Werk, we have made contact with Ms. Peralta and Ms. Cardozo on this matter to hear their account and understand whether the allegations regarding Atlantic Beverage

¹⁶ Approximately ZAR 995 million at the time.

Solutions have any basis in fact. While acknowledging that the account referenced in the Affidavit is indeed owned by Atlantic Beverage Solutions, they have denied having any involvement in this matter and view the transfer as a fabrication, one which they believe relied on stolen personal and financial data. A signed copy of their statement, along with the supporting documentation referenced therein, are included as Exhibit O.

Among other discrepancies, Ms. Cardozo and Ms. Peralta noted that Reyna Hernandez did not become the bank officer in charge of the Atlantic Beverage Solutions account until 2017, four years following the date of the alleged transfer from Mr. McGregor (in which Reyna Hernandez is listed as the supervising bank officer at Citibank).

Ms. Cardozo and Ms. Peralta highlighted another inconsistency that makes the alleged transfer to the Citibank account a practical impossibility. They indicated that at the time of the alleged transfer (October 2013) Atlantic Beverage Solutions was not yet using the Urubras-USA brand and that the name “dba Urubras-USA” was not registered until 30th April 2014.¹⁷ Ms. Peralta and Ms. Cardozo attached a screenshot of this registration to their signed statement.

Alaco independently verified via corporate records in the State of Florida that Atlantic Beverage Solutions filed an application to register the name ‘dba Urubras USA’ on 30th April 2014. Therefore, it is clear that at the time the transfer allegedly occurred Atlantic Beverage Solutions would not have attached ‘dba Urubras USA’ to its official documentation, as the name was not active given that it had not registered the brand yet. A copy of the registration application with the State of Florida – obtained independently by Alaco – is included as Exhibit P.

These two inconsistencies once more raise the suspicion that the corporate data of Atlantic Beverage Solutions was stolen after the date of alleged transfer and then used to populate the Affidavit with legitimate account details.

VI. McGregor → Mahkota Bank Transfer (Mr. Congjun Zou)

Paragraph 19.2 alleges that on **16th October 2013**, Mr. McGregor made a transfer of USD 100 million¹⁸ – under the reference “*Consultancy Payout 21*” – to an account numbered 0257380252 held at

¹⁷ The suffix ‘dba Urubras-USA’ stands for ‘doing business as Urubras-USA’. Companies in the United States are required to register a ‘fictitious name’, also known as a ‘dba name’ whenever they operate under a trade name that is different from its registration name.

¹⁸ Approximately ZAR 995 million at the time.

Mahkota Bank in Jakarta, Indonesia.^{19 20} The Affidavit further alleges that this account was owned by a Congjun Zou (“Mr. Zou”), and that a director of Mahkota Bank named Leonardus Khrisna (“Mr. Khrisna”) was involved as a bank officer on the transaction. The Affidavit and Annex D both indicate that Mr. Khrisna’s email address is Leonardo@mahkoto-bank.co.

As detailed below, Mahkota Bank was incorporated in November 2019, more than six years after the transfer by McGregor. Furthermore, it is not a legitimate financial institution and would not have been authorised or able to receive these funds (or, indeed, to send funds on to Standard Bank in South Africa as detailed in Section VII below).

a. Congjun Zou

We have not identified Mr. Zou as a real individual. Although several individuals residing in Indonesia bearing this name were identified in searches of social networks, legal records and elsewhere in the public domain, a lack of personal identifiers in the Affidavit and Annex D make it exceedingly difficult positively to confirm or deny whether any of these individuals are the same as the one referenced in the Affidavit.

b. Mahkota Bank is not a Legitimate Institution

Records maintained by the Department of Law and Human Rights of Indonesia, the country’s corporate registry, show that Mahkota Bank was incorporated as PT Mahkota Bank Internasional on 1st November 2019 under tax registration number 93.425.098.6-015.000 (see Exhibit Q for a copy of the extract from the Indonesian corporate registry as well as its translation). According to these records, Mr. Khrisna is a 20% shareholder and serves as Chair of its Board of Directors.²¹

Notwithstanding the fact that these records show that Mahkota Bank was incorporated as an entity more than six years after it allegedly received funds from Mr. McGregor, there are multiple indicators in the public domain that strongly suggest Mahkota Bank is not a legitimate financial institution and does not carry out regular banking activities. Furthermore, it is apparent from publicly available information that Mahkota Bank has been used as a front for financial scams (see below). For these

¹⁹ The funds of this transaction were reportedly “blocked and the blocked funds letter of guarantee number was 0430/CBF-MB/IX/2017”.

²⁰ As was the case with the Atlantic Beverage Solutions transfer, there is a discrepancy between the amount allegedly transferred to Mahkota Bank as detailed in the Affidavit (USD 100 million) and in Annex D (USD 10 million).

²¹ Mr. Khrisna’s email address as provided in the Affidavit and Annex D (Leonardo@mahkoto-bank.co) is not associated with Mahkota Bank’s website (mahkota-bank.co). While this inconsistency could be attributed perhaps to yet another typographical error, the fact that the email account given in the Affidavit also contains a misspelling of Mr. Khrisna’s first name as “Leonardo” is unusual.

reasons, we believe that Mahkota Bank could not have acted as an intermediary for the flow of funds, either in October 2013 or February 2019 (the latter being the alleged USD 48 million outflow from Mahkota Bank to Standard Bank in South Africa, as detailed in Section VII below).

The clearest evidence of Mahkota Bank not being a proper financial institution is the fact that it is not registered with regulatory bodies in Indonesia. A search of records maintained by the Indonesian Financial Services Authority (“OJK”) and the Indonesian Central Securities Depository (“KSEI”) indicate that there is no entity named Mahkota Bank that is authorised to act in Indonesia (see Exhibit R).

An analysis of Mahkota Bank’s website reveals that the domain mahkota-bank.co was created for the first time in August 2013, meaning that prior to that date, it did not have a website (see Exhibit S). This means that the first transfer allegedly made by Mr. McGregor to Mr. Zou’s account at Mahkota Bank took place less than two months after the institution had first established an internet presence. This appears an unlikely coincidence when considered alone, and even less likely when taken in the broader context of the delinquencies throughout the Affidavit, as well as the fact that Mahkota Bank did not exist as an entity at the time.

In addition, Mahkota Bank’s website does not appear to have been updated since shortly after it was created. In its “*Finance Information*” section, the website gives the international exchange rate of several currencies as it stood in October 2013 (see Exhibit T). Furthermore, nearly all of the pictures on Mahkota Bank’s website originate from websites that sell stock photos. Examples of this can be found in Exhibit U. None of this suggests a legitimate financial enterprise.

Other than its website, Mahkota Bank has a very tenuous footprint in the public domain and no references in the international press, save for a handful of recent mentions that deal with the contents of the Affidavit.

A search in Google Maps Indonesia and other business directories reveals that Mahkota Bank operates no branches or banking offices (see Exhibit V).²² Furthermore, Mahkota Bank’s registration address, which is also provided on its website at its contact address, is a mixed development that does not host its office or a bank branch.²³ Alaco conducted a visit of these premises and verified that Mahkota Bank

²² Google Maps returns a number of partial matches to institutions whose name includes the word “mahkota” (“crown” in Bahasa language), but none of them are a match for the institution through which funds flowed in 2013 and 2019.

²³ Eighty Eight @ Kasablanca Tower A, Jl. Raya Casablanca kav. 88, Jakarta, 12870

is not listed among the tenants of the building. Furthermore, the entire floor where Mahkota Bank is registered and purportedly headquartered is occupied by the local office of US company Amway, a multi-level marketing company that sells vitamins, food supplements and slimming drinks. Amway and Mahkota Bank have no known relationship with each other. Several photographs taken during this visit are included as Exhibit W.

Given the purported scale of its operations and its long running activity since the 1970s, it is reasonable to expect that Mahkota Bank would have a tangible footprint, not only in the media but also on professional networking websites such as LinkedIn. As best as we can determine, however, no users of LinkedIn list Mahkota Bank as a current or previous place of employment. This is telling.

c. Participation in Financial Scams

Aside from its website and a small number of blogs rehashing its contents, nearly all references to Mahkota Bank on the internet are contained in websites claiming that the entity is in fact a “fake bank”, one that has been used to conduct financial scams or other illicit operations.

The website Scamsurvivors.com operates a forum in which users raise awareness of illicit financial schemes by way of sharing copies of documents and correspondence they have had with scam artists. In an entry published in July 2017, a forum user shared copies of several “fake documents” that he had received.²⁴ Among the documents included in the post, there is a letter and three bank drafts for amounts between EUR 100 million and EUR 200 million bearing the name and logo of Mahkota Bank. These bear many hallmarks of a counterfeit draft scam (see Exhibit X).²⁵

Similarly, the website Ripoffscams.com, which is also dedicated to raising awareness of internet financial scams, alleges that Mahkota Bank is a “fake bank” with “no internet presence besides its own site, its own blog and other websites that state it is fraudulent”. Ripoffscams.com provides a copy of what appears to be a counterfeit bank draft for EUR 500 million from Mahkota Bank dated 24th January 2017. Tellingly, this bank draft is signed by “Leonardus Khrisna” (see Exhibit Y, Exhibit Z).

²⁴ <https://scamsurvivors.com/forum/viewtopic.php?f=6&t=45616&p=140591>

²⁵ Counterfeit draft scams were described in the following manner by the US Department of Justice in a public advisory note: “Counterfeit check scams always use the same basic scenario; the fraudsters send counterfeit checks to potential victims and con them into depositing it in their bank account. The fraudsters then ask that part of the money be returned in cash or by wire transfer. By the time a victim learns from the bank that the check is bogus, it’s too late.” See: <https://www.justice.gov/archive/opa/docs/08public-advisory-counterfeit.pdf>

Yet another website, thewhistleblowers.org, also published what appear to be several documents used in a financial scam involving Mahkota Bank.²⁶ The website includes copies of purported letters from Mahkota Bank dated 6th September 2013, shortly after its website was first registered, in which a third party is informed of the availability of USD 10 billion held in a bank account at Mahkota Bank for investment purposes. While thewhistleblowers.org does not indicate that Mahkota Bank was used for a financial scam, the contents of the letter posted on the website are highly suggestive that they were produced as part of one, as they point to the existence of a (fictitious) investment opportunity involving a shell company with no public profile but owning large sums of capital deposited in the bank (see Exhibit AA, Exhibit BB, Exhibit CC).²⁷

SWIFT Code

Despite not being registered as a financial institution with the regulators in Indonesia, Mahkota Bank does maintain the SWIFT code MAAKIDJ1, as shown on the SWIFT register (see Exhibit DD). SWIFT codes, which are also commonly known as BIC codes, are the equivalent of an ID number in the international banking network. When sending payments from one bank to another, institutions generally rely on the SWIFT code to identify the correct entity as recipient of the payment.

While at first sight the existence of this code seems to suggest that Mahkota Bank may be a legitimate institution, it is known that ‘fake banks’ have been able in the past to obtain a SWIFT code by presenting bogus documentation to gain the appearance of legitimacy. In December 2019, the Organised Crime and Corruption Reporting Project (“OCCRP”), a European investigative journalism consortium that has been internationally recognised for its work, noted in an article that at least 17 fake banks from The Gambia had been able to obtain “*non-connected SWIFT codes*”, which are codes of a lower grade than those generally used by legitimate institutions. The purpose of this operation, the article alleged, was to gain undue legitimacy in a scheme that operated until at least August 2019.²⁸

According to Biclookup.com, a website that provides open source information on SWIFT codes, non-connected SWIFT codes are allocated to non-financial institutions. These codes, as a general rule, can be identified by having the number “1” in the eighth position of its code (see Exhibit EE). Given Mahkota Bank’s SWIFT code is MAAKIDJ1, i.e., possessing a number “1” and in the eighth position on

²⁶ Thewhistleblowers.org is no longer active. However, a copy of it is available from the Internet Wayback Machine.

²⁷ The invitation was to a business opportunity involving a Panama-registered shell company with no discernible footprint which has \$10 billion sitting in an account.

²⁸ <https://www.occrp.org/en/29leaks/fancy-gambian-paper>

its code, this information suggests that its SWIFT code is non-connected and that the institution is non-financial in nature, further suggesting that it does not operate as a legitimate bank.

While the OCCRP article does not name Mahkota Bank, it does demonstrate that the existence of a SWIFT code on its own is not evidence of the existence of legitimate financial institution. Parties interested in creating the illusion of legitimacy have in the past been able to take advantage of the system to obtain a code.

VII. Mahkota Bank → Standard Bank Transfer (Kgetham (Pty) Ltd)

As noted above, Paragraph 19.2 of the Affidavit alleges that, on **15th February 2019**, Mr. Khrisna transferred USD 48 million²⁹ from the account numbered 0257380252 at Mahkota Bank to an account numbered 200904299 held at the Alberton Branch of Standard Bank in South Africa. According to information contained in Paragraph 19.7 of the Affidavit, these funds were cleared by the South African Reserve Bank on 21st February 2019. Returning to Paragraph 19.2, the holder of this Standard Bank account is said to be a company named Kgetham (Pty) Ltd (“Kgetham”), managed by a man named Kgomotso Prince Mokgatlha (“Mr. Mokgatlha”). Paragraph 19.7 further alleges that on 12th February 2019, Mr. Kgosi became a signatory of this account.

a. Rebuttal by the South African Reserve Bank

On 13th August 2020 the South African Reserve Bank refuted the existence of the alleged transfer into Kgetham’s account via a letter addressed to Ambassador Motsepe and her legal counsel, Dario Milo of Webber Wentzel. The South African Reserve Bank stated that it could not find any record of the transfer itself, of the payment having been cleared, or of any cross-border flow of funds into or out of South Africa in the amount referred to in the Affidavit. A copy of the letter is included as Exhibit FF.

b. Rebuttal by Mr. Mokgatlha / Kgetham

On 12th November 2019 Mr. Mokgatlha deposed to an affidavit in South Africa in the case concerning Butterfly, in which he refuted these allegations. Mr Mokgatlha stated that no transfer with a value of USD 48 million was made into Kgetham’s account, that he does not know Mr. Kgosi, and that he himself is the sole signatory of the company’s accounts.

²⁹ Approximately ZAR 684 million at the time.

In addition, Mr. Mokgatlha stated that on 25th September 2019 he was interviewed about the alleged money transfer by, among others, Mr. Hubona. Mr. Mokgatlha stated that during this interview he refuted the existence of the alleged USD 48 million transfer into Kgetham and that he deposed to this fact in an affidavit, a copy of which was provided to Mr. Hubona and the interviewing team. Copies of both affidavits are included as Exhibit GG.

While the Affidavit makes reference to the fact that Mr. Hubona met Mr. Mokgatlha in South Africa, it is striking and deeply concerning that there is no reference to Mr. Mokgatlha's rebuttal of the allegations in the Affidavit which concern him.

c. Inconsistencies and Typographical Errors

This section of the Affidavit and Annex D contains numerous inconsistencies and typographical errors. Most notably:

- Kgetham's account receives several numbers throughout the Affidavit. While initially the account is described as having number 200904299, later in the document the number provided is 20029044299.
- While Paragraph 19.2 names the company owning this account as "Kgetham Pty Ltd", in Paragraphs 19.6 and 19.7, the same entity is referred to as "Kgatham Pty Ltd", and in Annex D the entity is spelled Kgetha (Pty) Ltd.
- In Annex D, the date when the transfer into Kgetham's account was cleared is given as 21/02/20019.

The reason for these inconsistencies is unclear. While it is conceivable that a number of typographical errors were unwittingly introduced during the preparation of the Affidavit, it is less clear why there are typographical errors in Annex D (which in theory contains the raw, unprocessed evidence on which the claims have been based).

d. As a Non-Entity, Mahkota Bank Could Not Have Initiated the Transfer to South Africa

Beyond the errors outlined above, it bears repeating that Mahkota Bank in Jakarta has been associated repeatedly with financial scams and is not a licensed and regulated bank in Indonesia (or anywhere

else, as far as we can ascertain). It logically follows, therefore, that a non-entity could not have transferred funds – much less USD 48 million – to the Standard Bank account in South Africa.

VIII. Standard Bank / Kgetham → Blue Flies, Fire Flies and Lazarus Transfers

Paragraph 19.3 alleges that various amounts of money were transferred out of Kgetham’s account at Standard Bank to several different accounts held by three companies: (i) Blue Flies Inc (“Blue Flies”); (ii) Fire Flies Inc (“Fire Flies”); and (iii) Lazarus Motor Company (PTY) LTD (“Lazarus”).³⁰ The accounts which allegedly received the transfers – and the corresponding amounts – are as follows:

Accounts Allegedly Held by Blue Flies

BANK	ACCOUNT NUMBER	AMOUNT/BALANCE
ABSA BANK (CFC)	40892246893	USD 2 900 000.00 ³¹
ABSA BANK (TRUST/CFC)	40892246896	USD 4 760 000.00 ³²
NEDBANK (CFC)	8061923840	USD 5 800 000.00 ³³

Accounts Allegedly Held by Fire Flies

BANK	ACCOUNT NUMBER	AMOUNT/BALANCE
BIDVEST (CFC/OFFSHORE DIV)	8143377210	USD 3 385 500.00 ³⁴
STANDARD	0450077114	USD 2 000 000.00 ³⁵
NEDBANK (CFC)	1099810081	USD 7 350 200.00 ³⁶

Accounts Allegedly Held by Lazarus Motor Company

BANK	ACCOUNT NUMBER	AMOUNT/BALANCE
FIRST NATIONAL BANK	62553456461	USD 3 500 000.00 ³⁷

a. Absence of Identifiers & Underlying Account Data

It is noteworthy that Paragraph 19.3 provides no significant details regarding the accounts which allegedly received funds from the Kgetham account. In addition to the absence of information regarding the country and branch of registration of these accounts, nowhere in the Affidavit is there

³⁰ Lazarus Motor Company is a company registered in South Africa on 19th December 1957 under company number M1957004171.

³¹ Approximately ZAR 48 million.

³² Approximately ZAR 78.5 million.

³³ Approximately ZAR 96 million.

³⁴ Approximately ZAR 56 million.

³⁵ Approximately ZAR 33 million.

³⁶ Approximately ZAR 121 million.

³⁷ Approximately ZAR 57.7 million.

information on how many transfers there were, the dates on which they occurred, the banking officers responsible for these accounts, payment references, etc.

It also is noteworthy that Annex E to the Affidavit (which purports to hold information relating to the Blue Flies, Fire Flies and Lazarus accounts) does not contain any information substantiating the claims in the Affidavit that funds were transferred from Kgetham's account at Standard Bank to the companies.

The absence of underlying data on these accounts and transfers is most noteworthy because these data points were present in Paragraph 19.2 when describing the alleged international transfers into and out of HSBC, Deutsche Bank, Citibank and Mahkota Bank, and were also backed by data present in Annex D (albeit unconvincingly). We believe this may be explained by the theory that much of the data used in the international transfer allegations in Paragraph 19.2 was legitimate data obtained and used illegitimately (i.e., stolen data), whereas a similar cache of data for the South African banks was not available for inclusion.

b. Additional Blue Flies & Fire Flies Accounts

In addition, in both Paragraph 19.9 and Annex E, it is alleged that Blue Flies and Fire Flies maintain ten and seven offshore accounts, respectively. Within this list of 17 accounts, there are six accounts that were previously described as held by Blue Flies and Fire Flies in Paragraph 19.2 of the Affidavit, and described above. These 'repeated' accounts are underlined in the list below in this section.

According to Paragraph 19.8, the signatories of these accounts are the individuals Bridgette Motsepe Radebe, Hilton Lorato Motswana, Debbie Brown, Charles Van Der Walt and Lucky Phume.

These accounts are described as being "*offshore*". This is presumed to imply they are non-Botswanan, and given the preponderance of South African banks in Paragraph 19.8, it also is presumed that most of these "*offshore*" banks are located in South Africa. This point is never explicitly made in the Affidavit, however, which contains no information about the countries in which these accounts are located.

Neither the Affidavit nor its Annexures make any statement regarding the provenance of the funds deposited in these accounts. While not explicitly stated, the obvious implication is that the funds

originated in one or more of the three Special Unit Accounts allegedly created with the Bank of Botswana on 9th June 2008.

Offshore accounts allegedly held by Blue Flies (Paragraph 19.9):

BANK	ACCOUNT NUMBER	AMOUNT/BALANCE
STANDARD BANK (CFC)	02221013430	USD 13 391 020.75 ³⁸
FNBSA	6113199005	USD 250 760.13 ³⁹
BIDVEST (CFC/OFFSHORE DIV)	8221093548	USD 17 660 419.23 ⁴⁰
RBS (OFFSHORE-UK)	60093232791	USD 33 900 550.00 ⁴¹
DB(OFFSHORE-GER)	495858730027	USD 298 192.57 ⁴²
HSBC(OFFSHORE-DIV)	0922809116	USD 150 300 000.00 ⁴³
CITI BANK	71036204945	USD 290 500 000.00 ⁴⁴
ABSA BANK (CFC)	<u>40892246893</u>	<u>USD 2 900 000.00</u> ⁴⁵
ABSA BANK (TRUST/CFC)	<u>40892246896</u>	<u>USD 4 760 000.00</u> ⁴⁶
NEDBANK (CFC)	<u>8061923840</u>	<u>USD 5 800 000.00</u> ⁴⁷

Offshore accounts allegedly held by Fire Flies (Paragraph 19.10):

<u>BIDVEST (CFC/OFFSHORE DIV)</u>	<u>8143377210</u>	<u>USD 3 385 500.00</u> ⁴⁸
<u>STANDARD</u>	<u>0450077114</u>	<u>USD 2 000 000.00</u> ⁴⁹
<u>NEDBANK (CFC)</u>	<u>1099810081</u>	<u>USD 7 350 200.00</u> ⁵⁰
ABSA BANK (CFC)	40889224610	USD 3 829 730.44 ⁵¹
STANDARD (CFC)	0491033410	USD 890 418.33 ⁵²
INVESTEC (CP/OFFSHORE DIV)	08813395850	USD 390 700 000 ⁵³
ALLAN GRAY (CP/OFFSHORE DIV)	9198998359	USD 88 500 000.00 ⁵⁴

³⁸ Approximately ZAR 221 million.

³⁹ Approximately ZAR 4.1 million.

⁴⁰ Approximately ZAR 291.3 million.

⁴¹ Approximately ZAR 559.3 million.

⁴² Approximately ZAR 4.9 million.

⁴³ Approximately ZAR 2.4 billion.

⁴⁴ Approximately ZAR 4.7 billion.

⁴⁵ Approximately ZAR 48 million.

⁴⁶ Approximately ZAR 78.5 million.

⁴⁷ Approximately ZAR 96 million.

⁴⁸ Approximately ZAR 56 million.

⁴⁹ Approximately ZAR 33 million.

⁵⁰ Approximately ZAR 121 million.

⁵¹ Approximately ZAR 63.1 million.

⁵² Approximately ZAR 14.6 million.

⁵³ Approximately ZAR 6.4 billion.

⁵⁴ Approximately ZAR 1.4 billion.

c. Naming Inconsistencies Regarding Blue Flies and Fire Flies

While in Paragraph 19.3 and in Annex E, Blue Flies and Fire Flies are referred to respectively as having the names 'Blue Flies Inc' and 'Fire Flies Inc', in other parts of the Affidavit the companies receive a number of different names. In particular:

- In the table accompanying Paragraph 19.3 the companies are referred to as 'Blue Flies Inc Pty Ltd' and 'Fire Flies Inc Pty Ltd'.
- In Paragraphs 19.8, 19.9 and 19.10 the companies are named 'Blue Flies (PTY LTD)' and 'Fire Flies (PTY LTD)'.
- In Paragraph 31 the companies are referred to as 'Blue (PTY LTD)' and 'fire flies(PTY LTD)'.

While in isolation, some of these discrepancies could be attributed to carelessness or typographical errors, given the sheer abundance of discrepancies it is difficult to attach a reasonable explanation.

d. No Record that the Blue Flies and Fire Flies Entities Exist

Annex E indicates that Blue Flies and Fire Flies were registered on 19th July 2017. Neither the Affidavit nor the Annexures reference at any point the country of incorporation of Blue Flies and Fire Flies. There is no suggestion that they are incorporated outside South Africa.

We conducted searches in the website registry of the Corporate and Intellectual Property Commission ("CIPC"), the state body in charge of company registration in South Africa. Searches conducted under the names "Blue Flies" and "Fire Flies" (with all possible corporate suffixes) did not return any positive matches (see Exhibit HH). In addition to this, we conducted searches on OpenCorporates, a database of corporate information which contains information for over 185 million companies around the globe. These searches also returned a negative result for these corporate entities (see Exhibit II). While a company named "Fire Flies, Inc" was found in Kentucky, this entity could not be a match for the one described in the Affidavit, as it was incorporated on 31st May 1962 and dissolved on 1st November 1995.

e. Banks Refute the Existence of the Blue Flies and Fire Flies Accounts

In addition to a lack of evidence supporting the existence of the Blue Flies and Fire Flies corporate entities, legal counsel acting for Ambassador Motsepe in South Africa have engaged with and secured letters from each of the South African-based banks alleged to hold accounts in the name of either Blue Flies or Fire Flies (and over which it is alleged that Ambassador Motsepe is an account signatory). While varying in form, each of these letters confirms that Ambassador Motsepe is not a signatory to any such accounts. Indeed, no such accounts are held in the name of the Blue Flies or Fire Flies entities. Copies of these letters and a confirmatory affidavit attesting to their authenticity, signed by Dario Milo of Webber Wentzel (as legal counsel to Ambassador Motsepe), are included as Exhibit JJ.

f. Additional Inconsistencies between the Affidavit and Annex E

Regarding the 17 Blue Flies and Fire Flies accounts listed in the Affidavit, there are multiple and major inconsistencies between the allegations contained in Paragraphs 19.9 and 19.10, and the evidence substantiating them in Annex E:

- The balance for the Blue Flies account numbered 40892246893 held with ABSA BANK (CFC) in Annex E is given as USD 11,750,200. This is significantly different from the value given in Paragraph 19.9, which is USD 2,900,000.
- The balance for the Blue Flies account numbered 40892246896 held with ABSA BANK (TRUST/CFC) is given in Annex E as USD 15,985,377.34. This is significantly different from the value given in Paragraph 19.9, which is USD 4,760,000.
- The balance for the Blue Flies account numbered 8061923840 held with NEDBANK (CFC) is given in Annex E as USD 7,900,000. This is significantly different from the value given in Paragraph 19.9, which is USD 5,800,000.
- In Annex E, the Blue Flies account numbered 02221013430 held with STANDARD BANK CFC is presented as having number 0222101340, that is, missing one digit.
- The balance of the Fire Flies account numbered 1099810081 held with NEDBANK [CFC] is given in Annex E as USD 15,500,000. This is significantly different from the value given in Paragraph 19.10, which is USD 7,350,200.

- The balance of the Fire Flies account numbered 8143377210 held with BIDVEST (CFC/OFFSHORE DIV) is given in Annex E as USD 27,450,310.68. This is significantly different from the value given in Paragraph 19.10, which is USD 3,385,500.
- Paragraph 31 alleges that the above listed 17 accounts held by Fire Flies and Blue Flies have a combined balance of approximately USD 10.16 billion.⁵⁵ However, the combined balance of these accounts, according to the information contained in Paragraphs 19.9 and 19.10 of the Affidavit and in Annex E is approximately USD 1 billion, around ten times lower.⁵⁶ It is difficult to attach a benign explanation to these discrepancies and the overstatement of these amounts in the closing remarks of the Affidavit.

⁵⁵ The exact amount indicated in paragraph 31 is USD 10,164,167,790.70.

⁵⁶ The combined balance of the accounts as show in paragraphs 19.9 and 19.10 of the Affidavit is USD 1,016,416,791.45. The combined balance as shown in Annex E is USD 1,068,806,978.79. The difference between these two numbers is due to the above-mentioned unexplained discrepancies in the balances of several accounts between the Affidavit and Annex E.

EXHIBITS

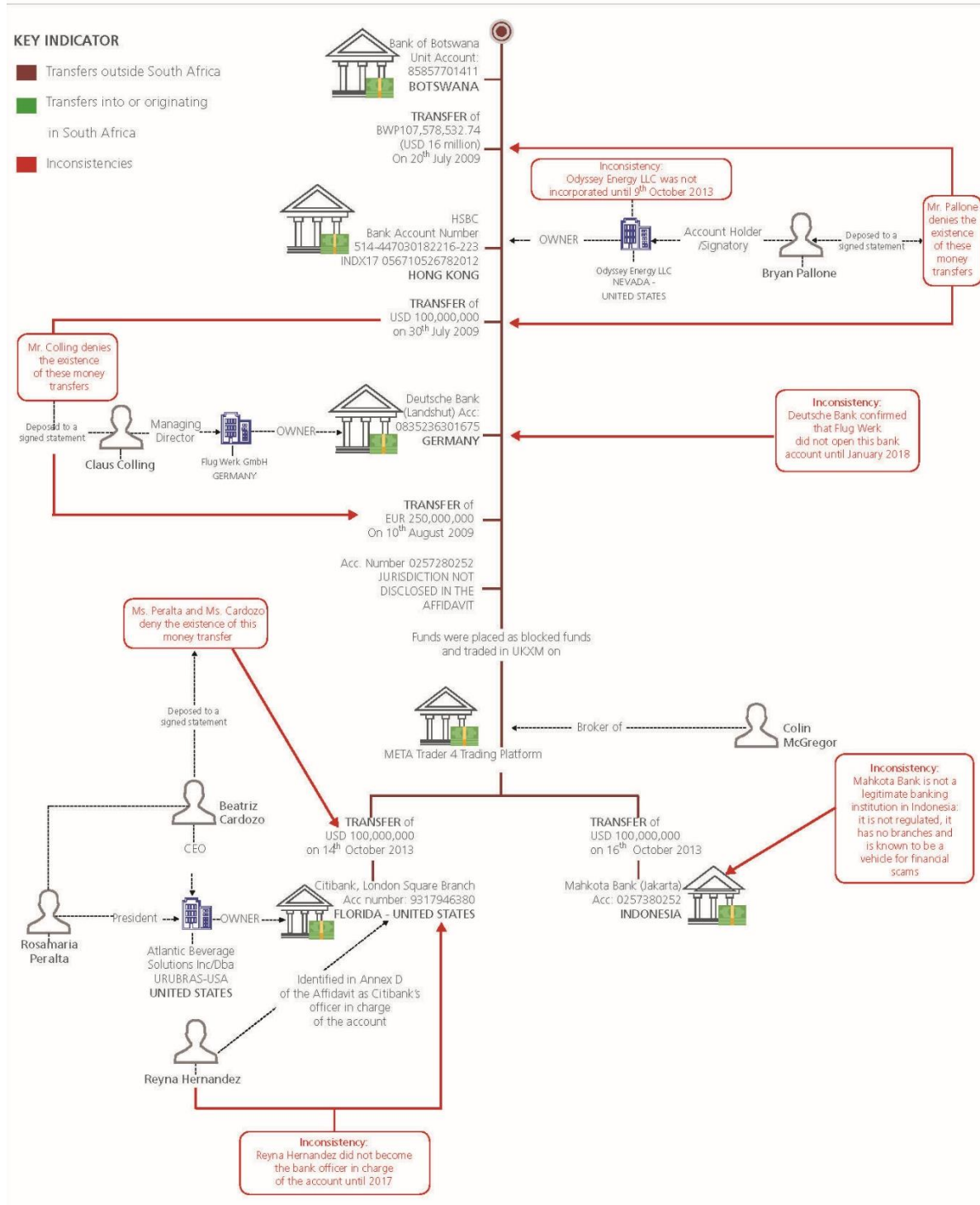
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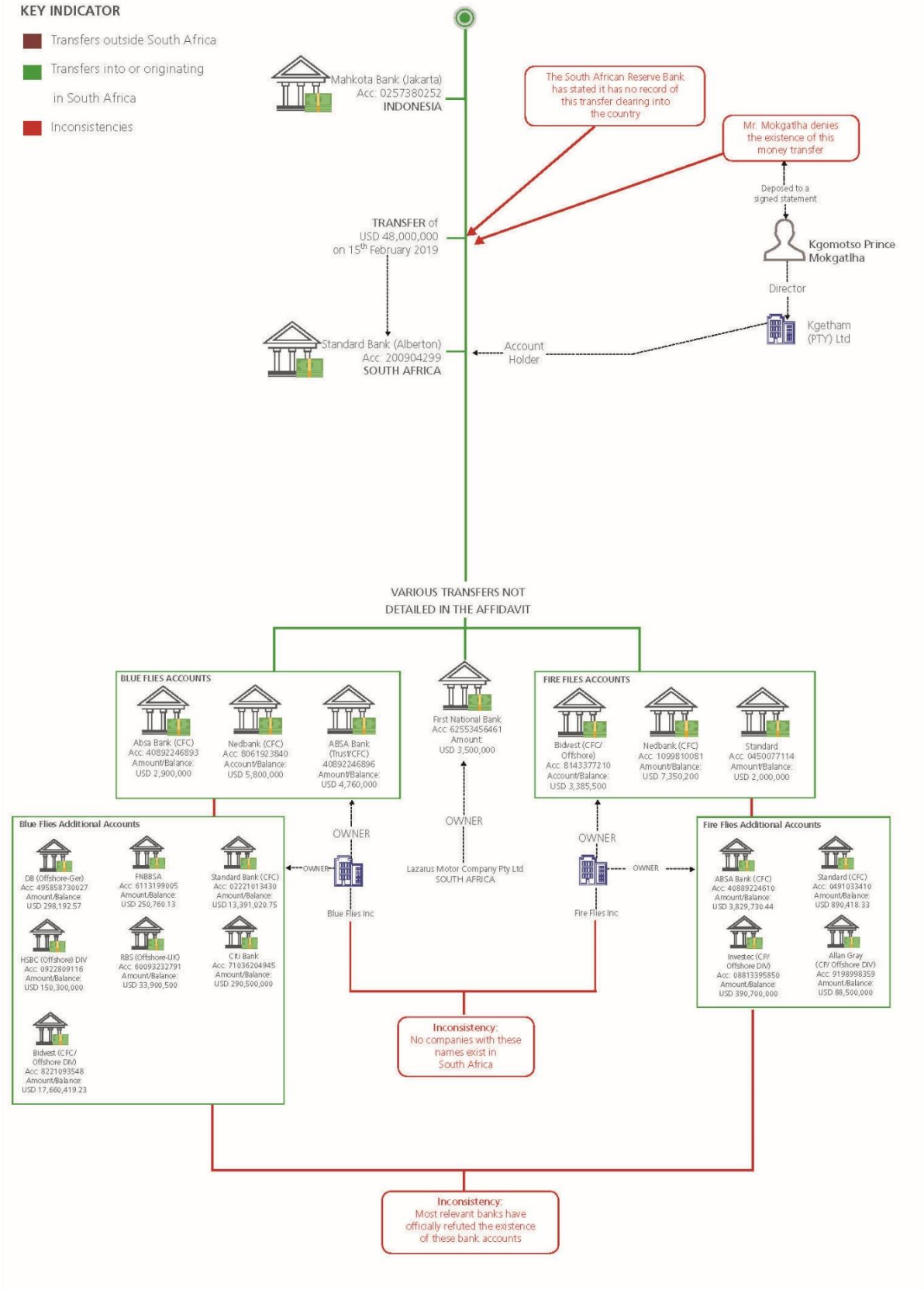
MAIN INCONSISTENCIES AND ERRORS IN THE HUBONA AFFIDAVIT

OMNIA STRATEGY LLP AND ALACO LTD



KEY INDICATOR

- Transfers outside South Africa
- Transfers into or originating in South Africa
- Inconsistencies



offences. I also do take part in covert operations as well as assisting other officers engaged in investigation duties.

4. I am competent to depose to this affidavit by reason of the fact that I am the investigating officer in the case of which charges of Possession of Unexplained Property, Financing Terrorism and False Declaration for passport has since been preferred against the applicant herein. Supporting the investigations are the Botswana Police Service and Directorate of Intelligence and Security Services as it involves National Security.
5. I have extensively perused the Applicant's founding affidavit and do hereby respond as follows:
6. **AD PARAGRAPHS 1, 2, 3 AND 4**

The contents thereof are admitted save to state that the applicant holds a bachelor degree of Science in Business, Computer Information Systems acquired at Ferris University in the United State of America on the 14th December 2002. When she joined the Directorate of Intelligence and Security Services she was deployed under the Science and Technology Division, which I am have being advised and which I verily believe to be true that it deals with all technical issues in terms of Section 22 of Intelligence And Security Service Act (CAP 23:02)which reads as follows:

“(1) Where the Director General believes, on reasonable grounds, that a warrant under this section is required to enable the Directorate to investigate any threat to national security or to perform any of its functions under this Act, the Director General shall apply to a senior magistrate or a judge of the High Court for a warrant in accordance with this section.

(2) If the magistrate or judge to whom an application is made under subsection (1) is satisfied that there are reasonable grounds for suspecting that

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there is in the premises, place, vessel, boat, aircraft or other vehicle anything which is or contains evidence of the commission of any of the offences referred to in this Act, he or she may by warrant direct the Director General, or any officer or support staff authorised by the Director General under this Act, to enter and search such premises, place, vessel, boat, aircraft or other vehicle and seize and detain anything which the Director General, or the officer or support staff authorised by the Director General, has reason to believe is or contains evidence of any of the offences referred to in this Act.

(3) Whenever the Director General, or an officer or support staff authorised by him or her under this Act, has reasonable cause to believe that there is in any premises, place, vessel, boat, aircraft or other vehicle any article or document-

(a) which is evidence of the commission of an offence referred to in this Act;

(b) in respect of which an offence has been, is being, or is about to be committed under this Act;

(c) is being conveyed, or is concealed or contained in any package in the premises, place, vessel, boat, aircraft or other vehicle, for the purpose of being conveyed,

then and in any such case, if the Director General, or the officer or support staff authorised by him or her under this Act considers that the special exigencies of the case so require, he or she may without a warrant enter the premises, place, vessel, boat, aircraft or other vehicle, and search, seize and detain such article, document or package.

(4) The court mentioned in subsection (1) may, on application made by the Director General or an officer or support staff authorised by him or her to do

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so, issue a warrant under this section authorising the taking of such action as may be specified in the warrant in respect of anything so specified if the court considers it necessary for that action to be taken in order to obtain information which-

(a) is likely to be of substantial value to the Directorate in the discharge of its functions; and

(b) cannot be reasonably obtained through other means:

Provided that in the event the Directorate wishes to conduct an investigation of a personal or intrusive nature such as searches or interception of postal mail, electronic mail, computer or telephonic communications, the Director General or an officer or support staff authorised by him or her shall show cause to a court of Senior Magistrate or above or a Judge of the High Court and obtain an order in a secret hearing.

(5) In the exercise of the powers of search, seizure and detention under this section, the Director General, or any other officer of the Directorate may use such reasonable force as is necessary in the circumstances, and may be accompanied or assisted by such other person as he or she considers appropriate to assist him or her to enter into or upon any premises, place, vessel, boat, aircraft or other vehicle, as the case may be.

(6) A magistrate may, on the application, ex parte, of the Director General, by written notice require a person who is the subject of an investigation in respect of an offence alleged or suspected to have been committed by him or her to surrender to the Director General any travel document in his or her possession.

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(7) If a person on whom a notice under subsection (6) has been served fails to comply with the notice, he or she may be arrested and taken before a magistrate.

(8) Where a person is taken before a magistrate under subsection (7), the magistrate shall, unless such person complies with the notice under subsection (6) or satisfies the magistrate that he or she does not possess a travel document, by warrant commit him or her to prison where he or she shall be safely kept until he or she complies with the notice.

(9) A person who has surrendered a travel document under this section may at any time make a written application to the Director General for its return, and every such application shall contain a statement of the grounds on which it is made.

(10) The Director General may, within 14 days of receipt of the application referred to in subsection (9)-

(a) grant the application either without conditions or subject to such conditions as to the further surrender of the travel document and the appearance of the applicant at any time and place in Botswana as may be specified by the Director General in a written notice served personally on the applicant; or

(b) refuse the application.

(11) A person aggrieved by the refusal of the Director General to return his or her travel document to him or her may appeal to a magistrate."

Annexed hereto is a copy of witness statement of Tshogofatso Diako marked 'A'

JH

7. **AD PARAGRAPHS 5**

I am have being advised and which I verily believe to be true that application to rescind the order and set aside the remand warrant issued on the 18th October 2019, as such we oppose such application and that the applicant remain in custody until the conclusion of this matter

8. **AD PARAGRAPHS 6 AND 7**

The contents are denied. The truth is that the investigation team went to the applicant's work place. Firstly we met with the applicant's director Ms Modisane, who called the applicant to her office and introduced her to us. We did not abruptly summoned her out of the meeting. We did not even know where she was coming from. We had a warrant of arrest in our possession, which we executed. Annexed hereto is the copy of the warrant of arrest marked 'B'.

9. **AD PARAGRAPHS 8**

Admitted, save to correct and state that I informed the applicant that she was being investigated and further I showed her the search warrant I was in possession of before we searched her. Annexed hereto is the Search warrant marked 'C'.

10. **AD PARAGRAPH 9**

This paragraph is denied. The applicant did not mention that to me during the interview and arrest. She was cooperating well with us. I informed her that since we had taken her mobile phones as exhibits and were already switched off she, will call at the office.

11. **AD PARAGRAPHS 10, 11, 12 AND 13**

The contents are noted. The applicant was treated in accordance with the Law. There was never a time that she was ill-treated. She was offered a phone to call who ever she

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desired. The phone rang unanswered. She was specific of the people she wanted to call. She had indicated that she did not want her mother to know that she had been arrested, she said her mother was a sickly person.

12. AD PARAGRAPHS 14

Contents are denied. We were carrying the search in accordance with the law, that is in accordance with section 57 of the Criminal Procedure and Evidence Act (Cap 08:02).

13. AD PARAGRAPHS 15, 16, 17, 18 AND 19

Noted. I do confirm that the applicant was taken to Court as it was Friday and there was a great need to remand her in custody. I would like to state that the applicant was served with the charge sheet at Court that did not delay the proceedings of the Court. The proceedings were delayed by the fact that we came late to court due to the search, which we had not completed.

The Court record will show what transpired during the proceedings as I was waiting outside pending being called on the stand to give evidence.

I was informed that the applicant's rights were explained to her regarding legal representation at her own cost. I understand she opted to engage an attorney as thereafter we gave her access to contact her lawyer.

14. AD PARAGRAPHS 21,22,23,24 AND 25

Noted. The truth is that the applicant and her attorney were interfering with the search as demonstrated in paragraph 23 of the Applicant's founding affidavit. The applicant's attorney was allowed access to the Applicant,

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15. **AD PARAGRAPH 26**

Admitted, the state is not in possession of the Court Order, the Remand warrant was filed at Prison as they are the rightful persons to have it.

16. **AD PARAGRAPHS 27, 28, 29, 30, 31, 32.33.34.35 and 36,**

Noted. I have been advised by Prison officials and which I verily believe to be true that Prisons operate on restricted times due to security. Prison access times stops at 1530 hours. On the day in question due to the fact that the applicant's attorney waited whilst we were still sealing exhibits with the applicant, they were allowed access just for that particular time. I have never instructed the Prison officials not to commission the Applicant's affidavit. I do not know how they function when it comes to commissioning affidavits.

17. **AD PARAGRAPH 37**

The contents are admitted. I have been advised by Prison officials and which I verily believe to be true that the time the attorney arrived at prison was way beyond visiting time and very late and not security viable to open the prison for them.

18. **AD PARAGRAPH 38 and 39**

Denied. The applicant has never meet with the prosecution except the time they were at court. There was no prejudice suffered by the applicant in having the affidavit signed at night as at that time no court was functional.

19. **AD PARAGRAPHS 40, 41 AND 42**

19.1 I aver that investigations are not yet complete. These are only holding charges. More charges will be added to the indictment once the investigations are complete. The starting point of the investigation was instigated by a report received pertaining to the information that on the 9th June 2008 three (3)

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Special Unit Accounts were created by Bank of Botswana under the instruction of the former president Dr Seretse Khama Ian Khama and the then director general of Directorate of Intelligence and security Services Mr Isaac Kgosi as follows:

-Account number **85857701411** with a balance at opening of **BWP908 396 200.35**

-Account number **85852700321** with a balance at opening of **BWP700 000 000.00**

-Account number **858887449310** with a balance at opening of **BWP592 500 000.00**

Annexed hereto is the allegation report marked 'D'

19.2 Part of the money from account number 85857701411 moved from the source as follows:

- It is alleged that on the 20th July 2009, the balance for account number 85855770141 stood at BWP1 790 500 000.00 at 14:32:23 (CAT). An amount of BWP107 578 532.74 was transferred to HSBC Bank in Hong Kong. The reference was to purchase intelligence equipment and the recipient was:

ODYSSEY ENERGY LLC

ACCOUNT NUMBER: 514-447030182216-223 >INDX17
056710526782012

ACCOUNT HOLDER/SIGNATORY: Bryan Pallone

PASSPORT NUMBER: J446547079

ABF68 (DIPL13)

MODE OF TRANSMISSION: BSWBSTX14

TRACKING CODE: **GST101WHT14**

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- It is also alleged that as from the 20th July 2009 the balance of account 056710526782012 stood at USD 145 800 000.00. After four (4) days of clearance on the 24th July 2009 at 1606H4T, the balance stood at USD 245 800 000.00. On the 30th July 2009 a transfer of USD 100 000 000.00 was made to Mr Claus Colling MD of:

ACCOUNT NAME: FLUGWORK GMBH

BANK: DENTSCHE BANK, FILIATE LANDSHUT

ACCOUNT NUMBER: 0835236301675

BIC (SWIFT): DEUTDEDBMUC

TAX ID: 11511126150270

VAT ID: DE179326617

PASSPORT NUMBER: CFSMX8300

DESCRIPTION ACCOUNT: FLUGWORK GMBH
AREOSPACE & ALTERNATIVE ENGERIES
DEVELOPMENTS

IBAN: DE05 7007 0024 0059 975300

BIC(SWIFT): DEUTDEDBMUC

- It is further alleged that on the 10th August 2009 the account stood at a balance of EUROS 713 500 000.00. Mr Claus Colling MD made a transfer of EURO 250 000 000.00 to account number 0257380252. This amount was placed as blocked funds MT799 and traded in UKXM on META trader 4 Trading Platform for forty months with monthly dividends of Euros 25 000 000.00 The accumulated dividends were

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transferred to various accounts all over Europe, America and
Asia. The broker Mr Colin McGregor, a financial controller
and expert paid out dividends into the following accounts:

12

Some significant transaction are as follows:

BANK: CITI BANK

BRANCH; SQUARE BRANCH, LONDON

DATE OF TRANSFER: 14TH OCTOBER 2013

TIME: 1006HRS

ACCOUNT NAME: ATLANTIC BEVERAGE SOLUTIONS
INC/DBA URUBRAS-USA

ACCOUNT NUMBER: 9137946380

REFERENCE: CONSULTANCY PAYOUT 03

AMOUNT DEPOSITED: USD 100 000 000.00

ACCOUNT BALANCE: USD 39 500 000.00

BANK: MAHKOTA BANK, JAKARTA

DATE OF TRANSFER: 16TH OCTOBER 2013

TIME: 1433HRS

ACCOUNT NAME: CONGJUN ZOU

ACCOUNT NUMBER: 0257380252

REFERENCE: CONSULTANCY PAYOUT 21

BANK OFFICER 1: LEONARDUS KHRISNA, a director

BANK OFFICER 1 PHONE: +62 812 87 678881

BANK OFFICER 1 EMAIL: LEONARDO@ MAKHOTO-
BANK.CO

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TRANSACTION CODE: AFRO/U8B-
Z/MAHKOTA/ZOU/C806-1

AMOUNT DEPOSITED: USD 100 000 000.00 it is alleged
that this amount was blocked and the blocked funds letter of
guarantee number was 0430/CBF-MB/IX/2017.

- It is alleged that on the 15th February 2019 Mr Leonardus
khrisna transferred an amount of USD 48 000 000.00 from
account number 0257380252 held at Mahkota bank as
above, to a bank account held in the Republic of South
Africa to account number 200904299 Standard Bank,
Alberton Branch which was created on the 24th November
2015. The full details are as follows:

TIME OF TRANSFER: 14:39:21 EST

PURPOSE OF TRANSFER: AFRO PROJECT, SOUTH
AFRICA

RECEPIENT: KGETHAM PTY LTD

ACCOUNT NUMBER: 2002904299

SWIFT CODE: SBZA ZA JJ

BANK OFFICER: Ms MAPULE KONOPI

DATE CLEARED: 21ST FEBRUARY 2019

TIME CLEARED: 1750:11 CAT

THE RECEPIENT DETAILS:

NAME: KGOMOTSO PRINCE MOKGATLHA

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DATE AND PLACE OF BIRTH: 11 APRIL 1966,¹⁴
ROODEPORT, JOHANNESBURG.
NATIONALITY: SOUTH AFRICAN
PASSPORT NUMBER; AO6425711
EMAIL ADDRESS: KSITRADING@GOTMAIL.COM
POSTAL ADDRESS: P.O. BOX 1381, BASONIA 2016

- 19.3 It is alleged that money was transferred from account number 200904299 Standard Bank, Alberton Branch to the following accounts belonging to Blue Flies Inc, Fire Flies Inc and Lazarus Motor Company PTY LTD as follows:

BLUE FLIES INC PTY LTD

BANK	ACCOUNT NUMBER	AMOUNT/BALANCE
ABSA BANK (CFC)	40892246893	USD 2 900 000.00
ABSA BANK (TRUST/CFC)	40892246896	USD 4 760 000.00
NEDBANK (CFC)	8061923840	USD 5 800 000.00

FIRE FLIES INC PTY LTD

BANK	ACCOUNT NUMBER	AMOUNT/BALANCE
BIDVEST (CFC/OFFSHORE)	8143377210	USD 3 385 500.00

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DIV)		
STANDARD	0450077114	USD 2 000 000.00
NEDBANK (CFC)	1099810081	USD 7 350 200.00

LAZARUS MOTOR COMPANY PTY LTD

BANK	ACCOUNT NUMBER	AMOUNT
FIRST NATIONAL BANK	62553456461	USD 3 500 000.00

Annexed hereto is a copy allegation report marked 'E'

19.4 Following the submission of a request for mutual legal assistance submitted to the Republic of South Africa by the Directorate of Public Prosecutions, I annex a copy of the Savingram that sent the request and marked 'F'. The documents for mutual legal assistance are available for inspection as I have being advised that they are confidential. Through other formal alternative processes I followed on the existence of Kgetham (PTY) LTD and Kgomotso Prince Mokgatha. My investigations revealed that Kgetham (PTY) LTD is an existing juristic person whilst Kgomotso Prince Mokgatha is an existing natural person and resided at the given addresses. Annexed is a copy of consumer Enquiry report marked 'G' which showed that Kgomotso Prince Mokgatha is the Director of Kgetham (PTY) LTD and also shows other companies he is associated to.

19.5 It was easy for my counterparts in the Republic of South Africa to locate Kgomotso Prince Mokgatha who agreed to meet with us. In our meeting he furnished me with some documents from his Emails which I believed were relevant to assist with the

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investigations as the information content was consistent with the information on the allegation report. Annexed hereto are the documents marked 'H'

- 19.6 I went on to receive bank statements pertaining to Kgatham (PTY) LTD which indicated the Rand account. And we are still to obtain the dollar account bank statement, the account which received the money. The Rand account statement is annexed hereto and marked 'I'. Further I received from Kgomotso Prince Mokgatha in respect of a dollar account for Kgetham (PTY) LTD held at Mercantile Bank Limited. The bank statement is annexed and marked 'J'
- 19.7 I further received the bank mandate of Kgatham (PTY) LTD which indicated that Kgomotso Prince Mokgatha was the signatory of the bank account. I have information that Mr Isaac Kgosi became a signatory of the account on the 12th February 2019 and the money was transferred on the 15th February 2019. The USD 48 million which was cleared by the South African Reserve Bank on the 21st February 2019. A copy of the bank mandate is annexed hereto and marked 'K'. I am still to obtain the one that includes Mr Isaac Kgosi.
- 19.8 I further received information as contained in the report annexed in this affidavit as 'E' that Blue Flies (PTY) LTD and Fire Flies (PTY)LTD bank accounts signatory are Bridgette Motsepe Radebe, Hilton Lorato Motswana, Debbie Brown, Charles Van Der Walt and Lucky Phume. I received the bank mandates which indicated that the above as signatories. I also received a copy of passport which showed the picture of the applicant being Hilton Lorato. The same passport that was obtained fraudulently and the applicant claims that it was obtained for purposes of intelligence operations abroad. The bank Mandates in respect of account number 40892246893 held at Absa Bank Limited is annexed hereto and marked 'L' and the bank mandates and Bank statement in respect of account number 1099810081 held at Nedbank in the Republic of South Africa marked "M".

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19.9 The document annexed as 'E' indicates that Blue Flies (PTY) LTD operates ten offshore accounts with balances as follows:

BANK	ACCOUNT NUMBER	AMOUNT/BALANCE
STANDARD BANK (CFC)	02221013430	USD 13 391 020.75
FNBBSA	6113199005	USD 250 760.13
BIDVEST (CFC/OFFSHORE DIV)	8221093548	USD 17 660 419.23
RBS (OFFSHORE-UK)	60093232791	USD 33 900 550.00
DB(OFFSHORE-GER)	495858730027	USD 298 192.57
HSBC(OFFSHORE) DIV	0922809116	USD 150 300 000.00
CITI BANK	71036204945	USD 290 500 000.00
ABSA BANK (CFC)	40892246893	USD 2 900 000.00
ABSA BANK (TRUST/CFC)	40892246896	USD 4 760 000.00
NEDBANK (CFC)	8061923840	USD 5 800 000.00

19.10 The document annexed as 'E' further indicate that Fire Flies (PTY) LTD operates seven offshore accounts with balances as follows:

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BIDVEST (CFC/OFFSHORE DIV)	8143377210	USD 3 385 500.00
STANDARD	0450077114	USD 2 000 000.00
NEDBANK (CFC)	1099810081	USD 7 350 200.00
ABSA BANK (CFC)	40889224610	USD 3 829 730.44
STANDARD(CFC)	0491033410	USD 890 418.33
INVESTEC (CP/OFFSHORE DIV)	08813395850	USD 390 700 000
ALLAN GRAY (CP/OFFSHORE DIV)	9198998359	USD 88 500 000.00

19.11 The document annexed as 'E' further indicate that financial intelligence and international movement shows that she has been to 18 European countries, 17 African countries and 5 United States of America between 2017 and August 2019. She has refused with her other passports indicating that it still had valid visas. She is a person who cannot be trusted, as the stated does not know what passports she possess and for which countries. Annexed hereto is the copy of the known valid passport that the State is aware of marked 'N'.

20. **AD PARAGRAPHS 43, 44, AND 45**

Denied. The applicant's lawyer would have not changed the position of the case. The applicant claim that the passport was used for one intelligence mission abroad, which details she is happy to share with the Court in Camera. And that it was at the behest of her employer. It is my averment that the applicant did not tell the truth. The applicant and the then Director General of

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Directorate of Intelligence Security Services, Mr Isaac Kgosi shares a love relationship coupled with being accomplices in the commission of offences. All the trips they made together were for purposes of accomplishing their love affair and their secret missions in commission of offences. As Annexure 'E' indicates that the applicant is referred as "L wonder" and Mr Isaac Kgosi is known as the "Bull". To show the strength and the illicit relationship between the two, I annex hereto a witness statement of Dr Thulaganyo Rabogadi who was employed as Director of Science and Technology the unit the applicant fell under Marked 'O'.

Further annexed hereto is the witness statement of Eric Kedikilwe Marked 'P' and that of Shathani July marked 'Q'.

As it regard the obtaining of the fraudulent passport it is my averment that Mr Isaac Kgosi abused his powers to secure the passport in the names of Lorato Hilton using a fake Omang number in order to accomplice their secret mission of committing the offences and stealing from the government funds. Annexed hereto is the witness statement of Tshepang Dibela marked 'R', the witness statement of Tshepiso Pearl Puoeng marked 'S' and the witness statement of Mpho Matlhare Modisane marked 'T'. Further I annex hereto the details of application for the passport number BN0379899 in the names of Lerato Hilton marked 'U'.

Furthermore the same name Lorato Hilton was used to open a company named Local Matter (PTY) LTD. Investigations are still ongoing to establish for what purposes the company was established. Annexed hereto is the witness statement of Keamogetse Ranko marked 'V'.

21. AD PARAGRAPHS 46

Denied. There is reasonable suspicion that warrant investigation and the incarceration of the applicant pending the completion of this matter as the applicant is a flight risk. All the accounts that the applicant is associated with are all not in the Republic of Botswana and as such it will require the process of

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Mutual Legal Assistance to get the accounts frozen. Whilst on the other hand the applicant only require access to the cyber space to temper with the accounts. Furthermore she does not need to be in the jurisdiction where the accounts are held. The State will require to submit as a matter of urgency requests for mutual legal assistance to the United States of America, Hong Kong, (this is where the origin of the money will be established), Indonesia, supplementary request to Malaysia, supplementary request to Israel, supplementary request to Germany. We have already submitted a request to Germany, a copy of the savingram that submitted the request is annexed hereto and marked 'W'. A request to the United Kingdom. This will have to be done urgently without the possibility of interference from the applicant.

It is alleged that on the 14th August 2019 at 13:45 CAT the applicant transferred an amount of USD 2 950 000.00 to account number 36885568 beneficiary being Isaac Seabelo Kgosi. We are yet to establish the bank where the account number is held and the account name.

If granted bail the applicant will abscond and join her boyfriend and associate Mr Isaac Kgosi who is currently a fugitive of justice whose whereabouts are unknown. There is information that she is the one who is used to transfer the money to all that Mr Isaac Kgosi deals with in commission of his offences. I annex an extract of emails from Mr Isaac Kgosi to the applicant marked 'X'.

There is no clear explanation to what passports are possessed by the applicant. I annex the witness statement of Gomolemo B. Segopa marked 'Y'. Further the witness statement of Moipedi Nkoane who states that she saw a diplomatic passport in the names of Lorato Hilton whom she recognised the picture belonging to the applicant. The witness statement is annexed hereto and marked 'Z. among other passports, this passport is unknown and nonexistence at the immigration office, a fact that worsens the applicant's case and makes her a flight risk.

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22. AD PARAGRAPHS 47

Admitted save to state that it is urgent keep the applicant in custody whilst the State is in the process to secure the States funds stolen. The amount in the Republic of South Africa alone without counting other states is over two billion US dollars which makes it over twenty billion Botswana Pula.

23. AD PARAGRAPHS 48, 49, 50 and 51

Denied. The charges faced by the applicant are of serious in nature especially count two which carries a heavy penalty of life imprisonment.

THE STATE'S CASE AGAINST THE APPLICANT

24. My investigation have revealed that the applicant is a long term girlfriend and financial partner of one Mr Isaac Seabelo Kgosi, a former Director General of Directorate of Intelligence Security Services.
25. My investigation have also revealed that Mr Isaac Seabelo Kgosi is a close associate of the former President of the Republic of Botswana, Dr Seretse Khama Ian Khama who was by then in terms of Section 47 of the Constitution of Botswana was the executive of Botswana
26. It is common cause that the said Mr Isaac Seabelo Kgosi is a fugitive of justice and is been investigated for having said he will topple the government on the 15th January 2019 when he was arrested at Sir Seretse Khama Airport.
27. On the 2nd September 2019 I received an allegation that on the 9th June 2008, Bank of Botswana under the instruction of the former President Dr Seretse Khama Ian Khama and former Director General of Directorate of Intelligence Security Services Mr Isaac Seabelo Kgosi created three special STX Unit (foreign accounts). Refer to Annexure 'D'.

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28. My investigations at the accountant general office revealed that the creation of these three accounts was not in accordance with the law as they were created without her knowledge. Annexed hereto is the witness statement of the Accountant General Ms Emmah Peloetletse Marked 'A1'.
29. My investigation led me to seek the realised returns from foreign investments from 2008 to 2020 to establish where the stolen money would have originated from. I received a table of realised returns and it revealed that since 2008 -2019 the investments returns had seriously depreciated. Surprisingly, the investments returns alarmingly appreciated shockingly in a short space of time for the financial year 2019 to 2020. Annexed is copy of the realized returns marked 'B1.' This raised a reasonable suspicion that the three special accounts earlier on referred to, were sourced from our country's revenue from foreign investments.
30. When following the money trail from these three accounts, discovered that the applicant had access to them. This is despite the fact that she is not a person authorised to deal in government accounts. See annexure 'E' which shows transactions by the applicant in respect of the said account.
31. The applicant is a signatory to 17 bank account including fire flies(PTY) LTD and Blue (PTY) LTD whose total amount to USD 10 164 167 790.70. She has nine personal global accounts amounting to USD390 000, 000.00. She has made ten transfers of USD 5 700 200 each from these accounts to the beneficiary of Mr Isaac Seabelo Kgosi. See annexures 'E', 'D' and X.
32. It is clear to the Court that the amount of money involved is more than our country's Gross Domestic Product (GDP). And it is imperative that this money be recovered and used for the good of every citizen of the Republic of Botswana. This is a clear case of national security where citizen's interest outweigh individual interest and as a result the applicant must be remanded in custody pending the completion of the matter.

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- 33. This is also in the basis that the applicant is a trained computer expert who was deployed in an office whose sole mandate is collection of intelligence. This means she is able to intercept or hack into many computer systems. As such if granted bail, she will interfere with the accounts before the state obtains admissible evidence.
- 34. We therefore pray that her bail be refused.

J. Habane

 DEPONENT

THIS DONE, SWORN TO AND SIGNED BEFORE ME AT GABORONE THIS 28TH DAY OF OCTOBER 2019 AT..... AM/PM. THE DEPONENT HAVING ACKNOWLEDGED THAT HE KNOWS AND UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT AND CONSIDERS SAME TO BE BINDING ON HIS CONCIENCE.

BATHUSI BROWN
 ATTORNEY AT LAW
 (COMMISSIONER OF OATHS)
 SIGNATURE
COMMISSIONER OF OATHS

NAME: *Bathusi Brown*

DESIGNATION: *Attorney At Law*

PHYSICAL ADDRESS:

'D'

ALOG439<GHOST66>LOGIN*****[EXEC934REM6]
RUN25 LNS CONFIG XTL9971^\$%14

Spartan

ON 09/06/2008 THE BANK OF BOTSWANA UNDER THE INSTRUCTION OF IAN KHAMA
CREATED THREE SPECIAL STX UNIT ACCOUNTS

1. ACC NO. 85857701411 WITH BAL. OF P.908,396,200.35 >#>#>#>#>#<<<<
2. ACC NO. 85852700321 WITH BAL. OF P.700,000,000.00
3. ACC NO. 85887449310 WITH BAL . OF P.592,500,000.00

THE TREASURY COMMISSIONED IT AND WAS ONLY KNOWN TO THE DISS AND THE
PRESIDENT

LOGIN CODE : TWji521435

ACCESS PIN : 5708

CLEARANCE CODE :JT278114BW

<BOB> BANK OF BOTSWANA<TREASURY STX>

SPECIAL STX ACCOUNT

QUERY[ACC NO: 85857701411]

DATE CREATED : 09/06/2008

TIME CREATED :11:38 CAT

PATXL CODE :90035-44XM

CORDEX REF : AIBTX460

ACC. BAL. WHEN CREATED :P.908,396,200.35

REM ALOG96<SP.STX187> ACTIVE FOR 8YRS

CURRENT STATUS <INACTIVE>{CLOSED}018

FLAGGED TRANSACTIONS <16>

FLAG59 ON ACC NO. 85857701411<TRES-5TX>

TRANSACTION REPORT [EXTRACT]

BB JH

DATE 20/07/2009
 CURRENT BAL. P.1,790,500,000.00
 TIME:14:32:23 CAT [RITLX:97E45SX24]
 AMOUNT TRANSFERED: P.107,578,532.74
 SENDERS REF: INTEL EQUIPMENT PUR20
 MODE OF TRANSMISSION: BSWBSTX14
 RECIEPIENT : ODYSSEY ENERGY LLC
 BANK: HSBC - HONG KONG
 ACC NO. 514-44703-182216-223<INDX17> 056710526782012
 ACC HOLDER/SIGNATORY : BRYAN PALLONE
 PASSPORT NUMBER J446547079
 ABF68< DIPL13>
 ACC NO: 0567105267802012
 BAL. 20/07/2009 <\$145,800,00.00>
 TRANSMISSION PERIOD: <4DAYS>
 CLEARED DATE: 24/07/2009 <TIME:16:06H4T> BBISWFT
 CURRENT BAL. \$245,800,000.00
 RECPT. REF: INTEL EQUIPMENT PUR20TRACE EFX1440 FROM
 HSBC<\$100,000,000.00>
 TRACKING CODE: GST101WHT14
 EFX1440 TRACE SUMMARY
 TRANSFER WAS MADE FROM HSBC
 ACC NO: 056710526782012
 ON THE 30TH JULY 2009 [TIME:13:47HKT]
 TO: MR. CLAUD COLLING MD
 AMOUNT: \$100 000 000.00
 ACC NAME: FLUGWORK GMBH

BB JH ?

31

BANK: STANDARD BANK
AMOUNT RECEIVED: \$48 000 000.00
DATE: 21/02/20019 <TIME:17:50:11CAT> CLEARED
ACC.BAL ON THE 21/02/20019 \$48 500 000.00
REF:AFROPROJECTS-SA

DXDT <BACKGROUND RUN>
NAME :Kgomotso Prince Mokagatlha
DATE AND PLACE OF BIRTH: 11/04/1966 ROODEPOORT-JOHANNESBURG
NATIONALITY: SOUTH AFRICAN
PASSPORT NUMBER: A06425711
MOBILE PHONE NUMBER: +27 71 852 5000
HOME ADDRESS: 3 ,ELDER DRIVE, 755 BASSONIA ESTATE, BASSONIA,
JOHANNESBURG,2061
HOME PHONE NUMBER: +27 11 682 3521
EMAIL ADDRESS : KSITRADING@HOTMAIL.COM
COMPANYS NAME : KGETHAM(PTY)LIMITED
REGISTERED ADDRESS: 3 MELDER DRIVE, 755 BASSONIA ESTATE, BASSONIA, JHB,2061
CONTACT AND POSTAL ADDRESS: 3 MELDER DRIVE , 755 BASSONIA ESTATE ,
BASSONIA, JHB , 2061 P.O BOX 1381 , BASSONIA, 2016
DIRECTORS : Kgomotso Prince Mokagatlha, Isaac Kgosi <FOREIGN PARTNER>
BUSINESS REGISTRATION NO: 2015/034 893/07
NAME OF BANK : STANDARD BANK OF SOUTH AFRICA
ACCOUNT NAME : KGETHAM(PTY)LIMITED
ACCOUNT NUMBER: 200904299
DATE CREATED: 2015/11/24
BRANCH: ALBERTON

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ACCOUNT BALANCE: \$48,500,000.00
ACCOUNT SIGNATORY: KGOMOTSO PRINCE MOKGATLHA AND ISAAC KGOSI ADDED
ON THE 12TH FEBUARY 2019
S.W.I.F.T CODE : SBZA ZA JJ
BANK OFFICWE/TITLE: MS MAPULE KONOPI

ANNX021<EXTRACT EMAIL CORRE>JUDENT>
SENDER: ISAAC KGOSI <FXNPRINT:190.110.3911.84>
EMAIL ADDRESS: KISDG309@PROTONMAIL.COM
DATE SENT:20/07/2009
TIME SENT :10:27:14 CAT
DNS:{582} SERV. 03 CAYTON08[PROTON SIGNT.45]
FOOT PRINT REX:4430:2195:8601:291FV
VERIFIED PROTONMAIL.COM ST17VAOX.SYS.PROTON
SENT FROM: SONY VAI0 52 SERIES VGN-SZ460N/C
SENT TO: CLauc.TRADER142@PROTONMAIL.COM
<REMI121.34XT>BODY [CONS] 14

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33

GOOD MORNING MY DEAREST FRIEND ,
HOPE ALL IS WELL WITH YOU AND YOUR FAMILY?
I HAVE INSTRUCTED OUR LADY W TO FACILITATE THE PAYMENT OF \$100,000,000.00
AS AGREED UPON.

SHE SHOULD BE IN COMMS WITH YOU SHORTLY. PLEASE DO THE NECESSARY AND
MAIL THE INVOICE.

REGARDS

ISAAC KGOSI

SUMMARY <TLS/PXT>COMMS.SYS

ALOG <REM47439>GHOST66[CONFIG.98/545]

SUMMARY OF TRANSACTION

EXEC/4HXT.SYS/FIREWALL 88.193.22.699.856

EMAIL SECURITY DETAILS

MAILED BY :[PROTOMAIL]

SIGNED BY :[PROTOMAIL]

SECURITY STANDARD ENCRYPTION(TLS/PXT/DNS)

SECUREX714/FXTN.20/90/70/40/30

SERVER SUMMARY: 181.339.101.112.586<BW/GOV/DISS/

sid.org .bw
↓

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34

DATE OF TRANSFER: 16/10/2013 <TIME:14:33>
ACC. NAME : CONGJUN ZOU
REF: CONSULPAYOUT21
ACC. NO : 0257380252
AMOUNT: \$10 000 000.00
ACC.BAL: \$73 987 623.28
BANK OFFICER : LEONARDUS KHRISNA
BANK OFFICER PHONE : +62 812 8767 8881
BANK OFFICER EMAIL : LEONARDO@MAKHOTO-BANK.CO
TRANSACTION CODE : AFRO/U8B-Z/MAHKOTA/ZOU/C806-1

MR ISAAC KGOSI HAS BEEN GOOD FRIENDS AND SILENT BUSINESS PARTNER WITH MR K.P MOKAGATLHA FOR SEVERAL YEARS. THEIR PARTNERSHIP WAS OFFICIALLY CEMENTED ON THE 12TH OF FEBUARY 2019 WHEN HE WAS MADE A CO-SIGNATORY AND 50% STAKEHOLDER IN KGETHA (PTY) LTD.
THE BELOW ILLICIT TRANSACTION OF \$48 000 000.00 SPEAKS FOR ITSELF.

ON THE 15th OF FEBUARY 2019 MR ISAAC KGOSI INSTRUCTED MR LEONARDUS KHARISNA TO TRANSFER \$48 000 000.00 FROM ACC. NO : MAHKOTA BANK<0257380252> TO ACC.NO: STANDARD BANK <200904299>

MAHKOTO BANK INDONESIA
PAYMENT DETAILS :
DATE OF TRANSFER: 15/02/2109
TIME: 14:39:21 EST
AMOUNT : \$48,000,000.00
REF: AFROPROJECTS-SA
RECIEPIENT: KGETHAM(PTY) LTD
ACC.NO:200904299

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SEPARATE TRANSFER MADE BY

TRANSFER STATUS :EFT/CODE53
DATE OF TRANSFER:20-08-2011
TIME:09:21:33CAT
AMOUNT TRANSFER: \$10,000,000.00
REF.PROJECT FUNDING/ADMIN365
TRACE NO:E00513890CI400CT
TRACKING CODE REF:EBO095-45CI
SOURCE OF FUND: SPECIAL OPS STX<BOB TRES>
FROM ACC: 85857701411
ACCOUNT CREDITED:ALLAN CRRAY OFFSHORE,CITIBANK
N.A 399 PARK AVENUE N.Y
SWIFT:CITIU533
FEDWIRE:021000089
BENEFICIARY REF :IS KGOSI
BENEFICIARY:36885568

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36.

ACC NAME: M J ALEX
ACC:8105504489{ZAR}INVESTEC-SA>
BAL:R795 800 000 000 .00zar <PVT BANKING>
MOVED FROM ACC NO:85857701411[TRES] (BOB Acc)
DATE CREATED: 2017/03/14

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EXHIBIT D - Copy of Annex E to the Hubona Affidavit

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E

ROUTE<100>

<<<CLC87XTP.SYS/CONFIG.1646/ASICII¥PAC894/RADAR82157.654/COMM[GHOST66]>>>/G¥

HEX21¥REMOTE& *% ^15/CLOUD057¥ASC.637

DIR.SYS87/¥/¥1\$ ^&8363HYE

* LOGIN*****[REXTO.INCOG55¥GHOST66]

EXE.ACE33 DATE:06¥09¥2019>>>TIME:10:58CAT>>>VERIF.ID[94736*****]

LN01

REM01<056> OPENDXT15.SYS{/EYE775.GLOBAL FUNDS.SYS}

ALOG.846¥BREAK.FIREW95%^\$6

~FBI/INTERPOL/CSWD48/SPYX756/DIM<EYE775>

ROUGE592>>>COMM[SECURED] /G¥

LN02

* INVESTIGATION<ACC.NO:> 0200904299 STD.RSA{CFC901}CODE58

REASON FOR CODE 58<UNDER 220 REVW>

TOTAL TRANSACTIONS MADE<198>

BAL \$21 851 300.00usd

PROBE724<FIRE FLIES INC¥BLUE FLIES INC>

LN03

SUMMARY HISTORY OF BLUE FLIES INC & FIRE FLIES INC

BOTH COMPANIES WAS OPENED ON THE 19th OF JULY 2017

SIGNATORIES: BRIDGETTE MOTSEPE RADEBE, HILTON LERATO MOTSWANA, DEBBIE BROWN, CHARLES VAN DER WALT, AND LUCKY PHUME.

THE SUSPECT HEREBY BY KNOWN AS AKA (LADY WONDER) IS HILTON LERATO MOTSWANA OR MASWABI WELHEMINAH MPHONG MOTSWANA

WITH THREE PASSPORT NUMBERS: <BD0000681/BN0379899/PNO10091176>

COMPANIES ACCOUNTS AND ACTIVITIES<17 FLAGS CODE55-79/25 ACCOUNTS>

BLUE FLIES INC ACCOUNTS

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<40892246893>ABSA[CFC] BAL: \$11 750 200.00usd
 <40892246896>ABSA[TRUST/CFC] BAL: \$15 985 377.34usd(CODE55)
 <8061923840>NEDBANK[CFC] BAL: \$7 900 000.00usd
 <0222101340>STD[CFC] BAL: \$13 391 020.75usd(CODE58)
 <6113199005>FNB[CFC] BAL: \$250 760.13usd
 <8221093548>BIDVEST[CFC/OFFSHORE DIV] BAL: \$17 660 419.23usd
 <60093232791>RBS[OFFSHORE UK] BAL: \$33 900 550.00usd(L WONDER/BULL)
 <495858730027>DB[OFFSHORE GER] BAL: \$298 192.57usd(L WONDER/BULL)
 <0922-809116>HSBC[OFFSHORE DIV] BAL: \$150 300 000.00usd
 <71036204945>CITIBANK[OFFSHORE UK] BAL: \$290 500 000.00usd (CODE73)

* FIRE FLIES INC ACCOUNTS

<40889224610>ABSA[CFC] BAL: \$3 829 730.44usd(CODE55)
 <1099810081>NEDBANK[CFC] BAL: \$15 500 000.00usd(CODE65)
 <8143377210>BIDVEST[CFC/OFFSHORE DIV] BAL: \$27 450 310.68usd(CODE61)
 <0491033410>STD[CFC] BAL: \$890 418.33usd(CODE58)
 <8813395850>INVESTEC[CP/OFFSHORE DIV] BAL: \$390 700 000.00usd(CODE55)
 <9198998359>A GRAY[CP/OFFSHORE DIV] BAL: \$88 500 000.00usd(L WONDER/BULL)

LN04

PERSONAL FINANCIAL ACTIVITIES OF MS HILTON LERATO MOTSWANA OR MASWABI WELHEMINAH MPHONG MOTSWANA

FINANCIAL INTEL AND INTERNATIONAL MOVEMENT/IMMIGRATION CONTROL TRACK<06079> SHOWS SHE HAS BEEN TO 18 EUROPEAN COUNTRIES, 17 AFRICAN COUNTRIES, 13 ASIAN COUNTRIES AND 5 US STATES BETWEEN 2017 AND AUGUST 2019

FINANCIAL FOOTPRINTS OF MS HILTON LERATO MOTSWANA OR MASWABI WELHEMINAH MPHONG MOTSWANA LINKING ISAAC KGOSI(THE BULL)

* SHE HOLDS 9 DIFFERENT PERSONAL GLOBAL OFFSHORE ACCOUNTS IN EUROPE, ASIA, AND THE USA. WITH THE TOTAL OF +\$390MIL

ACCOUNT DETAILS AND MOVEMENTS<ANNEX>A

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CONCLUSION: 10 TRANSFERS OF \$5 700 220.00 EACH MADE FROM THESE ACCOUNTS

<60093232791>RBS[OFFSHORE UK](L WONDER/BULL)

TRANSFERED<\$2 950 000.00>TO ISAAC KGOSI ON THE 14/08/2019 AT 13:25CAT *

RECIPIENT<ACC:36885568>BENEFICIARY REF :IS KGOSI *

<495858730027>DB[OFFSHORE GER](L WONDER/BULL)

<9198998359>A GRAY[CP/OFFSHORE DIV](L WONDER/BULL)

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EXHIBIT E – Extract of Nevada Corporate Records For Odyssey Energy LLC



ENTITY INFORMATION

ENTITY INFORMATION

Entity Name: ODYSSEY ENERGY LLC	Entity Number: E0489562013-3
Entity Type: Domestic Limited-Liability Company (86)	Entity Status: Active
Formation Date: 10/09/2013	NV Business ID: NV20131566663
Termination Date: Perpetual	Annual Report Due Date: 10/31/2020
Series LLC: <input type="checkbox"/>	Restricted LLC: <input type="checkbox"/>

REGISTERED AGENT INFORMATION

Name of Individual or Legal Entity: CARL A. LINDSTROM, JR.	Status: Active
CRA Agent Entity Type:	Registered Agent Type: Non-Commercial Registered Agent
NV Business ID:	Office or Position:
Jurisdiction:	
Street Address: 7600 SOUTH RAINBOW BOULEVARD #2120, LAS VEGAS, NV, 89139, USA	
Mailing Address:	
Individual with Authority to Act:	
Fictitious Website or Domain Name:	

OFFICER INFORMATION VIEW HISTORICAL DATA

Title	Name	Address	Last Updated	Status
Managing Member	Bryan Pallone	4113 Palladium Drive, Greensboro, NC, 27410, USA	10/09/2019	Active

Page 1 of 1, records 1 to 1 of 1

[Filing History](#)
[Name History](#)
[Mergers/Conversions](#)

[Return to Search](#)
[Return to Results](#)

EXHIBIT F – Signed Statement by Bryan Pallone



To Whom it may concern,

My name is Bryan Pallone Managing Director of Odyssey Energy LLC

I was recently contacted by Gordon Rainey, an executive at Alaco Ltd which is a business intelligence and investigations firm. In the context of a matter on which he is involved, Mr. Rainey shared with me an Affidavit submitted by the State of Botswana in legal proceedings in that country. This is a public document, and I have attached a copy to this email, as well as a copy of Annex D to that Affidavit.

As you will see in Paragraph 19.2 of the Affidavit (which is on the ninth page of the attached pdf), and also in Annex D, it is alleged that Odyssey Energy (with myself as signatory) took possession of a large sum of money (107,578,532.74 Botswanan Pulas , which was approximately USD 16 million at the time) on 20th July 2009 from a government account in Botswana. It then is further alleged that ten days later, on 30th July 2009, I transferred USD 100 million out of the account to an account at Deutsche Bank in Germany.

This Affidavit, I understand from Mr. Rainey, is the key document being used by the State of Botswana against a variety of figures deemed a threat to the current government in that country (including Mr. Rainey's client). The main allegation is that large sums of cash were syphoned out of Botswana and moved around the world (including through this account at HSBC) and ultimately landing in South Africa for use in funding opposition to current Botswanan government. In short, the document looks to be a "political stich up", in which stolen data from a number of companies and individuals has been used to give the document some credibility. Many other companies and banks named in this Affidavit have already denied the allegations involving each of them.

I suffered a data breach in late 2018, and it seems clear that the authors of these documents have used stolen data to make these allegations against myself and Odyssey Energy. To be clear, the following facts make these transfers in 2013 impossible:

- Odyssey Energy was not affiliated with this account at your bank until July 2016; and
- Odyssey Energy itself was not incorporated until October 2013.

As account signatory of said HSBC account starting in July, 2016 it would be impossible for this transaction to have taken place.

I will be happy to discuss further with you, or am also happy to introduce you to Gordon Rainey should you have any further questions.



BRYAN PALLONE



EXHIBIT G – Articles of Organisation of Odyssey Energy LLC



ROSS MILLER
Secretary of State
204 North Carson Street, Suite 4
Carson City, Nevada 89701-4520
(775) 684-5708
Website: www.nvsos.gov



050104

**Articles of Organization
Limited-Liability Company**
(PURSUANT TO NRS CHAPTER 86)

Filed in the Office of Secretary of State State Of Nevada	Business Number E0489552013-3
	Filing Number 20130662329-74
(This d	Filed On 10/09/2013
	Number of Pages 1

USE BLACK INK ONLY - DO NOT HIGHLIGHT ABOVE SPACE IS FOR OFFICE USE ONLY

1. Name of Limited-Liability Company: (must contain approved limited-liability company wording; see instructions)	ODY SSEY ENERGY LLC		<input type="checkbox"/> Check box if a Series Limited-Liability Company <input type="checkbox"/> Check box if a Restricted Limited-Liability Company	
2. Registered Agent for Service of Process: (check only one box)	<input type="checkbox"/> Commercial Registered Agent: _____ Name <input checked="" type="checkbox"/> Noncommercial Registered Agent (name and address below) OR <input type="checkbox"/> Office or Position with Entity (name and address below) FREDERICK C. BAUMAN Name of Noncommercial Registered Agent OR Name of Title of Office or Other Position with Entity 5595 EGAN CREST DRIVE LAS VEGAS Nevada 89149 Street Address City State Zip Code 6440 SKY POINTE DRIVE STE 140-149 LAS VEGAS Nevada 89131 Mailing Address (if different from street address) City State Zip Code			
3. Dissolution Date: (optional)	Latest date upon which the company is to dissolve (if existence is not perpetual): _____			
4. Management: (required)	Company shall be managed by: <input type="checkbox"/> Manager(s) OR <input checked="" type="checkbox"/> Member(s) (check only one box)			
5. Name and Address of each Manager or Managing Member: (attach additional page if more than 3)	1) BRYAN J PALLONE Name P.O. BOX 1023 SUMMERFIELD NC 27358 Street Address City State Zip Code 2) MICHAEL P PALLONE Name P.O. BOX 1023 SUMMERFIELD NC 27358 Street Address City State Zip Code 3) _____ Name _____ Street Address City State Zip Code			
6. Effective Date and Time: (optional)	Effective Date: _____ Effective Time: _____			
7. Name, Address and Signature of Organizer: (attach additional page if more than 1 organizer)	I declare, to the best of my knowledge under penalty of perjury, that the information contained herein is correct and acknowledge that pursuant to NRS 239.330, it is a category C felony to knowingly offer any false or forged instrument for filing in the Office of the Secretary of State. FREDERICK BAUMAN <input checked="" type="checkbox"/> FREDERICK BAUMAN Name Organizer Signature 5595 EGAN CREST DRIVE LAS VEGAS NV 89149 Address City State Zip Code			
8. Certificate of Acceptance of Appointment of Registered Agent:	I hereby accept appointment as Registered Agent for the above named Entity. <input checked="" type="checkbox"/> FREDERICK C. BAUMAN 10/9/2013 Authorized Signature of Registered Agent or On Behalf of Registered Agent Entity Date			

This form must be accompanied by appropriate fees.

Nevada Secretary of State NRS 86 LLC Articles Revised: 7-25-13

EXHIBIT H – Extract of Flug Werk’s Corporate Record

COMPANY REPORT



IDENTIFICATION DATA

Flug Werk Gesellschaft für historische Fluggeräte mbH

Business address

Priel 5A
85408 Gammelsdorf
Deutschland

Fax Number: +49 8766 939879
Status: active
Legal form: Limited Liability Company
Registration number: HRB 113115 Court town München
VAT ID: DE179326617

Capital: 50.000 DM
Founding date: 11. Juni 1996
Last change: 10. März 2020

MANAGERS

Person	Position	Since	Birth date	Network
Michael Schlögel	Managing director	16.07.2020	02.03.1967	2

SHAREHOLDER

Person/Company	Position	Since	Share
Herbert Klotz	Owner		50%
Claus Colling	Owner		50%

Publication from 14 November 2018

HRB 113115: Flug Werk Gesellschaft für historische Fluggeräte mbH, Gammelsdorf, Landkreis Freising, Leinberger Str. 7, 85368 Moosburg. Die Gesellschafterversammlung vom 05.11.2018 hat die Änderung des § 2 (Gegenstand des Unternehmens) der Satzung beschlossen.

Neuer Unternehmensgegenstand: Handel mit Produkten aus der Luftfahrtindustrie, Sonderwerkstoffen, erneuerbaren Energieträgern sowie Handel mit Beteiligungen aller Art an Unternehmen aus dem Bereich "erneuerbare Energien".

Publication from 27 June 2017

HRB 113115: Flug Werk Gesellschaft für historische Fluggeräte mbH, Gammelsdorf, Landkreis Freising, Priel 5a, c/o Colling C., 85408 Gammelsdorf.

Geändert, nun:

Geschäftsanschrift: Leinberger Str. 7, 85368 Moosburg. Ist nur ein Geschäftsführer bestellt, so vertritt er die Gesellschaft allein. Sind mehrere Geschäftsführer bestellt, so wird die Gesellschaft durch zwei Geschäftsführer gemeinsam vertreten.

Vertretungsbefugnis geändert, nun:

Geschäftsführer: Claus Colling, Gammelsdorf. Die Gesellschaft wird fortgesetzt.

Publication from 27 June 2014

HRB 113115: Flug Werk Gesellschaft für historische Fluggeräte mbH, Gammelsdorf, Landkreis Freising, Kothingried 4, 85408 Gammelsdorf.

Geändert, nun:

Geschäftsanschrift: Priel 5a, c/o Colling C., 85408 Gammelsdorf. Ist nur ein Liquidator bestellt, so vertritt er die Gesellschaft allein. Sind mehrere Liquidatoren bestellt, so wird die Gesellschaft durch zwei Liquidatoren gemeinsam vertreten.

Geändert, nun:

Liquidator: Claus Colling, Gammelsdorf, einzelvertretungsberechtigt; mit der Befugnis, im Namen der Gesellschaft mit sich im eigenen Namen oder als Vertreter eines Dritten Rechtsgeschäfte abzuschließen. Die Gesellschaft ist aufgelöst.

CompanyHouse does not guarantee the timeliness, completeness, quality, reliability or the error-freeness of the data. If you have any questions or comments, please contact our Customer service.

EXHIBIT I – Printscreen of Registration Attempt for clauc.trader142@protonmail.com

20/07/2020

Signup | ProtonMail

[← Back to protonmail.com](#)

[🐛 Report bug](#)



👤 CREATE YOUR ACCOUNT

Take back your privacy! Creating your secure email account takes less than 2 minutes.

1 Username and domain

This will be your new ProtonMail email address.

 @

Username available

2 Password

Field required

Field required

If you lose your password, you will not be able to read your emails.

3 Recovery email (optional)

This is used to recover your account if you get locked out or forget your password.

By clicking Create Account, you agree to abide by ProtonMail's Terms and Conditions.

CREATE ACCOUNT

[Already have an account?](#)

© 2020 PROTONMAIL.COM - MADE GLOBALLY, HOSTED IN SWITZERLAND.

<https://mail.protonmail.com/create/new?language=en>

1/1

EXHIBIT J – Printscreen of Protonmail’s Support Website

23/07/2020

How to delete your account - ProtonMail Support

Ask your Question

Have a question?

Q Search

How to delete your account

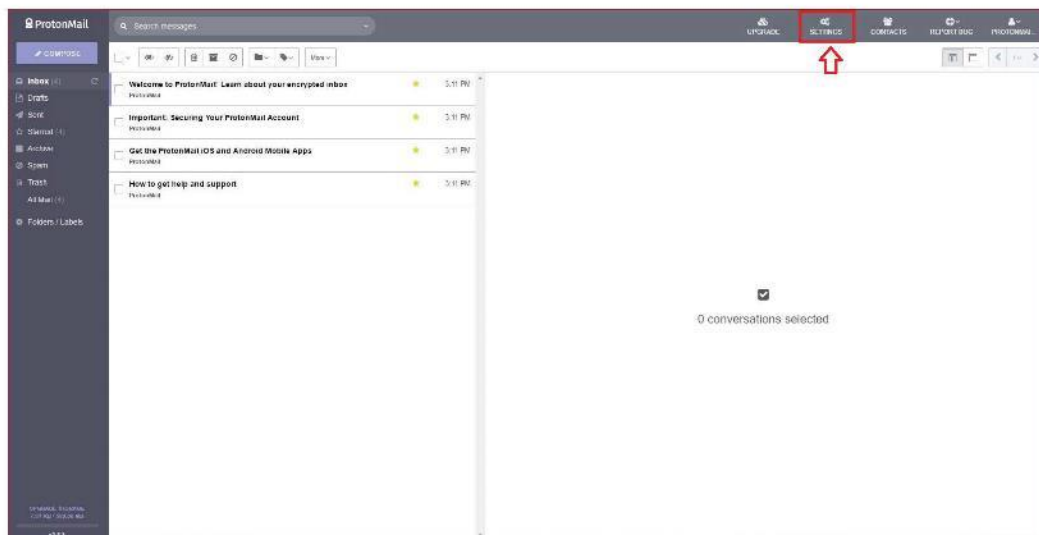
If you want to **permanently delete** your account, please follow the steps below.

Please note that once your account is deleted, there is no way to recover or recreate it. We do not recycle usernames, which means the same username will not be available in the future.

If you want to delete your account and recreate it on your premium account, please click here (<https://protonmail.com/support/knowledge-base/combine-accounts/>).

Warning: you cannot delete your username in order to recreate it with different domain (@protonmail.com or @protonmail.ch). Once an account is created, the domain cannot be changed. If you upgrade to premium plan, you can create the other domain as an alias.

1. Log in to your account and navigate to Settings.

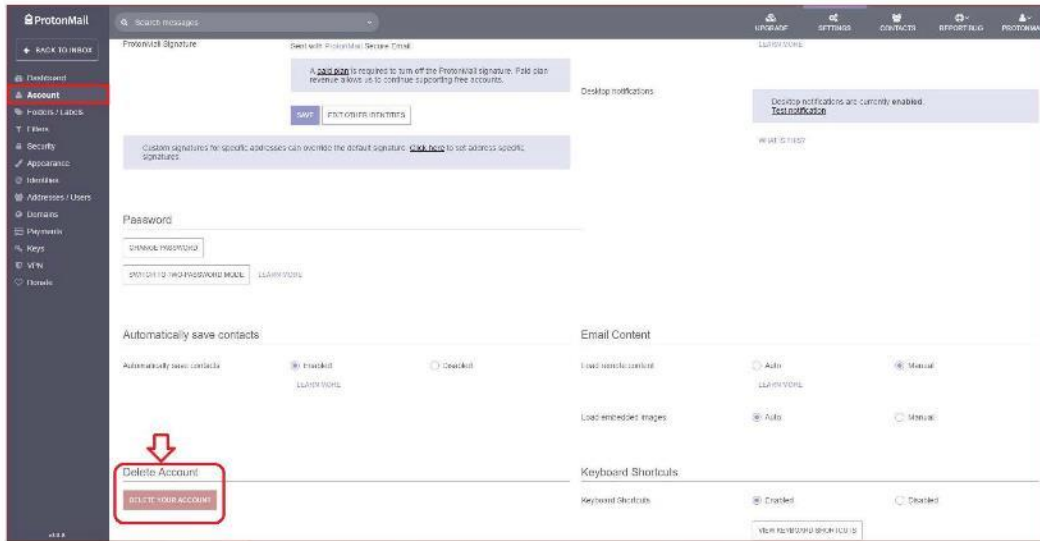


(<https://protonmail.com/support/wp-content/uploads/2017/06/delete-acc.jpg>)

2. On the Account tab scroll down and click on the “Delete your account” button.

<https://protonmail.com/support/knowledge-base/delete-account/>

1/15



(<https://protonmail.com/support/wp-content/uploads/2017/06/delete-acc1-1.jpg>)

3. Once you click delete your account enter your Login password in the pop-up window and the account will be deleted. Please leave us feedback in the same window to help us improve our service.

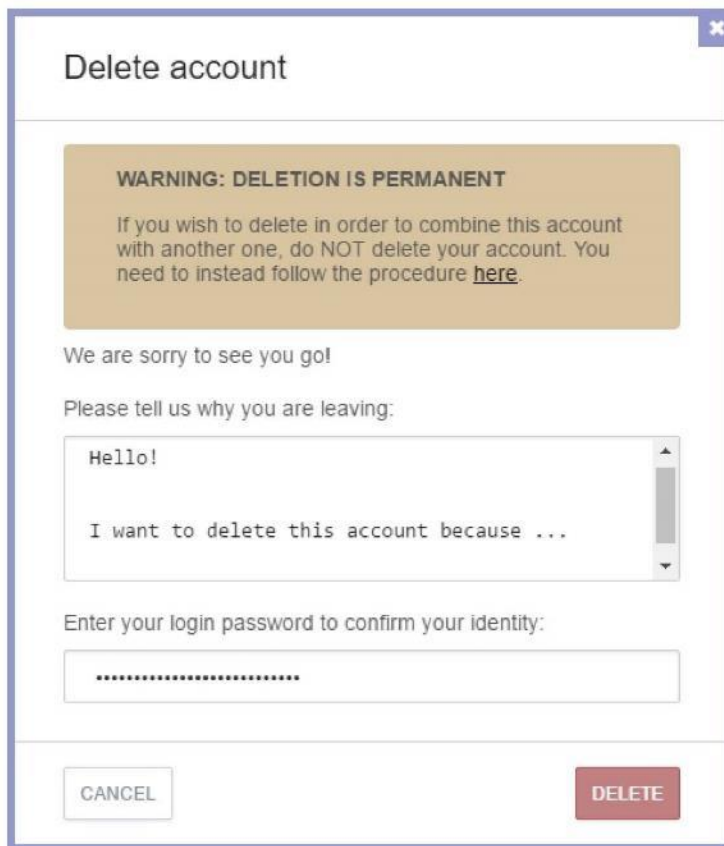
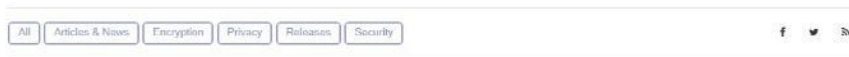


EXHIBIT K – Protonmail’s Blog Entry Celebrating its Four-year Anniversary In May 2018



On our four-year anniversary, a look into the future of ProtonMail

Posted on May 16, 2018 by Andy Yen



Four years ago, over 10,000 people contributed to our crowdfunding campaign and jumpstarted our mission to create a more secure and private Internet for all. The job is far from done.

In the summer of 2014, we shared our vision of a better Internet and invited you to join us. [Over 10,000 of you answered the call](#), and together with over \$550,000 in donations, ProtonMail was created.

With the overwhelming success of our crowdfunding campaign, you showed us you wanted ProtonMail to be more than just another email company. You wanted a community, united in a common vision of online privacy, security, and freedom. These principles still guide us. Four years later, the community is still the main financial supporter of ProtonMail, and community input guides most of our major product decisions.

In recent months, we’ve been charting a roadmap that will help us stay true to these ideals while multiplying our positive impact on the world. Today, we’re happy to share some of these ideas with you and reflect upon some of the lessons that we have learned along the way.

Why make email better?

When the ProtonMail team first met at CERN (the European Organization for Nuclear Physics) back in 2013, focusing on email seemed like an odd choice. After all, email is even older than the World Wide Web, which was not created until 1991 (also at CERN). However, despite its age, email has become the world’s most successful communication technology.

Today, there are over 3.8 billion email users, [more than half the world’s population](#), sending over 280 billion emails a day. It is the primary method of paperless communication. These numbers have been increasing, and as the world goes digital, securing email is becoming more and more important. Even if you don’t use email for communication, email remains the main form of online identity needed to sign up for most online services. Four years on, email still forms the core of our vision, and even as we broaden our focus in the coming years, we’re convinced email was the right place to start.

Scaling privacy

As former physicists, understanding how to apply existing cryptographic techniques towards protecting emails was not too challenging. Where we met our first challenge was actually in infrastructure scaling. When ProtonMail launched in public beta on May 16, 2014, we expected potentially a couple hundred signups per month — not the 10,000 we received over the first weekend. We learned our first scaling lesson the hard way when our single server hit the redline and we had to halt new user registration after just three days.

We realized we were going to need a bigger arsenal. This was when we decided to ask for help directly from you, our users. It turned out to be the right call. By the end of our crowdfunding campaign, against all expectations, we had raised over \$550,000, allowing us to get ProtonMail off the ground. We are proud to still be community supported to this day, and able to put your interests first.

Today, ProtonMail operates on a different scale. We now support millions of new users every year, at a cost of millions of dollars. Scaling challenges have grown as our community has grown, and we still work night and day on building infrastructure, maintaining high reliability and performance, and ensuring the highest level of security. It’s fair to say that building (and securing) an infrastructure that can someday support hundreds of millions of users is harder than it looks, and there is still a lot of work ahead.

In many ways, we are still learning our first lesson about scaling, but it is an important lesson to master to achieve our vision of providing privacy to every citizen worldwide.

EXHIBIT L – Signed Statement and Supporting Documentation Provided by Mr. Colling

July 31st, 2020

AFFIDAVIT

I, the undersigned,

CLAUS COLLING

Do hereby state as follows:

1. My full name is Claus Colling. I am a German national and was born on 22nd October 1953.
2. As of July 2020 I am 50% shareholder of Flug Werk Gesellschaft für historische Fluggeräte mbH ("Flug Werk"). Before that and since founding of Flug Werk GmbH in 1996 I was managing director of the company. The company's business was primarily the construction of modern replicas of World War II fighter aircraft until about 2018 when the corporate purpose was expanded to trade with special metals.
3. Flug Werk was incorporated in Germany on 11th June 1996 with VAT ID DE179326617.
4. I was contacted by email on 18 July 2020 by Mr. Adrian Stones, a director of Alaco Ltd, a business intelligence and investigations firm based in London. Mr. Stones contacted me regarding the inclusion of my name and that of Flug Werk's in an affidavit submitted by Mr. Jako Hubona as part of ongoing legal proceedings before the High Court of Botswana in Gaborone (the "Hubona Affidavit"). It is my understanding that Jako Hubona is a government investigator with Botswana's Directorate on Corruption and Economic Crime.
5. I have reviewed carefully a copy of the Hubona Affidavit, specifically Paragraph 19.2. Most notably, Paragraph 19.2 alleges:
 - a. that on 30th July 2009 a transfer of USD 100 million was made to Flug Werk's bank account at Deutsche Bank in Landshut, Bavaria (account number 0835236301675);
 - b. that this USD 100 million was transferred to Flug Werk's account from an account at HSBC in Hong Kong held in the name of Odyssey Energy LLC, and that the account signatory on that HSBC account was one "Bryan Pallone";
 - c. that I am the managing director of Flug Werk and held on 30th July 2009 a passport numbered "CFSMX8300";
 - d. that on or about 10th August 2009 I then transferred EUR 250 million to an account numbered 057380252 (no bank or other financial institution is named in connection with this account number);

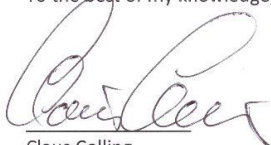


- e. that, according to Annex D of the Hubona Affidavit, I also arranged for the transfer of USD 100 million to an account numbered 5528018836-649 (referred to as the "Cooling Account", which may be a misspelled reference to my own name, though no financial institution is referenced); and
 - f. that certain of these funds were then paid out in the form of dividends into a variety of accounts in a number of countries by a Mr. Colin McGregor, a "broker" and "financial controller and expert".
6. These allegations cannot be true. Specifically, I note the following:
- a. Beyond the fact that the amount at issue (USD 100 million) far exceeds any cash amounts which have flowed through Flug Werk's account at Deutsche Bank, it is impossible for this money to have arrived in Flug Werk's account at Deutsche Bank on 30th July 2009 for one very simple reason: Flug Werk did not open an account at Deutsche Bank until January 2018. I have attached as Annex A to this Statement the account opening documentation from January 2018.
 - b. My passport number listed in the Hubona Affidavit is largely correct (though I do note that the Hubona Affidavit incorrectly uses an "S" where it should be a "5"). It is impossible, however, for this passport to be linked to the alleged transfer on 30th July 2009. Again, the reason is simple: this passport was not issued until 26th April 2010, almost one year after the alleged transfer took place. I have attached as Annex B to this Statement a scan of this passport, which reflects its date of issuance as later in time than the alleged 2009 transfer.
 - c. I have never interacted with – or received money from – any company named Odyssey Energy LLC. I also have never heard the name Bryan Pallone (the named account signatory at Odyssey Energy); and
 - d. I have never heard of or engaged with a man named Colin McGregor in any capacity.
7. In addition to the definitive proof outlined above, I also note a number of clerical and typographic errors in the Hubona Affidavit which, in my view, evidence an amateurish attempt to implicate myself and Flug Werk as being engaged in illicit money flows. Among others:
- a. Deutsche Bank is misspelled as "Dentsche Bank".
 - b. Flug Werk is misspelled as "Flugwork".
 - c. Flug Werk's Tax ID number, which is 115 / 126 / 50270 is rendered in the Hubona affidavit as 1151126150270.



8. While I cannot be certain, it is my belief that the account information and my personal details were taken from one of Flug Werk's Client Information Sheets ("CIS") and misused for the purposes of populating the Hubona Affidavit. This would explain the largely accurate details around my bank account and personal information, albeit at points in time that are not possible. In other words, the data reflects currently accurate information but information which did not exist in 2009.
9. Some time ago in 2018 we unknowingly approached a criminal (?) organization regarding a potential transaction for selling "High Purity Nickel-Wire". After becoming suspicious we decided not to move forward with the transaction, but not before sharing a CIS with this organization. It looks as though the author(s) of the Hubona Affidavit have secured my and Flug Werk's data illegitimately (possibly from the organization) with whom we shared the CIS and used it to fabricate evidence of this phantom transaction in the Hubona Affidavit.
10. I have visited my account manager at Deutsche Bank responsible for the Flug Werk company account as of July 30th, 2020. I have asked her to confirm officially to me that (i) Flug Werk did not maintain a banking relationship with Deutsche Bank until January 2018 and (ii) neither Flug Werk nor Claus Colling received USD 100 million in funds in a Deutsche Bank account on 30th July 2009 or at any other time, nor did the company transfer funds out on 10th August 2009 (either in the amount of EUR 250 million or USD 100 million, as alleged in the Hubona Affidavit).

To the best of my knowledge, this Statement and all Annexes attached hereto are accurate.


Claus Colling

31/07/2020
Date

Deutsche Bank



Firma
Flug Werk Gesellschaft
für historische Fluggeräte
mbH

Priel 5a
85408 Gammelsdorf
Deutschland

DB Privat- und Firmenkundenbank AG
Privat- und Firmenkunden
Filiale Regensburg
Maximilianstraße 9
93049 Regensburg
Christine Kalden
Telefon (0941) 5683-263
Telefax (0941) 5683-296
24/7-Kundenservice (069) 910-10000

Regensburg, 14.08.2020

Bestätigung

Sehr geehrter Herr Colling,

gerne bestätige ich Ihnen hiermit, dass das Konto DE05 700 700 24 0059 9753 00 am
02.01.2018 eröffnet wurde.

Mit freundlichen Grüßen


Christine Kalden

Sie können der Verwendung Ihrer Adressdaten durch die Bank zur Zusendung von Werbe- und Informationsschreiben jederzeit widersprechen.

Aufsichtsrat: Karl von Rohr, Vorsitzender
Vorstand: Stefan Bender, Philipp Gossow, Dr. Alexander Ijgen,
Susanne Klöß-Braekler, Philip Laucks, Dr. Markus Pertiwiesser,
Zvezdana Seeger, Lars Stoy, Kay Wolf

DB Privat- und Firmenkundenbank AG
mit Sitz in Frankfurt am Main, Amtsgericht Frankfurt am Main, HRB Nr. 47 141,
Umsatzsteuer-Id.-Nr. DE311907960, www.deutsche-bank.de

EXHIBIT M – Articles of Incorporation For Atlantic Beverage Solutions, Inc

**Electronic Articles of Incorporation
For**

P1000090135
FILED
November 02, 2010
Sec. Of State
jshivers

ATLANTIC BEVERAGE SOLUTIONS, INC.

The undersigned incorporator, for the purpose of forming a Florida profit corporation, hereby adopts the following Articles of Incorporation:

Article I

The name of the corporation is:

ATLANTIC BEVERAGE SOLUTIONS, INC.

Article II

The principal place of business address:

12219 S.W. 133RD COURT
MIAMI, FL. 33186

The mailing address of the corporation is:

12219 S.W. 133RD COURT
MIAMI, FL. 33186

Article III

The purpose for which this corporation is organized is:

ANY AND ALL LAWFUL BUSINESS.

Article IV

The number of shares the corporation is authorized to issue is:

100

Article V

The name and Florida street address of the registered agent is:

ROSAMARIA N PERALTA
12219 S.W. 133RD COURT
MIAMI, FL. 33186

I certify that I am familiar with and accept the responsibilities of registered agent.

Registered Agent Signature: ROSAMARIA NAJARA PERALTA

P10000090135
FILED
November 02, 2010
Sec. Of State
jshivers

Article VI

The name and address of the incorporator is:

ROSAMARIA NAJARA PERALTA
12219 SW 133RD COURT

MIAMI, FL 33186

Incorporator Signature: ROSAMARIA NAJARA PERALTA

Article VII

The initial officer(s) and/or director(s) of the corporation is/are:

Title: P
ROSAMARIA N PERALTA
12219 SW 133RD. COURT
MIAMI, FL. 33186 US

Article VIII

The effective date for this corporation shall be:

11/02/2010

EXHIBIT N – 2020 Annual Report of Atlantic Beverage Solutions, Inc

2020 FLORIDA PROFIT CORPORATION ANNUAL REPORT

DOCUMENT# P10000090135

Entity Name: ATLANTIC BEVERAGE SOLUTIONS, INC.

Current Principal Place of Business:

8950 SW 74TH COURT,
SUITE 2201 D-4
MIAMI, FL 33156

Current Mailing Address:

8950 SW 74TH COURT,
SUITE 2201 D-4
MIAMI, FL 33156 US

FEI Number: 27-3833953

Certificate of Status Desired: Yes

Name and Address of Current Registered Agent:

PERALTA, ROSAMARIA N
9010 SW 137TH AVE.
206
MIAMI, FL 33186 US

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE: ROSAMARIA N PERALTA

06/25/2020

Electronic Signature of Registered Agent

Date

Officer/Director Detail :

Title PRESIDENT
Name PERALTA, ROSAMARIA N
Address 8950 SW 74TH COURT,
 SUITE 2201 D-4
City-State-Zip: MIAMI FL 33156

Title CEO
Name CARDOZO CARREIRA, BEATRIZ
Address 8950 SW 74TH COURT,
 SUITE 2201 D-4
City-State-Zip: MIAMI FL 33156

I hereby certify that the information indicated on this report or supplemental report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath, that I am an officer or director of the corporation or the receiver or trustee empowered to execute this report as required by Chapter 607, Florida Statutes, and that my name appears above, or on an attachment with all other like empowerments.

SIGNATURE: BEATRIZ CARDOZO CARREIRA

CEO

06/25/2020

Electronic Signature of Signing Officer/Director Detail

Date

EXHIBIT O – Signed Statement by Atlantic Beverage Solutions, Inc

17th August 2020

STATEMENT

We, the undersigned,

**ROSAMARIA N PERALTA
BEATRIZ CARDOZO CARREIRA**

Do hereby state as follows:

1. Our names are Rosamaria N Peralta and Beatriz Cardozo Carreira. We are, respectively, the President and CEO of the Miami, Florida-based entity, Atlantic Beverage Solutions, Inc./DBA URUBRASUSA.
2. ABS/DBA URUBRASUSA primary business is the international trade of various commodities. We maintain offices in Miami, Brazil and Uruguay.
3. Atlantic Beverage Solutions, Inc. was incorporated in the state of Florida on 2nd November 2010. DBA URUBRASUSA was incorporated in the state of Florida on April 30th, 2014, it is only on this date that Atlantic Beverage Solutions Inc./DBA URUBRASUSA begins its new activity in the international trade of various commodities. We attach this proof below.
4. We were contacted recently over email by Mr. Gordon Rainey and Mr. Rodrigo Vivas of Alaco Ltd, a business intelligence and investigations firm based in London. Messrs. Rainey and Vivas contacted us regarding the inclusion of ABS/ dba URUBRASUSA's name and certain banking details of our company in an affidavit submitted by Mr. Jako Hubona as part of ongoing legal proceedings before the High Court of Botswana in Gaborone (the "Hubona Affidavit"). It is our understanding that Jako Hubona is a government investigator with Botswana's Directorate on Corruption and Economic Crime.
5. We have reviewed carefully a copy of the Hubona Affidavit, specifically Paragraph 19.2. Most notably, Paragraph 19.2 alleges:
 - a. That on 14th October 2013 a transfer of USD 100 million was made to ABS's account at Citibank in Miami, Florida (account number 9137946380);
 - b. That this USD 100 million was transferred to ABS's account from a "financial controller and expert" named Mr. Colin McGregor;
 - c. That, according to Annex D of the Hubona Affidavit, the Citibank officer responsible for our ABS account at the time of the transfer (October 2013) was a woman named Reyna Hernandez.
6. These allegations cannot be true. Specifically, we note the following:
 - a. The amount at issue (USD 100 Million) far exceeds any cash amounts which ever flowed through ABS's account at Citibank.
 - b. Ms. Reyna Hernandez at Citibank did not become the bank officer responsible for the Atlantic Beverage Solutions, Inc./DBA URUBRASUSA account until October 2017, some four years after October 2013, the date of the alleged transfer. It is therefore impossible for Ms. Hernandez to have been associated with any such transfer in October 2013, if indeed the transfer took place (which it did not).



Page 1 to 2



omnia
STRATEGY LLP

19th August 2020

ALACO

c. Neither we, nor any other employee or representative of ABS/DBA URUBRASUSA, has interacted with or received money from any man named Mr. Colin McGregor.

d. This alleged transfer is a complete fabrication.

7. In the course of our business, we regularly send out Soft Corporate Offers (SCOs), Full Corporate Offers (FCOs) and other contracts in which our banking details are disclosed. Among others, we have included such details in paperwork to potential buyers in Africa, though no business was ever secured through these initiatives. While we cannot be certain, it is our view that in the course of such disclosures our banking data was compromised and, ultimately, used for the illegitimate purpose of constructing this false transfer in the Hubona Affidavit.

8. Owing to economic conditions, Citibank closed our account earlier this year. Nonetheless, we have made numerous phone calls to Ms. Reyna Hernandez, our former bank manager at Citibank in Miami, Florida. It has been our hope to secure formal confirmation from Citibank that this transfer is a fabrication and did not occur. Thus far, we have been unsuccessful in making contact. We have referred the matter on to Alaco Ltd. and other legal advisors working alongside them. They intend to make further outreach efforts to Ms. Hernandez and others at Citibank, all with our full cooperation.

To the best of our knowledge, this Statement and all Annexes attached hereto are accurate.

Rosamaria N Peralta
Date: 17th August 2020



Beatriz Cardozo Carreira
Date: 17th August 2020

Page 2 to 2

EXHIBIT P – Registration of dba ‘URUBRAS-USA’ on 30th April 2014 by Atlantic Beverage Solutions

APPLICATION FOR REGISTRATION OF FICTITIOUS NAME

REGISTRATION# G14000042868

Fictitious Name to be Registered: URUBRAS-USA

Mailing Address of Business: 12105 SW 129 COURT
SUITE 109
MIAMI, FL 33186

Florida County of Principal Place of Business: MIAMI-DADE

FEI Number:

**FILED
Apr 30, 2014
Secretary of State**

Owner(s) of Fictitious Name:

ATLANTIC BEVERAGE SOLUTIONS, INC.
12105 SW 129 COURT #109
MIAMI, FL 33186
Florida Document Number: P10000090135
FEI Number: 27-3833953

I the undersigned, being an owner in the above fictitious name, certify that the information indicated on this form is true and accurate. I further certify that the fictitious name to be registered has been advertised at least once in a newspaper as defined in Chapter 50, Florida Statutes, in the county where the principal place of business is located. I understand that the electronic signature below shall have the same legal effect as if made under oath and I am aware that false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s. 817.155, Florida Statutes.

ROSAMARIA N. PERALTA

04/30/2014

Electronic Signature(s)

Date

Certificate of Status Requested (X)

Certified Copy Requested ()

**PROFIL PERUSAHAAN
PT MAHKOTA BANK INTERNASIONAL**

DIMOHONKAN OLEH

Nama	:	[REDACTED]
Email	:	[REDACTED]
Nomor HP	:	[REDACTED]
Tanggal Permohonan	:	3 Agustus 2020 pukul 09:37:03
Tanggal Pembayaran	:	3 Agustus 2020 pukul 09:37:03
Tujuan Permohonan	:	-----

INFORMASI BERKAS PDF

Waktu Unduh PDF	:	3 Agustus 2020 pukul 09:37:10
Telah diunduh	:	1 kali

VERIFIKASI BERKAS PDF



1. Pengesahan Pendirian

DATA PERSEROAN

Nama Perseroan	:	MAHKOTA BANK INTERNASIONAL
Nama Singkatan	:	
Nomor SK Pengesahan	:	AHU-0059687.AH.01.01.Tahun 2019
Tanggal SK	:	12 November 2019
Jenis Perseroan	:	SWASTA NASIONAL
NPWP Perseroan	:	934250986015000
Jangka Waktu Perseroan	:	TIDAK TERBATAS
Status Perseroan	:	TERTUTUP
Nomor Telepon	:	000000000000

DATA NOTARIS

Nama Notaris	:	ABDUL RAJAB RAHMAN, SH., M.KN
Kedudukan Notaris	:	JAKARTA TIMUR

TUJUAN : AKTIVITAS PENUNJANG JASA KEUANGAN, ASURANSI DAN DANA PENSIUN

AKTIVITAS PENUNJANG JASA KEUANGAN, BUKAN ASURANSI DAN DANA PENSIUN

PERDAGANGAN PERANTARA KONTRAK KOMODITAS DAN SURAT BERHARGA

KEGIATAN PENUKARAN VALUTA ASING (MONEY CHANGER)

MAKSUD : AKTIVITAS KEUANGAN DAN ASURANSI

TUJUAN : AKTIVITAS PENUNJANG JASA KEUANGAN, ASURANSI DAN DANA PENSIUN

AKTIVITAS PENUNJANG JASA KEUANGAN, BUKAN ASURANSI DAN DANA PENSIUN

PERDAGANGAN PERANTARA KONTRAK KOMODITAS DAN SURAT BERHARGA

BROKER DAN DEALER VALUTA ASING

MODAL DASAR

Klasifikasi Saham	Harga Per Lembar	Jumlah Lembar Saham	Total
-	Rp. 1.000.000	10.000	Rp. 10.000.000.000

MODAL DITEMPATKAN

Klasifikasi Saham	Harga Per Lembar	Jumlah Lembar Saham	Total
-	Rp. 1.000.000	7.000	Rp. 7.000.000.000

MODAL DISETOR

Rp 7.000.000.000

Dalam bentuk uang.

PENGURUS DAN PEMEGANG SAHAM

Nama	Jabatan	Alamat	Klasifikasi Saham	Jumlah Lembar Saham	Total
LEONARDUS KHRISNA A, NIK: 3173051112720001 NPWP: - TTL: SURAKARTA, 11 Desember 1972	DIREKTUR UTAMA	KOMPLEK MIGAS XX BLO. E NO.36	-	1.400	Rp. 1.400.000.000

Nama	Jabatan	Alamat	Klasifikasi Saham	Jumlah Lembar Saham	Total
BAMBANG HARSONO, NIK: 3216061106580008 NPWP: - TTL: YOGYAKARTA, 11 Agustus 1958	KOMISARIS	PERUM METLAND TAMBUN BLOK K.7/5	-	4.200	Rp. 4.200.000.000
INDRAWAN WIBISONO, NIK: 3275010411690009 NPWP: - TTL: BANDUNG, 04 November 1969	DIREKTUR	JL. ARJUNA II NO.40.A	-	1.400	Rp. 1.400.000.000

RESMI DARI DITJEN AHU

Nomor Akta : 03
Tanggal Akta : 07 November 2019

KEDUDUKAN PERSEROAN

Alamat : JL. CASABLANKA KAV. 88, MENARA 88, TOWER A LT.
23
RT : 016
RW : 005
Kode Pos : 12870
Kelurahan : MENTENG DALAM
Kecamatan : TEBET
Kabupaten : JAKARTA SELATAN
Provinsi : DKI JAKARTA

MAKSUD DAN TUJUAN

MAKSUD : AKTIVITAS KEUANGAN DAN ASURANSI
TUJUAN : AKTIVITAS PENUNJANG JASA KEUANGAN,
ASURANSI DAN DANA PENSIUN

AKTIVITAS PENUNJANG JASA KEUANGAN, BUKAN
ASURANSI DAN DANA PENSIUN

AKTIVITAS PENUNJANG JASA KEUANGAN LAINNYA
KUSTODIAN (CUSTODIAN)

MAKSUD : AKTIVITAS KEUANGAN DAN ASURANSI
TUJUAN : AKTIVITAS PENUNJANG JASA KEUANGAN,
ASURANSI DAN DANA PENSIUN

AKTIVITAS PENUNJANG JASA KEUANGAN, BUKAN
ASURANSI DAN DANA PENSIUN

AKTIVITAS PENUNJANG JASA KEUANGAN LAINNYA

AKTIVITAS PENUNJANG JASA KEUANGAN LAINNYA
YTDL

MAKSUD : AKTIVITAS KEUANGAN DAN ASURANSI
TUJUAN : AKTIVITAS PENUNJANG JASA KEUANGAN,
ASURANSI DAN DANA PENSIUN

AKTIVITAS PENUNJANG JASA KEUANGAN, BUKAN
ASURANSI DAN DANA PENSIUN

PERDAGANGAN PERANTARA KONTRAK KOMODITAS
DAN SURAT BERHARGA

MANAGER INVESTASI

MAKSUD : AKTIVITAS KEUANGAN DAN ASURANSI

TUJUAN	<p>: AKTIVITAS PENUNJANG JASA KEUANGAN, ASURANSI DAN DANA PENSIUN</p> <p>AKTIVITAS PENUNJANG JASA KEUANGAN, BUKAN ASURANSI DAN DANA PENSIUN</p> <p>PERDAGANGAN PERANTARA KONTRAK KOMODITAS DAN SURAT BERHARGA</p> <p>PENJAMIN EMISI EFEK (UNDERWRITER)</p>
MAKSUD TUJUAN	<p>: AKTIVITAS KEUANGAN DAN ASURANSI</p> <p>: AKTIVITAS PENUNJANG JASA KEUANGAN, ASURANSI DAN DANA PENSIUN</p> <p>AKTIVITAS PENUNJANG JASA KEUANGAN, BUKAN ASURANSI DAN DANA PENSIUN</p> <p>PERDAGANGAN PERANTARA KONTRAK KOMODITAS DAN SURAT BERHARGA</p> <p>PERANTARA PEDAGANG EFEK (BROKER DEALER)</p>
MAKSUD TUJUAN	<p>: AKTIVITAS KEUANGAN DAN ASURANSI</p> <p>: AKTIVITAS PENUNJANG JASA KEUANGAN, ASURANSI DAN DANA PENSIUN</p> <p>AKTIVITAS PENUNJANG JASA KEUANGAN, BUKAN ASURANSI DAN DANA PENSIUN</p> <p>PERDAGANGAN PERANTARA KONTRAK KOMODITAS DAN SURAT BERHARGA</p> <p>PEDAGANG BERJANGKA</p>
MAKSUD TUJUAN	<p>: AKTIVITAS KEUANGAN DAN ASURANSI</p> <p>: AKTIVITAS PENUNJANG JASA KEUANGAN, ASURANSI DAN DANA PENSIUN</p> <p>AKTIVITAS PENUNJANG JASA KEUANGAN, BUKAN ASURANSI DAN DANA PENSIUN</p> <p>PERDAGANGAN PERANTARA KONTRAK KOMODITAS DAN SURAT BERHARGA</p> <p>PIALANG BERJANGKA</p>
MAKSUD	<p>: AKTIVITAS KEUANGAN DAN ASURANSI</p>

TRANSLATION

Corporate Record

1. Company Name : PT Mahkota Bank Internasional
2. Address : Jl. Casablanca Kav. 88 Tower 88A 23rd floor, Menteng dalam, Tebet, South Jakarta.
3. Fixed Lines : (021) 4458 6320
4. Established Date : 1 November 2019
5. Deeds : No. 03 dated 7 November 2019, registered under number AHU-0059687.AH.01.01 year 2019 on 12 November 2019. Legalized by notary Abdul Rajab Rahman, S.H. M.Kn.

The document informs about the following:

- Company core business is finance and insurance.
 - Registered capital is IDR 10,000,000,000.
 - Authorized capital is IDR 7,000,000,000.
 - Paid up capital is IDR 7,000,000,000.
 - Key principals of the company are Leonardus Khrisna A (Managing Director), Indrawan Wibisono (Director) and Bambang Harsono (Commissioner).
 - Shareholders are Leonardus Khrisna A as holder of 20% shares IDR 1,400,000,000, Bambang Harsono as holder of 60% shares IDR 4,200,000,000 and Indrawan Wibisono as holder of 20% shares IDR 1,400,000,000.
6. Type of Company : Domestic investment private limited company.
 7. Tax Registration Number : 93.425.098.6-015.000
 8. Core Business : Finance and Insurance.
 9. Authorized Capital : IDR 10,000,000,000
 10. Registered Capital : IDR 7,000,000,000
 11. Paid Up Capital : IDR 7,000,000,000
 12. Shareholders :
 - Bambang Harsono (60%)
 - Indrawan Wibisono (20%)
 - Leonardus Khrisna A (20%)
 13. Board of Directors :
 - Leonardus Khrisna A (President Director)

- Ir. Ronald Binsar Sidabutar MS (Director)
➤ Indrawan Wibisono (Director)
14. Board of Commissioners : ➤ Bambang Harsono (Commissioner)
15. Holding Company : -
16. Subsidiary Company : -
17. Additional Information :
- Indrawan Wibisono was born in Bandung on 4 November 1969. His ID number is 3275010411690009. His registered address is located at Jl. Arjuna II No. 40A, Bekasi Jaya, Bekasi Timur, West Java.
 - Bambang Harsono was born in Yogyakarta on 11 August 1958. His ID number is 3216061108580008. His registered address is located at Perum Metland Tambun Blok K-7 No. 5, Tambun Selatan, Bekasi, West Java.
 - Leonardus Khrisna A was born in Surakarta on 11 December 1972. His ID number is 3173051112720001. His registered address is located at Komplek Migas XX Blok-E No. 36, Kelapa Dua, Kebon Jeruk, West Jakarta.

EXHIBIT R – Searches for Mahkota Bank with the Financial Services Authority and the Central Securities Depository of Indonesia

OJK Conventional and Sharia Bank Directories 2019⁵⁷

https://www.ojk.go.id/id/kanal/perbankan/data-dan-statistik/Pages/Daftar-Alamat-Kantor-Pusat-Bank-Umum-Dan-Syariah.aspx

ENGLISH mahkota 0/0 ^ v X LOGIN

OJK OTORITAS JASA KEUANGAN

Search...

Publik Bisnis Per

BERANDA PERBANKAN PASAR MODAL IKNB SYARIAH KONSUMEN REGULASI STATISTIK BERITA DAN KEGIATAN RISET VISITOJK

Perbankan / Data dan Statistik

Daftar Alamat Kantor Pusat Bank Umum Dan Syariah

OJK mengeluarkan daftar alamat kantor pusat Bank Umum Konvensional dan Bank Umum Syariah. Berdasarkan Undang-undang Perbankan, Bank disebutkan sebagai badan usaha yang menghimpun dana dari masyarakat dalam bentuk simpanan dan menyalurkannya kepada masyarakat dalam bentuk kredit atau bentuk lainnya dalam rangka meningkatkan taraf hidup masyarakat. Dalam kegiatannya, Bank Umum Konvensional dan Bank Umum Syariah juga memberikan jasa dalam lalu lintas pembayaran. OJK melakukan pengaturan dan pengawasan terhadap Bank Umum Konvensional dan Bank Umum Syariah sesuai dengan Undang-undang Nomor 21 Tahun 2011 tentang Otoritas Jasa Keuangan.

[Daftar Alamat Kantor Pusat Bank Umum Dan Syariah Desember 2019.xls](#)

No.	Nama	Alamat	No. Telepon	No. Fax	Website
BANK UMUM PERSERO					
1.	PT. BANK RAKYAT INDONESIA (PERSERO), Tbk	Jl. Jend. Sudirman Kav. 44-46, Jakarta 10210	(021) 2510244, 2510254, 2510269-264	Fax : (021) 2500077, 2500065	www.bri.co.id
	PT. BANK MANDIRI		(021) 5245006,	Fax : (021) 5263459,	

DATA DAN STATISTIK

- Statistik Perbankan Indonesia
- Statistik Perbankan Syariah
- Statistik BPR Konvensional
- Laporan Publikasi
- Laporan Profil Industri Perbankan
- Booklet Perbankan Indonesia
- Direktori Perbankan Indonesia
- Suku Bunga Dasar Kredit

OJK Loan Bank Directory 2019⁵⁸

DAFTAR NAMA DAN ALAMAT BPR DESEMBER 2019

No	Nama BPR	Alamat	Dati II	Telp.	Email
217	PT. BPR Mahkota Artha Sejahtera	JL MERDEKA NO 1 CIMONE TANGERANG	Kota Tangerang	(021) 557 7006	tiurlovely7@gmail.com
535	PT. BPR Mahkota Reksaguna Artha	Jalan Jember No. 54 Genteng Banyuwangi Jawa Timur	Kab. Banyuwangi	(0333) 845092	bprmahkota@yahoo.co.id
1051	PT. BPR Mahkota Mitrausaha	JL SOEKARNO HATTA 87 KEDIRI	Kota Kediri	0354-681498	bprmahkota@gmail.com
1525	PT. BPR Putra Mahkota Mandiri	JL JENDRAL SUDIRMAN NO 412 G PEKANBARU KEL. WONOREJO KEC. MARPOYAN DAMAI	Kota Pekanbaru	0761-8406926	bprputramahkotamandiri@gmail.com

⁵⁷ https://www.ojk.go.id/id/kanal/perbankan/data-dan-statistik/Pages/Daftar-Alamat-Kantor-Pusat-Bank-Umum-Dan-Syariah.aspx

⁵⁸ https://www.ojk.go.id/id/kanal/perbankan/data-dan-statistik/Pages/Daftar-Alamat-Kantor-Pusat-BPR.aspx

https://www.ojk.go.id/id/kanal/perbankan/data-dan-statistik/Direktori-Perbankan-Indonesia-Baru/Documents/DPI%202017%20-%20BUKU%20I.pdf

mahkota 0/0

Conventional Commercial Banks
Head Office in Jakarta

Sharia Commercial Banks
Head Office in Jakarta

Conventional Commercial Banks
Head Office outside Jakarta

Dewan Komisaris / Board of Commissioners

Komisaris Utama / *President Commissioner* : Jean-Pierre Bernard
 Komisaris Independen / *Independent Commissioner* : Soebowo Musa
 Komisaris Independen / *Independent Commissioner* : Chris Kanter

Dewan Direksi / Board of Directors

Direktor Utama / *President Director* : Luc Cardyn
 Direktor / *Director* : Winy Tjono
 Direktor Kepatuhan / *Compliance Director* : Maria Abdulkadir

Pemegang Saham / Shareholders

BNP Paribas SA	: 99.00 %
PT BNP Paribas Securities Indonesia	: 1.00 %

Pemegang Saham Pengendali / Ultimate Shareholders

BNP Paribas SA	: Perancis
----------------	------------

Tenaga Kerja / Employee

Berdasarkan Status / <i>Based On Status</i>	: 77
Tetap / <i>Fixed</i>	: 77
Tidak Tetap / <i>Non Fixed</i>	: 0
Berdasarkan Warga Negara / <i>Based On Nationality</i>	: 77
WNI / <i>Indonesian Citizen</i>	: 75
WNA / <i>Foreign Citizen</i>	: 2
Pejabat Eksekutif / <i>Executive Officers</i>	: 16
Lokal / <i>Local</i>	: 15
Asting / <i>Foreign</i>	: 1

PT BANK BUKOPIN, Tbk

NPWP / *Tax Identification Number* : 01.367.605.1-091.000
 Izin Menjadi Bank Devisa / *Permission to Operate as a Foreign Exchange Bank* : SK.DIR.BI No. 29/135/KEP/DIR, Tgl. 2 Desember 1997
 Tanggal Masuk Bursa / *Listing Date* : 10 Juli 2006

Alamat / Address : Jl. MT. Haryono Kav. 50-51, Jakarta 12770
Kontak / Contact : Telp. (021) 7989837, 7988266 Fax : (021) 7980625, 7980328, 7980244
 Website: www.bukopin.co.id
 Telex: -, Swift Code/Member Code: BBUKIDIA

Data Pokok / Institutional Data
 Surat Keputusan (SK) Pendirian Bank / : SK Menteri No. 78/DIRK/III/3/1971, 1971

Komisaris Independen / *Independent Commissioner* : Margustienny
 Komisaris Independen / *Independent Commissioner* : Parikesit Suprpto
 Komisaris Independen / *Independent Commissioner* : Mulya Panusunan Nasution*)

Dewan Direksi / Board of Directors

Direktor Utama / *President Director* : Glen Glenardi
 Direktor / *Director* : Mikrowa Kirana
 Direktor / *Director* : Adhi Brahmansyah Gindo
 Direktor / *Director* : Eko Rachmansyah Gindo
 Direktor / *Director* : Heri Purwanto
 Direktor / *Director* : Setiawan Sudarmaji
 Direktor Kepatuhan / *Compliance Director* : Intan Susud

Pemegang Saham / Shareholders

PT Bosowa Corporindo	: 30.00 %
Kapetindo	: 18.09 %
Negara Republik Indonesia	: 11.43 %
Publik	: 40.48 %

Pemegang Saham Pengendali / Ultimate Shareholders

Akka Mahmud	: Indonesia
-------------	-------------

Tenaga Kerja / Employee

Berdasarkan Status / <i>Based On Status</i>	: 5,994
Tetap / <i>Fixed</i>	: 4,734
Tidak Tetap / <i>Non Fixed</i>	: 1,260
Berdasarkan Warga Negara / <i>Based On Nationality</i>	: 5,994
WNI / <i>Indonesian Citizen</i>	: 5,994
WNA / <i>Foreign Citizen</i>	: -
Pejabat Eksekutif / <i>Executive Officers</i>	: 96
Lokal / <i>Local</i>	: 96
Asting / <i>Foreign</i>	: -

Perusahaan Anak / Subsidiary

PT Bukopin Finance	
PT Bank Syariah Bukopin	

PT BANK BUMI ARTA, Tbk



NPWP / *Tax Identification Number* : 01.308.466.0-054.000
 Izin Menjadi Bank Devisa / *Permission to Operate as a Foreign Exchange Bank* : SK DIR BI No.24/15/KEP/DIR, Tgl. 20 Agustus 1991
 Tanggal Masuk Bursa / *Listing Date* : 1 Juni 2006

Alamat / Address : Jl. KH. Wahid Hasyim No. 234, Jakarta 10250
Kontak / Contact : Telp. (021) 2300893, 2300455 Fax: (021) 3102632, 31925294, 2303624

⁵⁹ https://www.ojk.go.id/id/kanal/perbankan/data-dan-statistik/Direktori-Perbankan-Indonesia-Baru/Pages/Direktori-Perbankan-Indonesia-2017.aspx

Custodian Bank List at Indonesia Securities Depository (KSEI)⁶⁰

https://www.ksei.co.id/services/participants/custodian-banks

Tanya Jawab Peta Situs Hubungi Kami Karir  

Pencarian

TENTANG KAMI PERATURAN LAYANAN JASA PUBLIKASI EDUKASI DATA & USER GUIDE

Company Layanan Jasa


Jenis Layanan

Pemakai Jasa

- > Perusahaan Efek
- > **Bank Kustodian**
- > Perusahaan Terdaftar
- > Biro Administrasi Efek
- > Bank Pembayaran
- > Bank Administrator RDN
- > Wali Amanat
- > Manajer Investasi

Pemakai Jasa

Bank Kustodian





Tampilkan data Cari:

No.	Kode	Bank Kustodian	Alamat	Telp/Fax
Data yang dicari tidak ada				

Memperlihatkan 0 sampai 0 dari 0 data (difilter dari 22 data) Sebelum Sesudah

KSEI Stock Trading Company Directory⁶¹

https://www.ksei.co.id/services/participants/brokers

Tanya Jawab Peta Situs Hubungi Kami Karir  

Pencarian

TENTANG KAMI PERATURAN LAYANAN JASA PUBLIKASI EDUKASI DATA & USER GUIDE

Company Layanan Jasa


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- > Perusahaan Terdaftar
- > Biro Administrasi Efek
- > Bank Pembayaran
- > Bank Administrator RDN
- > Wali Amanat
- > Manajer Investasi

Pemakai Jasa

Perusahaan Efek



Tampilkan data Cari:

No.	Kode	Anggota Bursa	Alamat	Telp/Fax	NPWP
Data yang dicari tidak ada					

Memperlihatkan 0 sampai 0 dari 0 data (difilter dari 108 data) Sebelum Sesudah

⁶⁰ https://www.ksei.co.id/services/participants/custodian-banks

⁶¹ https://www.ksei.co.id/services/participants/brokers

EXHIBIT S – Screenshot of the Internet Domain Analysis For Mahkota-Bank.Co

HOME RESEARCH

DOMAINTOOLS

PROFILE ▾
CONNECT ▾
MONITOR ▾
SUPPORT

LOGIN
Sign Up

Home > Whois Lookup > Mahkota-Bank.co

Whois Record for Mahkota-Bank.co

How does this work?

Domain Profile

Registrant Org	Datamaya Consulting
Registrant Country	id
Registrar	PDR Ltd. d/b/a PublicDomainRegistry.com IANA ID: 303 URL: publicdomainregistry.com Whois Server: whois.publicdomainregistry.com abuse@publicdomainregistry.com (p) 12013775952
Registrar Status	clientTransferProhibited
Dates	2,551 days old Created on 2013-08-05 Expires on 2021-08-05 Updated on 2020-07-18
Name Servers	NS6355.HOSTGATOR.COM (has 1,855,438 domains) NS6356.HOSTGATOR.COM (has 1,855,438 domains)
Tech Contact	—
IP Address	192.254.188.97 - 416 other sites hosted on this server
IP Location	- Utah - Provo - Websitewelcome.com
ASN	AS46606 UNIFIEDLAYER-AS-1, US (registered Oct 24, 2008)
Hosting History	2 changes on 3 unique name servers over 7 years

Website

Website Title	Mahkota Bank... Official Website
Server Type	Apache
Response Code	200
Terms	101 (Unique: 66, Linked: 23)
Images	12 (Alt tags missing: 12)
Links	31 (Internal: 27, Outbound: 0)

DomainTools Iris
More data. Better context. Faster response.
[Learn More](#)

[Preview the Full Domain Report](#)

Tools

- Hosting History
- Monitor Domain Properties
- Reverse IP Address Lookup
- Network Tools

Buy This Domain ▾
Visit Website

Image Sourced By DomainTools.com

[View Screenshot History](#)

Available TLDs

General TLDs
Country TLDs

The following domains are available through our preferred partners. Select domains below for more information. (3rd party site)

- Taken domain.
- Available domain.
- Deleted previously owned domain.

omnia
STRATEGY LLP

ALACO

19th August 2020

106

EXHIBIT T – Screenshot of Mahkota Bank’s Website

The screenshot displays the Mahkota Bank website interface. At the top left is the Mahkota Bank logo. The navigation menu includes Home, Profile, Custody, Finance Info, Other Info, and Contact Us. The Profile section is active, showing a search bar and a list of currencies for exchange rates. The exchange rate table is as follows:

Exchange		
07-October-2013 09:17 AM		
Currency	Offer	Bid
USD	11,598.00	11,398.00
EUR	15,925.00	15,275.00
GBP	18,850.00	18,050.00
JPY	122.03	116.45

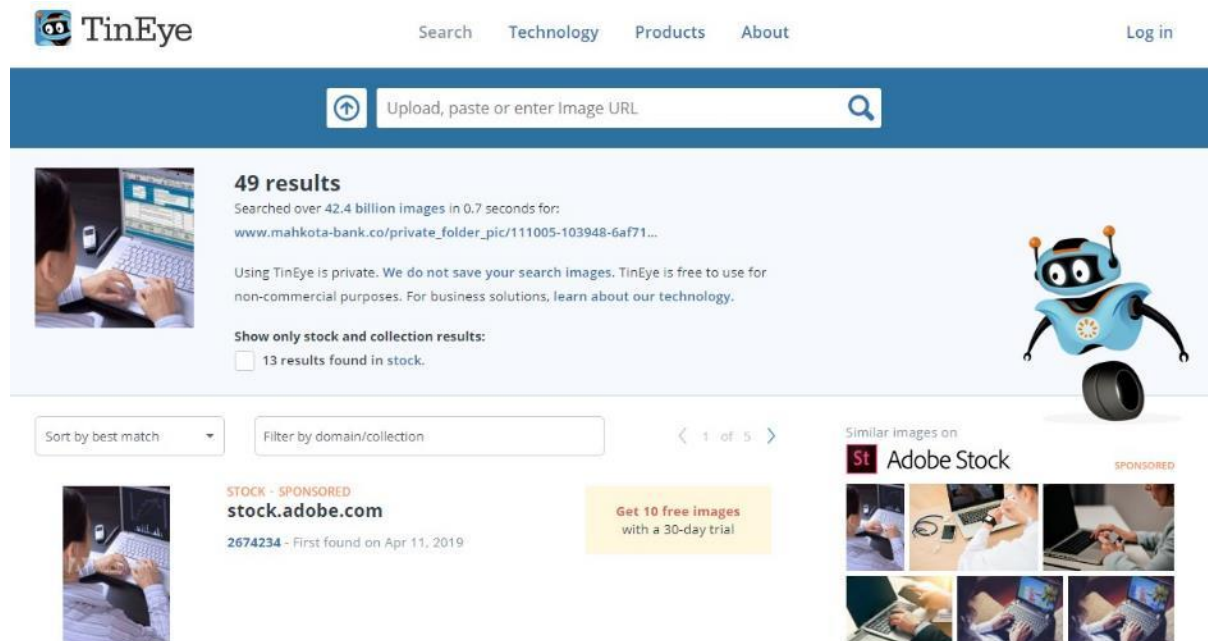
Below the table, there are sections for Custody and Bank Services, each with a representative image.

EXHIBIT U – Analysis of Images Used in Mahkota Bank’s Website

Mahkota Bank’s website



Images found in stock photo websites



Upload, paste or enter Image URL



5 of 1,484 results

Searched over 42.4 billion images in 2.8 seconds for: www.mahkota-bank.co/private_folder_pic/111005-104031-9e3c...

Using TinEye is private. We do not save your search images. TinEye is free to use for non-commercial purposes. For business solutions, learn about our technology.

Show only stock and collection results:

- 3 results found in collections.
5 results found in stock.



Sort by best match

Filter by domain/collection



STOCK - SPONSORED www.gettyimages.com

detail/photo/comparing-calculations-r... - First found on Jun 30, 2015

Similar images on

Adobe Stock

SPONSORED



Upload, paste or enter Image URL



471 results

Searched over 42.4 billion images in 5.8 seconds for: www.mahkota-bank.co/private_folder_pic/111005-104135-c035...

Using TinEye is private. We do not save your search images. TinEye is free to use for non-commercial purposes. For business solutions, learn about our technology.

Show only stock and collection results:

- 3 results found in stock.



Sort by best match

Filter by domain/collection

1 of 48



STOCK - SPONSORED www.istockphoto.com

stock-photo-4489803-global-exchange-... - First found on May 16, 2012



www.samandagpazari.com

stock-option-call-strategies.html - First found on Apr 4, 2017

Filename: Stock.JPG (400 x 300, 119 KB)

Similar images on

Adobe Stock

SPONSORED



EXHIBIT V – Screenshot of Google Maps’ Search for Mahkota Bank in Jakarta

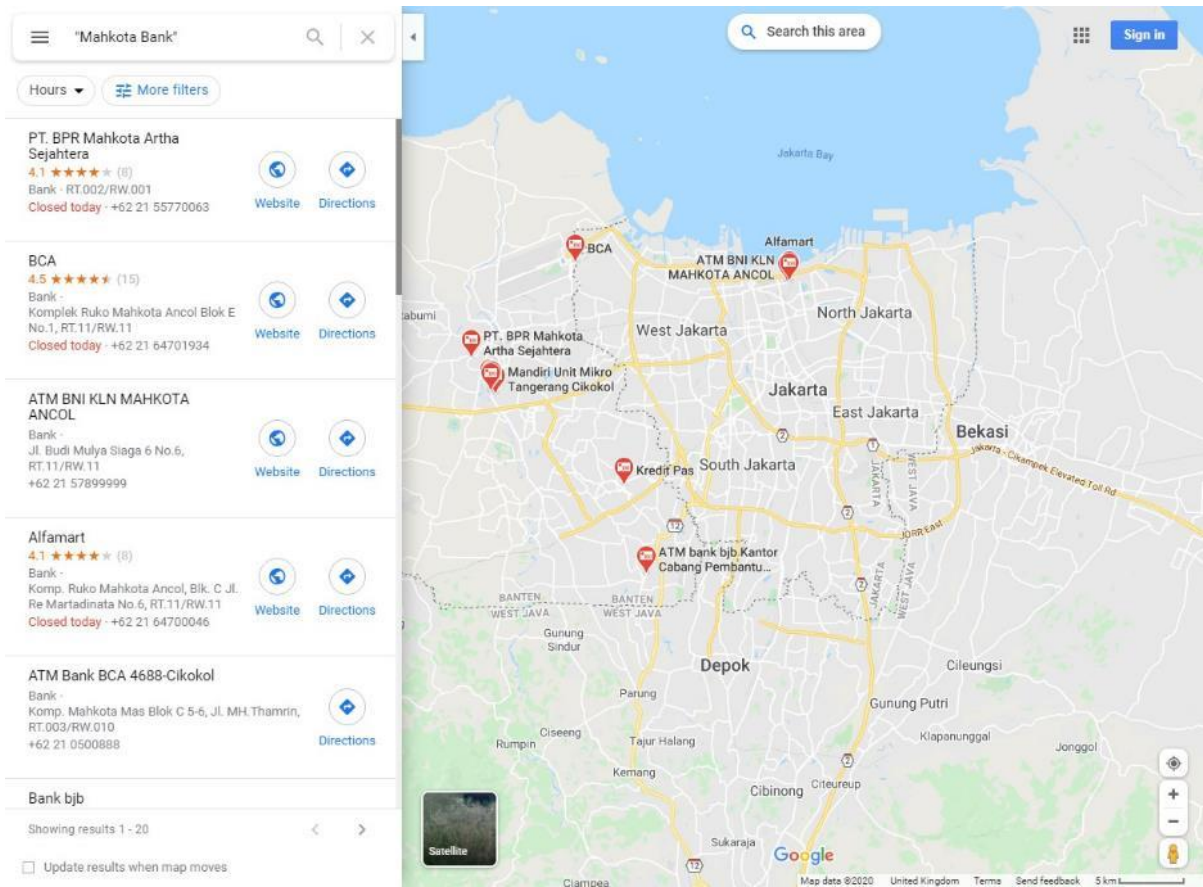


EXHIBIT W – Photographs Taken During a Visit to Mahkota Bank’s Registered Address

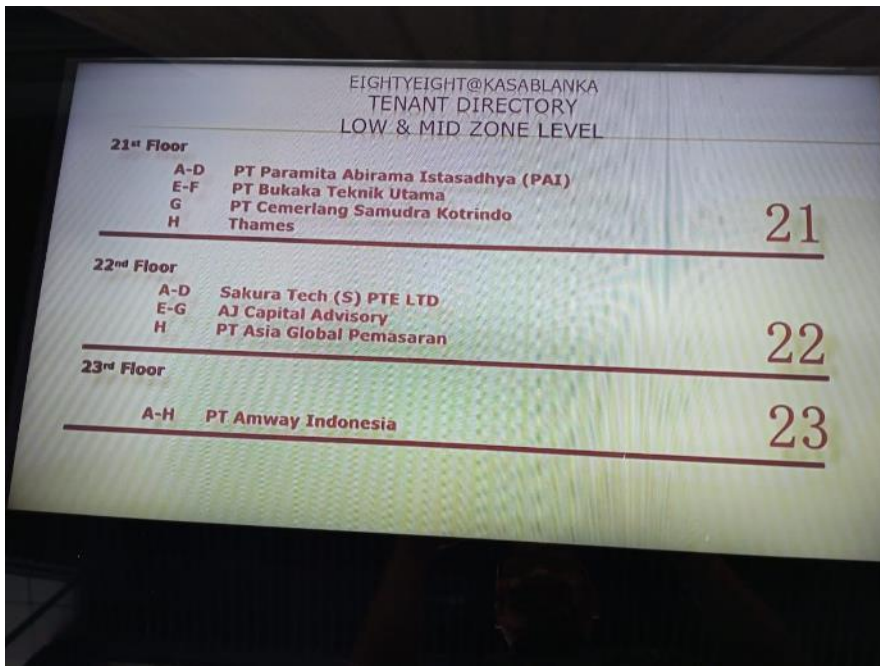




EXHIBIT X – Alleged Counterfeit Mahkota Bank Drafts Published in Scamsurvivors.Com



EXHIBIT Y – Screenshot of Mahkota Bank’s Entry on Ripoffscams.Com

Home - Reports

- Banking, International Investment Banking Fraud, Legal/ Banking, Online Banking

REPORT FILED: MAHKOTA BANK FAKE BANK JAKARTA, 12870 JAKARTA,!!

MAHKOTA BANK New York

Consumer Rating:
□□□□ 1/5

**Beware of this Business, Individual, Product or Service...they
Should NOT be Trusted!!**

Help us Spread the word &
Share it from below:

Share on facebook

Share on twitter

Share on google

Share on linkedin

Share on reddit

Share on email

Share on print

[Want to Remove this Report?](#)

MAHKOTA BANK Fake Bank Jakarta, 12870 Jakarta,!!

Mahkota Bank

OFFICE:Eighty Eight@Kasablanca Tower A

Jl. Raya Casablanca kav.88.Jakarta, 12870

Ph : +62 21 4458 6320Fax : +62 21 4458 6321

This bank is unlisted in Indonesia.

It has no internet presence besides its own site, its own blog and other websites that state it is fraudulent.

The website itself does not list a license number nor a link for its own bank filing. Please look up this bank on its gov. website!!! If you can find one license listed on a government website, please add it under this post if they are registered as a bank in a different jurisdiction. Until then you will see items from this bank such as below.

They also send out fake bank drafts that can be seen on the internet:

https://pbs.twimg.com/media/Cd6Z_KSXEA1-7Sz.jpg:large

There are many sites state that this bank is not registered with any government Financial Agency, like the ones that most people hold their money at.

EXHIBIT Z – Counterfeit Mahkota Bank Draft Published by Ripoffscams.Com



EXHIBIT AA – Printscreen of Thewhistleblowers.org in the Wayback Machine

http://thewhistleblowers.org/?p=34248

2 captures
13 Dec 2013 - 22 Oct 2014

Go DEC OCT NOV
2013 22 2014 2015

THE WHISTLEBLOWERS

THEWHISTLEBLOWERS IS AN INTELLIGENCE BRIDGE BETWEEN WHAT YOU KNOW + WHAT YOU NEED TO KNOW TO BE SUCCESSFUL. PROTECT YOUR ASSETS, REMAIN SAFE TO EFFICIENTLY USE THIS WEBSITE. (1) WRITE THE NAME OF INTEREST INTO THE SEARCH WINDOW ABOVE "RECENT POSTS" TO SEE ALL POSTS REGARDING THAT NAME, OR (2) GO TO "CATEGORIES" ON THE RIGHT SIDE WHICH IS IN ALPHABETIC ORDER BUT DOES NOT SHOW ALL NAMES, OR (3) SIMPLY SCRAWL THROUGH THE ENTIRE EVIDENCE LIBRARY CONSISTING OF OVER 4000 POSTS STARTING WITH THE MOST RECENT POST + ENDING AT THE FIRST POST ON THE BIRTH OF THIS WEBSITE. IF YOU HAVE HARD EVIDENCE THAT YOU WANT TO GET TO US, YOU CAN MAKE SAFE CONTACT AT THESE 2 SKYPE NAMES: DAMARREALSTATE OR SKALPOE1809.

THE EVIDENCE TWB VIDEOS THE INTRODUCTION NEDERLANDS ASHLEY MOTE BERND W. ADE
CHARLIE FLYNN IAN MCINTOSH IAN PUDDICK JOHN LIPPERT KAREN HUDES LINDA DEAVERS
RAYMOND CARRASCO THE RED MAFIA PRESS TONY GOSLING (JOURNALIST)

TIBURDIO VILLAMOR MARCOS: ANOTHER FAKE SON OF FERDINAND MARCOS JOY MARIKO TAINO + FAKE 2007 FBI NY DOCUMENTS

DR. JESUS NAVARRETTE + FAKE €10B HSBC + MAHKOTA BANK DOCUMENTS

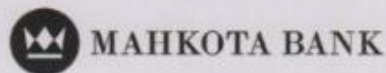
IF YOU HAVE EVIDENCE REGARDING THE MONEY LAUNDERING ACTIVITIES OF DR. JESUS NAVARRETTE VIA SHELL COMPANY KOYO SHIPPING + TRADING CORP AT HSBC + MAHKOTA BANK, CONTACT US AT THE SKYPE NAMES ON TOP OF THIS PAGE.

.....

RECENT POSTS

- LOIS R. DAVIS INDICTED OCTOBER 15, 2014 FOR MONEY LAUNDERING, WIRE FRAUD
- GUILLERMO GONZALEZ BAUTISTA + COUNTERFEIT 2014 HSBC BANK DOCUMENTS
- WARNING: ARNOLDUS P.C. VLIJELANDER IS A SOPHISTICATED FRAUDSTER + MONEY LAUNDERER
- ANDREW DAVIS (aka: Flippa Mafia + Flippa Moggela), JAMAICAN HEAD OF INTERNATIONAL DRUG + MONEY LAUNDERING RING
- MONEY LAUNDERER ALBERTO YOUSSEF "FLIPPED" ON PETROBRAS DIRECTOR PAULO ROBERTO COSTA WHO "FLIPPED" ON OVER 30 GOVERNMENT OFFICIALS IN BRAZIL

RECENT COMMENTS



BANK STATEMENT

NUMBER : R. 0385-BMI/DIR/RFL/IX/13.
DATE : SEPTEMBER 06th, 2013.
ENCL. : --- SHEET

WE, THE UNDERSIGNED, ON BEHALF OF MAHKOTA BANK INDONESIA, WITH ADDRESS : WISMA BNI 46, JL. JENDRAL SUDIRMAN KAV.1, JAKARTA 10220, INDONESIA, EXPLAIN IT IS TRUE THAT OUR CLIENT BELOW:

NAME : KOYO SHIPPING AND TRADING CORPORATION.
ACCOUNT NUMBER : 0257378309

HAS FUNDS IN OUR BANK IN THE AMOUNT OF TEN BILLION FIFTY THREE MILLION SIX HUNDRED AND TEN THOUSAND EUROS (€ 10,053,610,000.00), OF GOOD, CLEAN, CLEARED FUNDS, EARNED BY LAWFUL BUSINESS PRACTICES, OF NON-CRIMINAL ORIGIN AND NOW TO BE ADMINISTRATIVELY BLOCKED FOR INVESTMENT PURPOSES, AND THAT UPON THE SOLE INSTRUCTIONS OF KOYO SHIPPING AND TRADING CORPORATION, SAID BLOCKED CASH DEPOSIT SHALL BE ABLE TO SERVE AS COLLATERAL TO SECURE ANY LOAN, CREDIT LINE OR CREDIT FACILITY FOR ECONOMIC DEVELOPMENT PROJECT FUNDING PURPOSES WORLDWIDE.

THUS TO KNOW, AND THANK YOU FOR YOUR ATTENTION AND COOPERATION.

FOR AND ON BEHALF OF
MAHKOTA BANK INDONESIA

INDRAWAN WIBISONO
DIRECTOR
PIN CODE: BM-0782

LEONARDUS KHRISNA A.
DIRECTOR
PIN CODE: BM-1573

Mahkota Bank
Wisma BNI 46, Jl. Jend. Sudirman Kav.1, Jakarta 10220, Indonesia
Ph: +62-21 4458 6952 (Hunting), Fax: +62-21 4458 6952
www.mahkota-bank.com



DATE: JAKARTA, SEPTEMBER 06TH, 2013
NUMBER: 0137-JKP/HSBC/CL/IX/13

TO: MR. LEONARDUS KHRISNAA., MARKETING DIRECTOR
MAHKOTA BANK INDONESIA, JAKARTA BRANCH
ADDRESS : WISMA BNI 46, JL. JEND. SUDIRMAN KAV. I, JAKARTA 10220 , INDONESIA

RE: BANK CONFIRMATION AND RESPONSIBLE LETTER.

TRANSACTION NUMBER: KOYOOMNIGLOBAL10BN€10BN\$ALFAOMEGAULC/AIC-SMT

DEAR SIRs:

AS PER YOUR INSTRUCTIONS, WE HSBC, HONG KONG BRANCH ADDRESS: WORLD TRADE CENTER 1F – JL.JENDRAL. SUDIRMAN KAV.29-31 JAKARTA 12920, INDONESIA, IRREVOCABLY CONFIRM WITH FULL BANK RESPONSIBILITY, THAT MAHKOTA BANK INDONESIA – JAKARTA BRANCH, HOLDS AN ACTIVE AND CURRENT CORRESPONDENT RELATIONSHIP WITH OUR INSTITUTION AND THAT SUCH IS IN GOOD STANDING.

FURTHERMORE, WE ARE ACKNOWLEDGING THE DEPOSIT IN THE KOYO SHIPPING AND TRADING CORPORATION ACCOUNT, NUMBER: 0257378309, SOLE SIGNATORY OF DR. J.A. DE NAVARRETTE Y DE ARELLANO, MD, MA, CEO & GENERAL AND UNIVERSAL ATTORNEY, OF A CASH BALANCE IN THE AMOUNT OF TEN BILLION EUROS (€10,000,000,000.00 EUROS) – (OR AS APPLICABLE USD), OF GOOD, CLEAN, AND CLEARED FUNDS, EARNED BY LAWFUL BUSINESS PRACTICES, OF NON-CRIMINAL ORIGINS, FREE OF LIENS AND INCUMBRANCES, TO BE ADMINITRATIVELY BLOCKED FOR INVESTMENT PURPOSES, AND THAT UPON THE SOLE INSTRUCTIONS OF KOYO SHIPPING AND TRADING CORPORATION, SAID BLOCKED CASH DEPOSIT SHALL BE ABLE TO SERVE AS COLLATERAL TO SECURE ANY LOAN, CREDIT LINE OR CREDIT FACILITY FOR ECONOMIC DEVELOPMENT PROJECT FUNDING PURPOSES WORLDWIDE.

THIS BANK CONFIRMATION LETTER CAN BE VERIFIED, UPON REQUEST, WITH PRIOR AUTHORIZATION BY YOU / KOYO.

FOR AND ON BEHALF OF
HONG KONG SHANGHAI BANKING CORPORATION
WORLD TRADE CENTER 1F, JL. JENDRAL SUDIRMAN KAV.29-31
JAKARTA 12920, INDONESIA

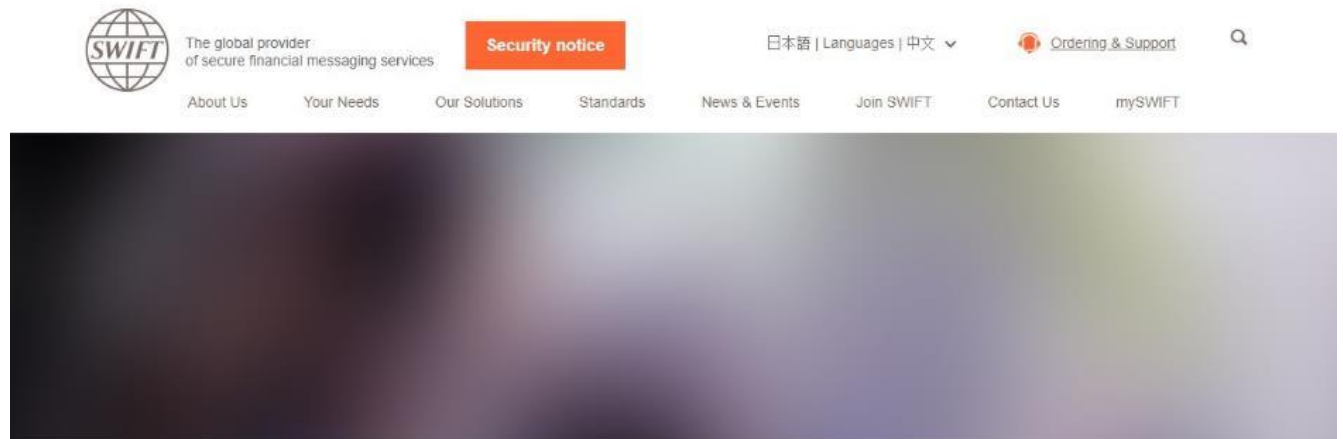
PAKSI WIRAKUSUMA
VICE PRESIDENT PUBLIC AFFAIR



ANTHONY WISNU
AM. BUSINESS BANKING

Hongkong and Shanghai Banking Corporation
World Trade Center 1F, Jl. Jendral Sudirman Kav.29-31, Jakarta 12920, Indonesia
Ph. +62-21 5291 4722, +62-21 2551 4777 or 0804 186 4722; Fax. +62-21 521 1103
Web-Site: www.hsbc.co.id

EXHIBIT DD – Mahkota Bank’s Entry in the SWIFT Directory



Online BIC Search

[← Back to results](#)

BIC search

Institution (Last update: 31 Jul 2020)

Institution name	MAHKOTA BANK
BIC	MAAKIDJ1
Branch name	

Address

City	JAKARTA
Address	EIGHTYEIGHT KASABLANKA TOWER A FLOOR 10 JALAN RAYA CASABLANCA KUNIN, KAV 88
ZIP Code	12870
Country	INDONESIA

For more details please consult our professional service Online Directories.

[← Back to results](#)

BIC Code / SWIFT Code Structure

Familiarize yourself with information on the structure of BIC Code / SWIFT Code

Accelerate Your Success

Expert IT support and services that go further. Set up a call and start your journey.

Conosco

CONTACT US

The International Organisation for Standardization (ISO) adopted the the Business Identifier Code (BIC). SWIFT has been appointed by the ISO as a registration authority with the task to assign BICs (ISO 9362) and to publish BICs in the BIC Directory.

There are two kinds of BIC. They are the eight-character BIC (briefly called "BIC 8") and the eleven-character BIC (called "BIC 11"). A BIC 8 can identify a particular financial or non-financial institution in a country or a location. A BIC 11 is used to identify the branch of the institution.

Here is the structure of a BIC 8:

Example: AGIGUS33

AGIGUS33

Institution code

The institution code identifies the institution, for example BNPA for BNP-Paribas. The code consists of four alphabetic characters.

AGIGUS33

Country code

The ISO country code identifies the country in which the institution is located, for example FR for France. The ISO country code consists of two alphabetic characters.

AGIGUS33

Location code

The location code, provides geographical distinction within a country, such as a city, state, province or time zone, for example PP for Paris. The location code consists of two characters that can be alphabetic or numeric.

The BIC is written and printed as a string without spaces.

Connected and not connected BICs

BICs can identify not only financial institutions but also non-financial ones either connected or not connected to the SWIFT network. A BIC of an institution which is not connected to the SWIFT network still has a location code with the digit 1 at the end (for instance AFSEUS31). BICs like that are called non-SWIFT BICs (or BIC 1).

A BIC for an institution which is connected to the SWIFT network has a location code with a character other than 1 at the end (for instance AGIGUS33). BICs like that are called a connected BIC or a SWIFT BIC. Therefore, a SWIFT BIC is the only one to appear in the header of a SWIFT message.

Test and Training BICs

When there is a BIC with a 0 (zero) in the 8th position in the SWIFT's FIN messaging system, it means that it is a Test & Training BIC. BICs like that are not used in live FIN messages.

The structure of an 11-character BIC

By adding a branch code, the 8-character BIC can be extended to an 11-character BIC when necessary. For instance: AGIGUS33 MKT

Such branch codes identify the physical branch of a particular institution, for instance MKT (MARKETS INC), or its department or kind of business. These codes consist of 3 alphabetic and numeric characters.

The branch code XXX is added any time when it is necessary to interpret an 8-character BIC code in an 11-character format. The BICs AGIGUS33 and AGIGUS33XXX are equivalent for a message processing application.

EXHIBIT FF – Letter by the South African Reserve Bank

1 of 2



South African Reserve Bank
Financial Surveillance Department

2020-08-13

Mr Dario Milo
Partner
Webber Wentzel
90 Rivonia Road
Sandhurst
Sandton
2196

Dear Sir

Mrs Bridgette Motsepe/Botswana Government.

We refer to the letter from Mrs Bridgette Motsepe, dated 2020-07-07, addressed to the Governor of the South African Reserve Bank wherein she requested the Bank's confirmation of having approved a certain foreign exchange transaction.

The specific transaction is referred to in an affidavit purportedly made by Mr Jako Hubona, an Investigator employed by the Botswana Directorate on Corruption and Economic Crime, in an application opposing the granting of bail to a Ms Welheminah Mphoeng Maswabi.

In paragraph 19.7 it is stated "I have information that ...the money was transferred on the 15th February 2019. The USD 48 million which was cleared by the South African Reserve Bank on the 21st February 2019. (sic)".



PO Box 3125 Pretoria 0001 · 370 Helen Joseph Street (formerly Church Street), Pretoria, 0002 · South Africa · Tel +27 12 3133911 · 0861 12 7272 · www.reservebank.co.za

Mrs Motsepe states that this allegation implicates her in money laundering and financing terrorism.

In reply we can confirm that the Financial Surveillance Department of the South African Reserve Bank could not find any record of:

- (i) the transaction referred to,
- (ii) the payment having been approved (cleared), either inbound or outbound, or
- (iii) of any cross-border flow of funds in the amount referred to, inbound or outbound from South Africa.

Yours faithfully

A handwritten signature in blue ink, appearing to read 'B. van der Merwe', is placed over a light blue rectangular background.

Divisional Head

EXHIBIT GG – Affidavits Deposed by Kgomo Prince Mokgatlha

"M11"

AFFIDAVIT

I, the undersigned

KGOMOTSO PRINCE MOKGATLHA

ID: 660411 5573 084

Do hereby make oath and state that:

1. I am an adult male of full legal capacity residing at number 3, Melder Drive, Bassonia Estate, Alberton 1449, South Africa.
2. I am a citizen of the Republic of South Africa.
3. On the 25th September 2019, I met with the following people who introduced themselves as law enforcement officers from Botswana:
 - 3.1 Priscilla Israel (Assistant Director of Public Prosecutions);
 - 3.2 Willie Setlhoka (D.C.E.C Officer);
 - 3.3 Jako Hubona (D.C.E.C Officer);
 - 3.4 Thando Sibanda (Private Investigator) (SA)
4. The said officers said they were investigating a fraud case in which an amount of USD 48 000 000.00 was stolen from Bank of Botswana and received or credited into Kgetham (Pty) Ltd account number 0200904299, held at Standard Bank, South Africa on the 15th February 2019. They further wanted to know the signatories to the said account and if I knew a person by names Isaac Kgosi.
5. I told the Officers that;
 - 5.1 I am the sole signatory to the said account and all other bank accounts of Kgetham (Pty) Ltd;

W.M

RRB
SK

5.2 I do not know a person called Isaac Kgosi;

5.3 The alleged sum of USD 48, 000, 000.00 was never credited into the Kgetham account mentioned above or any other account of the said company on the 15th September 2019 or on any other date.

6. I deposed to an affidavit on the 25th September 2019 in which I stated the above facts and the said officers took a copy of the affidavit. A copy of the said affidavit is annexed and marked "KPM1" and its contents are incorporated herein.

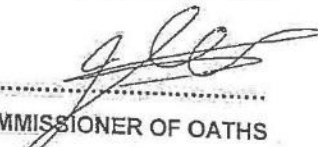
7. I was surprised to learn from the media in Botswana and social media that Jako Hubona subsequently deposed to an affidavit in which he stated that the said amount was deposited in one of Kgetham bank accounts and that Isaac Kgosi became a signatory to the account(s) of Kgetham (Pty) Ltd on the 12th February 2019.

8. I wish to state that the above allegations by Jako Hubona are false, malicious and untrueful.


DEPONENT

THIS SIGNED AND SWORN TO BEFORE ME AT BASSONIA THIS 12th DAY OF NOVEMBER 2019, AT 12:52 AM/PM, THE DEPONENT HAVING ACKNOWLEDGED THAT HE KNOWS AND UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT, HAS NO OBJECTION TO TAKING THE PRESCRIBED OATH WHICH HE CONSIDERS TO BE ON HIS CONSCIENCE AND HAS UTTERED THE WORDS, "SO HELP ME GOD".

JESSICA ANNE LEISHER
COMMISSIONER OF OATHS
PRACTISING ATTORNEY
1st FLOOR LEGACY CORNER
27 SOETDORING STR. (Cnr COMARO STR)
BASSONIA
TEL: 432-5338/5387/5594


COMMISSIONER OF OATHS

W.M

KPR

Q

AFFIDAVIT

I, the undersigned,

KGOMOTSO PRINCE MOKGATLHA

Do hereby make oath and state as follows:

1.

I am an adult male of full legal capacity and of address number 3, Melder Drive, Bassonia Estate, Alberton 1449, South Africa.

2.

The facts deposed to herein are, unless otherwise stated or as may otherwise appear from the context, within my personal knowledge and to the best of my belief correct in every respect.

3.

I currently reside at the above mentioned address in the Republic of South Africa and I am self-employed at the moment. My business interest involves consultancy services relating to mining projects. I am the sole director and shareholder in Kgetham (Pty) Ltd, a company I registered in the South Africa on the 12th February 2015. My company has never really won a tender of huge sum of money or generated a lot of revenue regarding consultancy services since its formation.

4.

I do state that today the 25th September 2019 I met with officers from Botswana at MNS Attorneys in Illovo in Johannesburg South Africa. The officers explained to me that they are investigating a case of possible bank

Page 1 of 3

W.M

de J

fraud that occurred at Bank of Botswana in the Republic of Botswana, which involves my company (Kgatham) that is suspected to have received USD 48,000,000.00 on the 15th February 2019 from Hong Kong through Standard Bank account number: 0200904299, The Glen branch in the Republic of South Africa. The money is alleged to have cleared on the 21st February 2019. My company has another bank account 62782440912 that is maintained at First National Bank, Sandton branch, South Africa. I have other two bank accounts that I opened in my name. One is an offshore account held at Afra sia bank account 073818000000020 in Mauritius and the other one is in South Africa at Mercantile bank. The offshore account does not have money in it and Mercantile bank account has less than one thousand in it. I also have the Euro account 4000700260 CFC and US dollar account 5000024168 and both maintained at Mercantile Bank, 142 West Street, Sandton South Africa.

(5)

I do confirm that I do voluntarily and willingly state that I am the sole signatory in Kgatham (Pty) Ltd and I do not know anything about the USD 48,000,000.00 that was transferred into my company account held at Standard Bank from Hong Kong. I confirm further that I do not know a person by the name of Isaac Kgosi who is said to have become the signatory in my company in February 2019. I wish to state further that I do not know and have no business dealings with Blues Flies (Pty) Ltd, Fire Flies (Pty) Ltd and Lazarus Motors (Pty) Ltd. I have given the officers bank statements for my company accounts that are maintained at both Standard bank and First National Bank to support my affidavit. The bank statement for Standard Bank is for a period of January 2019 to date and its current

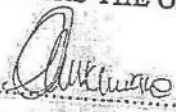
Page 2 of 3

W.M




DEPONENT

THUS DONE AND SWORN TO BEFORE ME AT ILLOVO,
.....ON THIS 25..... SEPTEMBER 2019 AT
..... HOURS. DEPONENT HAVING ACKNOWLEDGED THAT HE
KNOWS AND UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT
AND HAS NO OBJECTION TO TAKING THE PRESCRIBED OATH AND
CONSIDERS THE OATH BINDING ON HIS CONSCIENCE.



.....
COMMISSIONER OF OATHS
NAME:

.....
DESIGNATION: SETHEMBISO CONFIDENCE MKHWANE
EX OFFICIO COMMISSIONER OF OATHS
PRACTICING ATTORNEY RSA
2ND FLOOR, 16 FRICKER ROAD
ILLOVO, 2196

PHYSICAL ADDRESS:

W.M



EXHIBIT HH – Corporate Searches Performed in South Africa for Blue Flies and Fire Flies

The screenshot shows the CIPC eServices website interface. At the top, there is a navigation bar with 'HOME', 'TRANSACTION', and 'CART (0)' buttons. The main header includes the CIPC logo and the text 'Companies and Intellectual Property Commission - eServices'. A user profile section on the left identifies the user as 'ALACO1' and 'ALACO LTD', with options for 'EDIT CUSTOMER DETAILS', 'LOGOUT', and 'BALANCE: R 0.75'. The central search area is titled 'CIPC ENTITY SEARCH' and shows a search for 'BLUE FLIES' under the 'Enterprise Name' dropdown. A message states: 'Please note that this search only retrieves the first 10 results. Be more specific with your search criterion to return a smaller set of results.' Below this is a table with columns 'Enterprise Name', 'Enterprise / Tracking Number', 'Status', and 'View'. The table content reads: 'We did not find any enterprises matching your search criteria. Please note that this does not mean this name will automatically be accepted if you reserve it.' The left sidebar contains sections for 'ENTERPRISE SEARCH' (with a 'CONTINUE TO SEARCH' button), 'HOW-TO VIDEOS', 'SOCIAL MEDIA' (with icons for Twitter, Facebook, Instagram, and YouTube), and 'SUPPORTED BROWERS' (with icons for Google Chrome, Mozilla Firefox, Safari, and Microsoft Edge). The footer contains the text 'CIPC eServices v3.3 © Copyright 2018 CIPC | Terms and Conditions | Disclaimer' and social media icons for Twitter, Facebook, Instagram, YouTube, and LinkedIn.



Welcome ALACO1
ALACO LTD

[EDIT CUSTOMER DETAILS](#)

[LOGOUT](#)

BALANCE: R 0,75

ENTERPRISE SEARCH
search for enterprises on our register using enterprise name, enterprise number or director ID/passport number

[CONTINUE TO SEARCH](#)

HOW-TO VIDEOS
watch our how-to videos to guide you in filing transactions or retrieving documents

[WATCH VIDEOS](#)

SOCIAL MEDIA
follow us on social media to interact with us and to get the latest updates

[Twitter](#) [Facebook](#) [Instagram](#) [YouTube](#)

SUPPORTED BROWSERS

[GOOGLE CHROME](#) [MOZILLA FIREFOX](#) [SAFARI](#) [MICROSOFT EDGE](#)

You are here: CIPC eServices > Search

CIPC ENTITY SEARCH

Enterprise Name



Please note that this search only retrieves the first 10 results. Be more specific with your search criterion to return a smaller set of results.

Enterprise Name	Enterprise / Tracking Number	Status	View
We did not find any enterprises matching your search criteria. Please note that this does not mean this name will automatically be accepted if you reserve it.			



EXHIBIT II – Global Corporate Searches for Blue Flies and Fire Flies

Now available: over 400m key company lifecycle events, from officer changes to gazette notices. [Read more on our blog.](#)

opencorporates
The Open Database Of The Corporate World

Company name or number **SEARCH**

Companies Officers [Log in/Sign up](#)

Found 2 companies

"Blue Flies" **GO**

exclude inactive [Advanced Options](#)

in **inactive** **BIG LAKE LURES LLC** (Michigan (US), 17 May 2006-29 Mar 2018, 196 ELWILL CT. HOLLAND MI 49424) Previously/Alternatively known as BLUE WATER FLIES

in **inactive** **BLUE RIBBON FLIES INC.** (Montana (US), 19 Nov 1980- 1 Dec 2018)

Sorted by company name
Sort by relevance

Results per page **Enterprise users only**

Share This Search [in](#) [f](#) [g+](#) [t](#)

Get as Open Data [XML](#) or [JSON](#)

Enterprise Users [csv](#) or [xls](#)

Filtered by jurisdiction

- 1 Michigan (US)
- 1 Montana (US)

Filter by data held

- 2 Company Address

Filter by current status

- 1 Active Good Standing
- 1 In Existence But Not In Good ...

Filter by company type

- 1 DOMESTIC LIMITED LIABILI...
- 1 Domestic Profit Corporation

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[Our data](#) [Our purpose](#) [Legal/Licence](#) [User/Cookie privacy policy](#) [Public records privacy policy](#)

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Found 17 companies

"Fire flies"

GO

exclude inactive

Advanced Options

- ASOCIACION DEPORTIVA FIRE FLIES PANAMA, S.A.** (Panama, 29 Apr 2019-)
CORREGIMIENTO CIUDAD DE PANAMÁ, DISTRITO PANAMÁ, PROVINCIA PANAMÁ
- CAPITAL CITY FIRE FLIES** (Ohio (US), 30 Mar 1977- 1 Oct 1985,)
COLUMBUS)
- CHASING FIRE FLIES ENTERTAINMENT, LLC** (Texas (US), 22 Aug 2014- ,) 8711
COLLINGWOOD UNIVERSAL CITY, TX 78148)
- FIRE FLIES ENTERTAINMENT LLC** (New Jersey (US), 2 Mar 2006-) Trademarks:
JORDAN & JUSTINE'S WEEKEND ADVENTURES
- FIRE FLIES HEALTH FARM** (Singapore, 2 Jan 1999- ,) 62 LIM CHU KANG LANE 2
#LOT-75, 718838)
- FIRE FLIES HEALTH TRADING PTE. LTD.** (Singapore, 10 Apr 2015- ,) 62 LIM CHU
KANG LANE 2, 718838)
- FIRE FLIES METAL ART L.C.** (Arkansas (US), 28 Feb 2012-)
- FIRE FLIES MUSIC LTD.** (New York (US), 20 Feb 2008-27 Jul 2011 ,) 56
SEVENTH AVENUE APT 2F, NEW YORK, NEW YORK, 10011)
- FIRE FLIES PARTNERSHIP LTD** (Texas (US), 3 Sep 2010- ,) 2211 NORFOLK ST, STE
516 HOUSTON, TX 77098)
- FIRE FLIES RESOURCES (M) SDN. BHD.** (Malaysia,) KUALA LUMPUR, WILAYAH
PERSEKUTUAN)
- FIRE FLIES, INC.** (Kentucky (US), 31 May 1962-)
- FIRE FLIES, LLC** (Wisconsin (US), 28 Feb 2014-)
- FOUR FIRE FLIES LTD** (United Kingdom, 9 Aug 2017-15 Jan 2019,) 61 Rylands
Avenue Rylands Avenue Gilstead, Bingley, West Yorkshire, BD16 3NJ)
- Fire Flies, LLC.** (Colorado (US), 25 Jan 2013-30 Dec 2014)
- GOSPEL ISLAND FIRE FLIES, INC.** (Florida (US), 30 Jun 1975-)
- PRAIRIE FIRE FLIES STAINED GLASS STUDIO, INC.** (South Dakota (US), 15 Apr
2002-)
- XINNCCERE** (Singapore, 8 Jul 2010- ,) 149 ROCHOR ROAD #01-08 FU LU SHOU
COMPLEX, 188425) Previously/Alternatively known as FRIDAY FIRE FLIES

Sorted by company name

[Sort by relevance](#)

Results per page 30

[Enterprise users only](#)

Share This Search

[in](#) [f](#) [g+](#) [t](#)

Get as Open Data

[XML](#) or [JSON](#)

Enterprise Users

[CSV](#) or [XLS](#)

Filter by jurisdiction

- 1 Arkansas (US)
- 1 Colorado (US)
- 1 Florida (US)
- 1 Kentucky (US)
- 1 Malaysia
- 1 New Jersey (US)
- 1 New York (US)
- 1 Ohio (US)
- 1 Panama
- 3 Singapore
- 1 South Dakota (US)
- 2 Texas (US)
- 1 United Kingdom
- 1 Wisconsin (US)

Filter by data held

- 5 Company Address
- 1 Control Statement
- 3 Identifier
- 4 Industry Code
- 1 Total Shares
- 1 Trademark Registration

Filter by current status

- 1 Active
- 2 Cancelled
- 1 Dissolved
- 1 Existing
- 1 Inactive
- 1 Inactive
- 1 Inactive Dissolution By Pro...
- 2 Live
- 1 Live Company
- 1 Organized
- 1 Revoked
- 1 Vigente
- 1 Voluntarily Dissolved

Filter by company type

- 2 Business - Sole Proprietor
- 1 Business Corporation - Domestic
- 1 CORPORATION FOR NON-PROFIT
- 1 DOMESTIC BUSINESS CORPOR...
- 2 Domestic Limited Liability Co...
- 1 Domestic Non Profit
- 1 EXEMPT PRIVATE COMPANY L...
- 1 Kentucky Corporation - Non-pr...
- 2 Limited Liability Company
- 1 Private Limited Company
- 1 SOCIEDAD ANONIMA
- 1 Sendirian Berhad
- 1 TEXAS LIMITED LIABILITY ...
- 1 TX LIMITED PRTNSHP

Filter by industry classification

- 1 G - Wholesale and retail trad...



COMMONWEALTH OF KENTUCKY
 OFFICE OF SECRETARY OF STATE
 P.O. BOX 1150
 FRANKFORT, KY 40602-1150
 CORPORATE FILINGS (502) 564-2848
 FAX (502) 564-4075

BOB BABBAGE
 SECRETARY OF STATE



0017376RE FIRE FLIES, INC.

Date: 11/01/1995

Pursuant to the provisions of Kentucky law this office gave you timely notice that this corporation:

- 1.) Had failed to file its annual report to the Secretary of State in compliance with Kentucky law.
- 2.) Was without a registered agent or registered office in Kentucky for sixty (60) days or more.
- 3.) Did not notify the Secretary of State within sixty (60) days that its registered agent or registered office had been changed, that its registered agent had resigned, or that its registered office had been discontinued.
- 4.) Had stated a period of duration of corporate existence which has now expired.
- 5.) Had dissolved, or disappeared as the result of a merger in its state or country of incorporation.

The corporation's charter is administratively dissolved, or its certificate of authority revoked, effective as of the date of this letter, for failure to comply with relevant provisions of Kentucky law. For information concerning reinstatement of the corporate charter, or new application for certificate of authority, please write to this office at the address set out above, or telephone (502) 564-2848, and ask for information about reinstatement (domestic corporations) or re-application (foreign corporations).

Bob Babbage
 Bob Babbage
 Secretary of State

To: EARLENE MORRIS
 5231 TAYLOR HILL RD.
 TAYLORHILL, KY 41015

(An Equal Opportunity Employer. M/F/H)

EXHIBIT JJ – Affidavit Deposed by Dario Milo of Webber Wentzel

AFFIDAVIT

I, the undersigned,

DARIO MILO

state under oath -

1. I am an adult male attorney of the High Court of South Africa, practising as such in the firm Webber Wentzel, whose principal place of business is at 90 Rivonia Road, Sandton, Johannesburg. I am a partner at the firm.
2. The facts in this affidavit fall within my personal knowledge unless the contrary is stated or appears from the context.

BACKGROUND

3. I am the legal representative of Ambassador Bridgette Motsepe (the "**Ambassador**"), a South African businesswoman and founder of Mmakau Mining, a mining exploration, construction, development, shaft sinking and contract mining company which produces platinum, gold, chrome, coal and various other minerals. The Ambassador is also the president of the South African Mining Development Association (Junior Mining Chamber), chairperson of the Black Business Council and a council member of the BRICS Business Council. In 2019, she was appointed by the Pan African Parliament as an ambassador for entrepreneurship and economic development in the African Union.
4. The Ambassador has been defamed by Mr. Jako Hubona ("**Mr. Hubona**"), an investigator employed by the Botswana Directorate on Corruption and Economic Crime. He deposed to an affidavit in proceedings before the High Court of Botswana on 29 October 2019. Mr. Hubona describes himself, at paragraph 4 on page 3 of his affidavit as follows:

"I am competent to depose to this affidavit by reason of the fact that I am the investigating officer in the case of which charges of Possession of Unexplained Property, Financing Terrorism and False Declaration for passport has since been preferred against the



applicant [Welheminah Maswabi] herein. Supporting the affidavits are the investigations are the Botswana Police Service and Directorate of Intelligence and Security Services, as it involves National Security."

5. I understand that Mr. Hubona's affidavit will be attached to a report into the veracity of allegations in his affidavit by Omnia Strategy LLP and Alaco Limited. The report will also attach my affidavit. I therefore do not attach Mr. Hubona's affidavit here.

THE ALLEGED BLUE FLIES AND FIRE FLIES BANK ACCOUNTS

6. Mr. Hubona's affidavit was filed following a bail application lodged by Ms. Maswabi, a senior intelligence officer employed by the Directorate of Intelligence and Security Services ("**Ms. Maswabi**"). She lodged this application after being accused in the Hubona affidavit of, amongst other things, being a signatory to bank accounts belonging to entities by the names of Blue Flies (Pty) Ltd/ Blue Flies Inc and Fire Files (Pty) Ltd/ Fire Flies Inc¹ into which USD48 million of the money allegedly stolen from the Bank of Botswana in 2008 was transferred.
7. The primary allegation against the Ambassador is contained in paragraph 19.8 of the Hubona affidavit, where he states that the Ambassador is a co-signatory with other individuals, including the accused in the case (Ms. Maswabi), in relation to the Blue Flies and Fire Flies bank accounts. Mr. Hubona alleges that the balance of these accounts is in excess of USD 10 billion. USD 48 million of the funds from the Bank of Botswana are alleged by Mr. Hubona to have been transferred into Standard Bank Account No: 200904299 in the name Kgetham (Pty) Ltd (the "**Kgetham account**").
8. In paragraph 19.3 of the Hubona affidavit, it is alleged that, on 15 February 2019, the USD 48 Million was transferred from the Kgetham account into some of the bank accounts belonging to Blue Flies and Fire Flies held at various banks. The Ambassador is alleged to be a co-signatory (with Ms. Maswabi and others) of these and other Blue Flies and Fire Flies bank accounts - 17 bank accounts in

¹ The Hubona affidavit is inconsistent as to the suffix of Blue Flies and Fire Flies. In paragraph 19.3 and in Annex E, the reference is to "Blue Flies Inc" and "Fire Flies Inc". In the table in paragraph 19.3, they are referred to as "Blue Flies Inc Pty Ltd" and "Fire Flies Inc Pty Ltd". In paragraphs 19.8 - 19.10, and paragraph 31, they are referred to as "Blue Flies (PTY) LTD" and "Fire Flies (PTY) LTD".

total. The 10 banks/ financial institutions involved are First National Bank, Bidvest Bank, Citibank, Absa Bank Limited, Nedbank Limited, Investec, Allan Gray, Royal Bank of Scotland, Deutsche Bank and HSBC. Of these, the seven banks/ financial institutions with a South African presence (accounting for 14 of the 17 bank accounts mentioned that are alleged to involve the Ambassador) are **First National Bank, Bidvest Bank, Citibank, Absa Bank Limited, Nedbank Limited, Investec** and **Allan Gray**. The alleged bank accounts involved for these banks/ financial institutions are the following:

Bank	Bank account number	Entity holding account	Reference in Hubona affidavit
Standard Bank	02221013430 [this account number has been reflected as 0222101340 on page 2 of annex E (with the last 3 missing)]	Blue Flies	para 19.9 of affidavit; page 2 of annex E
	0491033410	Fire Flies	para 19.10 of affidavit; page 2 of annex E
	0450077114	Fire Flies	paras 19.3 and 19.10 of affidavit
First National Bank	6113199005	Blue Flies	para 19.9 of affidavit; page 2 of annex E
Bidvest Bank	8221093548	Blue Flies	para 19.9 of affidavit; page 2 of annex E
	8143377210	Fire Flies	para 19.3 and 19.10 of affidavit; page 2 of

			annex E
Citibank	71036204945	Blue Flies	para 19.9; page 2 of annex E
Absa Bank Limited	40889224610	Fire Flies	para 19.10 of affidavit; page 2 of annex E
	40892246893	Blue Flies	paras 19.3 and 19.9 of affidavit; page 2 annex E
	40892246896	Blue Flies	para 19.3; page 2 of annex E
Nedbank Limited	8061923840	Blue Flies	paras 19.3 and 19.9 of affidavit; page 2 of annex E
	1099810081	Fire Flies	paras 19.3 and 19.10 of affidavit; page 2 of annex E
Investec Bank	08813395850	Fire Flies	para 19.10 of affidavit; page 2 of annex E
Allan Gray	9198998359	Fire Flies	para 19.10 of affidavit; page 2 of annex E

ENGAGEMENTS WITH ABSA BANK AND NEDBANK IN 2019

9. In October and November 2019, the Ambassador, along with the attorneys acting for Ms. Maswabi, addressed a letter to Absa Bank Limited and Nedbank Limited to request confirmation that the following bank accounts held at these banks do not exist: 40892246893 at Absa Bank and 8061923840 and 1099810081 at Nedbank Limited. They also requested confirmation that, accordingly, the Ambassador is not a signatory or co-signatory in respect of these bank accounts. The responses

from Absa Bank Limited and Nedbank Limited are attached hereto marked "DM1" and "DM2". In their responses, Absa Bank Limited and Nedbank Limited confirmed that the bank accounts do not exist and, accordingly, the Ambassador is not a signatory or co-signatory thereto. These responses account for 3 of the 14 bank accounts from South African banks listed above. I was not on brief at that stage of the matter. It appears that it was an oversight on the part of the requesters not to also request confirmation from Absa Bank Limited at that stage in respect of the other two accounts alleged to be held at Absa (see below).

ENGAGEMENT WITH BANKS WITH A SOUTH AFRICAN PRESENCE IN JUNE AND JULY 2020

10. During June 2020, I assisted the Ambassador in engaging with the relevant South African banks/ financial institutions for confirmation that the remaining 11 bank accounts held by the South African-based banks, allegedly in the name of either Blue Flies or Fire Flies, do not exist and/or the Ambassador is not a signatory or co-signatory in respect of these bank accounts. I attach, as annexure "DM3", the letters drafted by us (without annexures) and sent by the Ambassador to Allan Gray, Bidvest Bank, Citibank, First National Bank; Investec, Standard Bank and Absa Bank Limited. I also enclose each bank's response to these letters as annexures "DM4".
11. I confirm that in the case of Absa Bank, Standard Bank, Investec, Bidvest, Allan Gray and Citibank, either I or one of my team members under my direct supervision liaised directly with officials from the bank/ financial institution concerned. I can therefore confirm that the engagements and the letters received from the banks/ financial institutions are genuine as they emanate directly from them. In the case of First National Bank, the engagements with the bank were between Tshwane Malope, a manager at Mmakau Mining who assists the Ambassador, and who confirms in his affidavit which will accompany this affidavit that he had engagements with First National Bank and the letter he received from it is genuine as it emanates directly from the bank.

ENGAGEMENTS WITH BANKS WITHOUT A SOUTH AFRICAN PRESENCE

12. As will be clear from the above, 14 of the 17 accounts in which the Hubona affidavit implicates Ambassador Motsepe are alleged to be held at South African –

-based banks/ financial institutions, all of which have debunked the allegations implicating the Ambassador.

13. The remaining three bank accounts (in the name of Blue Flies Inc) are alleged to be held at Royal Bank of Scotland (now owned by Natwest), Deutsche Bank and HSBC Bank. We drafted the letters sent by the Ambassador to these banks on 5 August 2020, for confirmation that the bank accounts held at these banks do not exist and/or the Ambassador is not a signatory or co-signatory in respect of these bank accounts. I attach the letters to these banks (without annexures) as "**DM5**".
14. At the time of deposing to this affidavit, we had not yet received responses to these letters from Deutsche Bank and Royal Bank of Scotland. HSBC has, however, confirmed that it holds no records of the bank accounts of which the Ambassador is alleged to be a co-signatory (allegedly in the name of Blue Flies (Pty) Ltd) held at HSBC, or any record of a customer relationship in the name of Bridgette Motsepe.
15. With this response, 15 of the 17 bank accounts of which the Ambassador is alleged to be a co-signatory (allegedly in the name of Blue Flies or Fire Flies) have been accounted for - there is no evidence for the allegation made by Mr Hubona at all.

SOUTH AFRICAN RESERVE BANK

16. In paragraph 19.7 of the Hubona affidavit, read with paragraph 19.4, Mr. Hubona alleges that the transfer of USD 48 Million into the Kgetham account was cleared by the South African Reserve Bank ("**Reserve Bank**") on 21 February 2019.
17. I assisted the Ambassador in engaging with the Reserve Bank for confirmation that this allegation in the Hunona affidavit is also false - ie the transfer of USD 48 Million was not cleared by the Reserve Bank. I attach the letter dated 7 July 2020 to the Reserve Bank (without annexures) as "**DM6**".
18. The Reserve Bank responded to me in a letter dated 13 August 2020, which I attach as "**DM7**". The Reserve Bank has confirmed that it has no record of (i) the transaction referred to in the Hubona affidavit, (ii) the payment having been approved (cleared), either inbound or outbound, or (iii) of any cross-border flow of funds in the amount referred to, inbound or outbound from South Africa.

Handwritten signature and initials, likely of the deponent, located at the bottom right of the page.

19. I confirm that I personally attended to these engagements with the Reserve Bank and can therefore confirm the authenticity of the Reserve Bank letter.

NON EXISTENCE OF BLUE FLIES AND FIRE FLIES

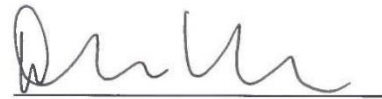
20. I instructed a member of the company secretarial department at Webber Wentzel to conduct a search on the Companies and Intellectual Property Commission ("CIPC") and Lexis Windeed ("Windeed") databases for confirmation that Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd, and Blue Flies Inc and Fire Flies Inc, are not registered companies in South Africa. The company secretarial department advised me that a company search of this nature involves the use of the names "Blue Flies" and "Fire Flies" as search parameters, which will produce results of any company in South Africa with those names (whether the suffix is "(Pty) Ltd", "Inc" or otherwise). The search by the company secretarial department revealed that Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd, and Blue Flies Inc and Fire Flies Inc, are not registered companies in South Africa. I attach the CIPC and Windeed reports hereto marked "DM8" and "DM9".
21. The companies were also confirmed not to exist in a report by Senior Digital Forensic Analyst at Basileus Consilium Professional Services ("BCPS"), Mr. Johan Minnaar ("Mr. Minnaar"). Mr Minnaar deposed to an affidavit in the Botswana proceedings, which encloses his report, attached hereto marked "DM10". I confirm that I held a meeting with two directors of BCPS, Mr Gavin Morris and Mr Warren Goldblatt, on 31 July 2020, in which they confirmed that they were instructed to investigate the existence of the Blue Flies and Fire Flies entities by Ndadi Law Firm Attorneys, Notaries and Conveyancers at the time of Ms. Maswabi's arrest. They further confirmed that the affidavit of Mr. Minnaar, and the report enclosed therein, are genuine and were submitted as part of the proceedings involving Ms. Maswabi in the Botswana High Court.

CONCLUSION

22. In conclusion:
- 22.1 The Blue Flies and Fire Flies entities do not exist in South Africa.
- 22.2 All the banks or financial institutions which have a South African presence - First National Bank, Bidvest Bank, Citibank, Absa Bank Limited, Nedbank

Limited, Investec and Allan Gray - accounting for 14 of the 17 alleged accounts - have confirmed that the allegations made in the Hubona affidavit in respect of the Ambassador are false. Of the three named banks without a South African presence, HSBC has confirmed that the alleged bank account does not exist, and we await responses from the other two banks (Natwest, now the owner of Royal Bank of Scotland, and Deutsche Bank).

- 22.3 The Reserve Bank has refuted the allegations in the Hubona affidavit in respect of it.



DARIO MILO

I hereby certify that the deponent knows and understands the contents of this affidavit and that it is to the best of the deponent's knowledge both true and correct. This affidavit was signed and sworn to before me at **JOHANNESBURG** on this the 17 day of August 2020, and that the Regulations contained in Government Notice R.1258 of 21 July 1972, as amended by R1648 of 19 August 1977, and as further amended by R1428 of 11 July 1989, having been complied with.



COMMISSIONER OF OATHS

Full names:

Address:

Capacity:

GOMOTSEGANG CHAUKE
 COMMISSIONER OF OATHS
 CERTIFIED A TRUE COPY
 PRACTISING ATTORNEY R.S.A.
 20th Floor, Office Tower, Sandton City
 Fifth Street, Sandton, 2196



"DM1"

Wealth and Investment Management

Ground Floor
Lourie Place
177 Dyer Road
Hillcrest, Pretoria
0083
South Africa

T +27 12 364 1000

Wealth Assist

T +27 11 501 5012
+27 86 026 5265

E wealthassist@absa.co.za
Swift address: ABSAZAJJ
absa.co.za/wim

ATT: Uyapo Ndadi

11 November 2019

By e-mail

Ndadi Law Firm Attorneys, Notaries and Conveyancers
Your ref: NLF/un/1421
Per e-mail: info@ndadilawfirm.com

Dear Sirs

RE: REQUEST FOR CONFIRMATION OF ACCOUNT

We refer to your letter dated 31 October 2019, which was sent to us by Mrs. Bridgette Radebe on 01 November 2019.

By way of response to the various queries contained in your letter, we make the following observations:

- i. Absa has no record of any account with designated number 40892246893;
- ii. The document provided under cover of your letter headed Business Client Agreement and marked in manuscript as "L", does not appear to be an Absa generated document.

We trust that the above is in order.

Yours faithfully

Winston Monale
Managing Executive - Wealth Management

Absa Bank Limited trading as Absa Wealth Reg No 1986/004794/06
Authorised Financial Services Provider Licence No 523 Credit Provider Reg No NCRCP7
Absa Wealth is part of the Wealth Investment Management and Insurance cluster

"DM2"



1 November 2019

Dear Mrs Radebe,

W M MASWABI // THE STATE (BOTSWANA HIGH COURT)

- (1) With reference to our telephonic conversation this afternoon.
- (2) We have been placed in possession of an opposing affidavit deposed to on behalf of the State, as well as annexure "M", which forms part of the opposing affidavit in the above-mentioned matter.
- (3) The opposing affidavit references accounts at Nedbank in the names of Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd with account numbers 8061923840 and 1099810081 respectively.
- (4) Annexure "M" referred to in paragraph 2 above, purports to be a copy of the Nedbank General Terms and Conditions of the Nedbank Private Wealth Account held by Fireflies (Pty) Ltd, with yourself as a signatory on the account.
- (5) After conducting a search on our Nedbank systems, we have been unable to find any accounts in the name of Blue Flies (Pty) Ltd / Blueflies (Pty) Ltd / Fire Flies (Pty) Ltd / Fireflies (Pty) Ltd, nor any accounts with the account numbers mentioned in paragraph 3 above.
- (6) It therefore follows that you cannot be, and are not, a signatory on such non-existent accounts.

Kind Regards,


Marc Eskinazi

Group Risk | Group Legal |

Marc Eskinazi 1st Floor D Block 135 Rivonia Road Sandown 2196
T 010 234 6204 Email marce@nedbank.co.za

Directors: V Naidoo (Chairman) MWT Brown (Chief Executive) HR Brody BA Dames NP Dongwana EM Kruger RAG Leith L Makelima PM Makwana Prof T Marwala Dr MA Matocane
RK Morathi (Chief Financial Officer) MP Moyo JK Netshitenzhe MC Nkuhlu (Chief Operating Officer) S Subramoney
Company Secretary: J Katzin 27.05.2019

nedbank.co.za

NEDBANK

Letter to Mrs Radebe (Final) docx Bladsy 1 van 1



omnia
STRATEGY LLP

19th August 2020

ALACO



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IAN LIDDLE

ALLAN GRAY PROPRIETARY LIMITED

By email: ian.liddle@allangray.co.za

Dear Sir

BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

1. I am Ambassador Bridgette Motsepe (formerly Radebe). I write this letter to request Allan Gray Proprietary Limited ("Allan Gray") to assist in a matter where I have been defamed by a government official in Botswana in an affidavit that names your bank.
2. I am a South African businesswoman. I am the founder of Mmakau Mining; a mining exploration, construction, development, shaft sinking and contract mining company which produces platinum, gold, chrome, coal and various minerals. I am also the president of the South African Mining Development Association (Junior Mining Chamber) and chairperson of the Black Business Council and a council member of the BRICS Business Council. In 2019, I was appointed an ambassador for entrepreneurship and economic development in the African Union, by the Pan African Parliament.
3. I have been defamed by Mr. Jako Hubona ("Mr. Hubona"), an investigator employed by the Botswana Directorate on Corruption and Economic Crime. He deposed to an affidavit in proceedings before the High Court of Botswana on 29 October 2019. This affidavit effectively implicates the former President of Botswana, Ian Khama, and myself, in money laundering and financing terrorism. Mr. Hubona describes himself in **paragraph 4**, in page 3 of his attached affidavit (The High Court of the Republic of Botswana held in Gaborone) as follows:

"I am competent to depose to this affidavit by reason of the fact that I am the investigating officer in the case of which charges of Possession of Unexplained Property, Financing Terrorism and False Declaration for passport has since been preferred against the applicant [Welheminah Maswabi] herein. Supporting the affidavits are the investigations are the Botswana Police Service and Directorate of Intelligence and Security Services, as

it involves National Security".

4. In the Hubona affidavit, it is stated that I was one of the bank account signatories, with Welheminah Maswabi ("**Ms. Maswabi**"), of Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd. The allegation is that these accounts were opened under, amongst other banks, Allan Gray.
5. I attach Mr Hubona's affidavit as annex "**BM1**". Mr Hubona's affidavit was filed following a bail application lodged by Ms. Maswabi, a Senior Intelligence Officer employed by the Directorate of Intelligence and Security Services. She lodged this application after being accused of, amongst other things, being a signatory to bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd and smuggling money through these bank accounts.
6. Annexures "**D**" and "**E**" to Mr Hubona's affidavit, which I attach to this letter as annex "**BM2**" and "**BM3**" respectively, are of relevance in that these annexures refer to 17 bank accounts which allegedly belong to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd collectively and into which I allegedly smuggled money. I attach a table summarising these 17 bank accounts as annex "**BM4**".
7. You will note that the primary allegation against me is contained in paragraph 19.8 of the Hubona affidavit (page 16 of the attached bundle of documents), where he states that I am a co-signatory with other people including the accused in the case (Ms Maswabi) in relation to the Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd bank accounts. Mr Hubona alleges that the balance of these accounts is in excess of \$10 Billion and that \$48 Million of the funds from Bank of Botswana was first smuggled into Standard Bank Account No: 200904299 in the name Kgathem (Pty) Ltd and then transferred into these accounts. There is reference to the Allan Gray bank account on page 27 of the attached bundle of documents.
8. Following Mr Hubona's affidavit, Ms Maswabi, who was imprisoned for this matter deposed to an affidavit, attached to this letter as annex "**BM5**", in which she provides evidence showing that the State of Botswana, in denying her bail, relied on false and fabricated evidence relating to the alleged companies in South Africa mentioned in paragraph 4 above. You will note that she makes reference to letters from Absa Bank and Nedbank, at paragraph 23 of her affidavit (page 160 of the attached bundle of documents).
9. As a result of the publication of the defamatory statements by Mr. Hubona, I intend to institute a claim for defamation against the Attorney - General of Botswana and some newspapers reporting on Mr. Hubona's affidavit as a result of the false and defamatory statements made by Mr. Hubona under oath and published by some newspapers. These defamatory statements resulted in the Botswana government

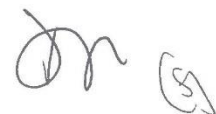
Dr *(S)*

servicing a Visa restriction order on me, implying that I'm guilty of the accusations leveled against me.

10. I have identified one Allan Gray account belonging to Fire Flies (Pty) Ltd with account number **9198998359** which Mr Hubona alleges to have been opened under Allan Gray and alleges that I am a signatory thereto.
11. Accordingly, I request Allan Gray to confirm the existence (or lack thereof) of the aforementioned bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) and to confirm that I am **not** a co-signatory of these accounts as I have never opened such accounts with Allan Gray.
12. I propose a meeting with you to discuss this matter. Please provide me with your availability during the next few weeks during which we can schedule this meeting with my attorneys. Given the lockdown restrictions imposed by the government as a result of the Covid-19 pandemic, particularly the obligation to observe social distancing, I would be happy for us to have the meeting by telephone, Zoom or MS Teams. I would want my South African attorney, Mr. Dario Milo from Webber Wentzel, on the call, as well as the attorney from Botswana who acts for President Khama. I have also engaged the services of Omnia Strategy LLP, a British Law Firm that provides strategic counsel to governments, corporate entities and private clients, to investigate all the allegations in the affidavit and report on it.
13. I look forward to hearing from you.

Yours faithfully

BRIDGETTE MOTSEPE





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LINDSAY PETER RALPHS

BIDVEST BANK

By email: lralphs@bidvest.co.za

Dear Sir

BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

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Yours faithfully

BRIDGETTE MOTSEPE

Bridgette Motsepe

JM *(S)*



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NICK PAGDEN

CITI BANK

By email: nick.pagden@citi.com

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STRATEGY LLP

19th August 2020

ALACO

"I am competent to depose to this affidavit by reason of the fact that I am the investigating officer in the case of which charges of Possession of Unexplained Property, Financing Terrorism and False Declaration for passport has since been preferred against the applicant [Welheminah Maswabi] herein. Supporting the affidavits are the investigations are the Botswana Police Service and Directorate of Intelligence and Security Services, as it involves National Security".

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5. I attach Mr Hubona's affidavit as annex "**BM1**". Mr Hubona's affidavit was filed following a bail application lodged by Ms. Maswabi, a Senior Intelligence Officer employed by the Directorate of Intelligence and Security Services. She lodged this application after being accused of, amongst other things, being a signatory to bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd and smuggling money through these bank accounts.
6. Annexures "**D**" and "**E**" to Mr Hubona's affidavit, which I attach to this letter as annex "**BM2**" and "**BM3**" respectively, are of relevance in that these annexures refer to 17 bank accounts which allegedly belong to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd collectively and into which I allegedly smuggled money. I attach a table summarising these 17 bank accounts as annex "**BM4**".
7. You will note that the primary allegation against me is contained in **paragraph 19.8** of the Hubona affidavit (page 16 of the attached bundle of documents), where he states that I am a co-signatory with other people including the accused in the case (Ms Maswabi) in relation to the Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd bank accounts. Mr Hubona alleges that the balance of these accounts is in excess of \$10 Billion and that \$48 Million of the funds from Bank of Botswana was first smuggled into Standard Bank Account No: 200904299 in the name Kgathem (Pty) Ltd and then transferred into these accounts. There is reference to the Citi Bank account on page 27 of the attached bundle of documents.
8. Following Mr. Hubona's affidavit, Ms. Maswabi, who was imprisoned for this matter deposed to an affidavit, attached to this letter as annex "**BM5**", in which she provides evidence showing that the State of Botswana, in denying her bail, relied on false and fabricated evidence relating to the alleged companies in South Africa mentioned in paragraph 4 above. You will note that she makes reference to letters from ABSA and

Nedbank, at paragraph 23 of her affidavit (page 160 of the attached bundle of documents).

9. As a result of the publication of the defamatory statements by Mr. Hubona, I intend to institute a claim for defamation against the Attorney - General of Botswana and some newspapers reporting on Mr. Hubona's affidavit as a result of the false and defamatory statements made by Mr. Hubona under oath and published by some newspapers. These defamatory statements resulted in the Botswana government serving a Visa restriction order on me, implying that I'm guilty of the accusations leveled against me.
10. I have identified one offshore Citi Bank account belonging to Blue Flies (Pty) Ltd with account number **71036204945** which Mr Hubona alleges to have been opened under Citi Bank and alleges that I am a signatory thereto.
11. Accordingly, I request Citi Bank to confirm the existence (or lack thereof) of the aforementioned bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) and to confirm that I am **not** a co-signatory of these accounts as I have never opened such accounts with Citi Bank.
12. I propose a meeting with you to discuss this matter. Please provide me with your availability during the next few weeks during which we can schedule this meeting with your attorneys. Given the lockdown restrictions imposed by the government as a result of the Covid-19 pandemic, particularly the obligation to observe social distancing, I would be happy for us to have the meeting by telephone, Zoom or MS Teams. I would want my South African attorney, Mr. Dario Milo from Webber Wentzel, on the call, as well as the attorney from Botswana who acts for President Khama. I have also engaged the services of Omnia Strategy LLP, a British Law Firm that provides strategic counsel to governments, corporate entities and private clients, to investigate all the allegations in the affidavit and report on it.
13. I look forward to hearing from you.

Yours faithfully

BRIDGETTE MOTSEPE





mmakaumining

JACQUES CELLIERS

FIRST NATIONAL BANK

By email: jacques.celliers@fnb.co.za ;

celliersjacques44@gmail.com ;

Dear Sir

BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

1. I am Ambassador Bridgette Motsepe (formerly Radebe). I write this letter to request First National Bank ("FNB") to assist in a matter where I have been defamed by a government official in Botswana in an affidavit that names your bank.
2. I am a South African businesswoman. I am the founder of Mmakau Mining; a mining exploration, construction, development, shaft sinking and contract mining company which produces platinum, gold, chrome, coal and various minerals. I am also the president of the South African Mining Development Association (Junior Mining Chamber) and chairperson of the Black Business Council and a council member of the BRICS Business Council. In 2019, I was appointed an ambassador for entrepreneurship and economic development in the African Union, by the Pan African Parliament.
3. I have been defamed by Mr. Jako Hubona ("Mr. Hubona"), an investigator employed by the Botswana Directorate on Corruption and Economic Crime. He deposed to an affidavit in proceedings before the High Court of Botswana on 29 October 2019. This affidavit effectively implicates the former President of Botswana, Ian Khama, and myself, in money laundering and financing terrorism. Mr. Hubona describes himself in **paragraph 4**, in page 3 of his attached affidavit (The High Court of the Republic of Botswana held in Gaborone) as follows:

"I am competent to depose to this affidavit by reason of the fact that I am the investigating officer in the case of which charges of Possession of Unexplained Property, Financing Terrorism and False Declaration for passport has since been preferred against the applicant [Welheminah Maswabi] herein. Supporting the affidavits are the investigations are the Botswana Police Service and Directorate of Intelligence and Security Services, as it involves National Security".

4. In the Hubona affidavit, it is stated that I was one of the bank account signatories, with Welheminah Maswabi ("Ms. Maswabi") of Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd. The allegation is that these accounts were opened under, amongst other banks, FNB.
5. I attach Mr Hubona's affidavit as annex "BM1". Mr Hubona's affidavit was filed following a bail application lodged by Ms. Maswabi, a Senior Intelligence Officer employed by the Directorate of Intelligence and Security Services. She lodged this application after being accused of, amongst other things, being a signatory to bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd and smuggling money through these bank accounts.
6. Annexures "D" and "E" to Mr Hubona's affidavit, which I attach to this letter as annex "BM2" and "BM3" respectively, are of relevance in that these annexures refer to 17 bank accounts which allegedly belong to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd collectively and into which I allegedly smuggled money. I attach a table summarising these 17 bank accounts as annex "BM4".
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8. Following Mr. Hubona's affidavit, Ms. Maswabi, who was imprisoned for this matter deposed to an affidavit, attached to this letter as annex "BM5", in which she provides evidence showing that the State of Botswana, in denying her bail, relied on false and fabricated evidence relating to the alleged companies in South Africa mentioned in paragraph 4 above. You will note that she makes reference to letters from ABSA and Nedbank, at paragraph 23 of her affidavit (page 160 of the attached bundle of documents).
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some newspapers reporting on Mr. Hubona's affidavit as a result of the false and defamatory statements made by Mr. Hubona under oath and published by some newspapers. These defamatory statements resulted in the Botswana government serving a Visa restriction order on me, implying that I'm guilty of the accusations leveled against me.

10. I have identified one FNB account belonging to Blue Flies (Pty) Ltd, with account number **6113199005** which Mr Hubona alleges to have been opened under FNB and alleges that I am a signatory thereto.
11. Accordingly, I request FNB to confirm the existence (or lack thereof) of the aforementioned bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) and to confirm that I am **not** a co-signatory of these accounts as I have never opened such accounts with FNB.
12. I propose a meeting with you to discuss this matter. Please provide me with your availability during the next few weeks during which we can schedule this meeting with my attorneys. Given the lockdown restrictions imposed by the government as a result of the Covid-19 pandemic, particularly the obligation to observe social distancing, I would be happy for us to have the meeting by telephone, Zoom or MS Teams. I would want my South African attorney, Mr. Dario Milo from Webber Wentzel, on the call, as well as the attorney from Botswana who acts for President Khama. I have also engaged the services of Omnia Strategy LLP, a British Law Firm that provides strategic counsel to governments, corporate entities and private clients, to investigate all the allegations in the affidavit and report on it.
13. I look forward to hearing from you.

Yours faithfully

BRIDGETTE MOTSEPE

Bridgette Motsepe

Dr

(S)



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FANI TITI AND HENDRIK DU TOIT

INVESTEC BANK

By email: hendrikdutoit@investec.co.za; .

hdutoit@investec.co.za; fani.titi@investec.co.za; ftiti@investec.co.za

Dear Sirs

BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

1. I am Ambassador Bridgette Motsepe (formerly Radebe). I write this letter to request Investec Bank to assist in a matter where I have been defamed by a government official in Botswana in an affidavit that names your bank..
2. I am a South African businesswoman. I am the founder of Mmakau Mining; a mining exploration, construction, development, shaft sinking and contract mining company which produces platinum, gold, chrome, coal and various minerals. I am also the president of the South African Mining Development Association (Junior Mining Chamber) and chairperson of the Black Business Council and a council member of the BRICS Business Council. In 2019, I was appointed an ambassador for entrepreneurship and economic development in the African Union, by the Pan African Parliament.
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"I am competent to depose to this affidavit by reason of the fact that I am the investigating officer in the case of which charges of Possession of Unexplained Property, Financing Terrorism and False Declaration for passport has since been preferred against the applicant [Welheminah Maswabi] herein. Supporting the affidavits are the investigations are the Botswana Police Service and Directorate of Intelligence and Security Services, as it involves National Security".

4. In the Hubona affidavit, it is stated that I was one of the bank account signatories, with Welheminah Maswabi ("**Ms Maswabi**"), of Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd, The allegation is that these accounts were opened under, amongst other banks, Investec Bank.
5. I attach Mr Hubona's affidavit as annex "**BM1**". Mr Hubona's affidavit was filed following a bail application lodged by Ms. Maswabi, a Senior Intelligence Officer employed by the Directorate of Intelligence and Security Services. She lodged this application after being accused of, amongst other things, being a signatory to bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd and smuggling money through these bank accounts.
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8. Following Mr. Hubona's affidavit, Ms. Maswabi, who was imprisoned for this matter deposed to an affidavit, attached to this letter as annex "**BM5**", in which she provides evidence showing that the State of Botswana, in denying her bail, relied on false and

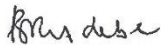


fabricated evidence relating to the alleged companies in South Africa mentioned in paragraph 4 above. You will note that she makes reference to letters from ABSA and Nedbank, at paragraph 23 of her affidavit (page 160 of the attached bundle of documents).

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10. I have identified one offshore Investec Bank account belonging to Fire Flies (Pty) Ltd with account number **8813395850** which Mr Hubona alleges to have been opened under Investec Bank and alleges that I am a signatory thereto.
11. Accordingly, I request Investec Bank to confirm the existence (or lack thereof) of the aforementioned bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) and to confirm that I am **not** a co-signatory of these accounts as I have never opened such accounts with Investec Bank.
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Yours faithfully

BRIDGETTE MOTSEPE





mmakaumining

LUNGILE FUZILE

STANDARD BANK OF SOUTH AFRICA LIMITED

By email: Lungisa.Fuzile@standardbank.co.za

Dear Sir

BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

1. I am Ambassador Bridgette Motsepe (formerly Radebe). I write this letter to request Standard Bank of South Africa Limited ("**Standard Bank**") to assist in a matter where I have been defamed by a government official in Botswana in an affidavit that names your bank.
2. I am a South African businesswoman. I am the founder of Mmakau Mining; a mining exploration, construction, development, shaft sinking and contract mining company which produces platinum, gold, chrome, coal and various minerals. I am also the president of the South African Mining Development Association (Junior Mining Chamber) and chairperson of the Black Business Council and a council member of the BRICS Business Council. In 2019, I was appointed an ambassador for entrepreneurship and economic development in the African Union, by the Pan African Parliament.
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6. Annexures "**D**" and "**E**" to Mr Hubona's affidavit, which I attach to this letter as annex "**BM2**" and "**BM3**" respectively, are of relevance in that these annexures refer to 17 bank accounts which allegedly belong to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd collectively and into which I allegedly smuggled money. I attach a table summarising these 17 bank accounts as annex "**BM4**".
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8. Following Mr. Hubona's affidavit, Ms. Maswabi, who was imprisoned for this matter deposed to an affidavit, attached to this letter as annex "**BM5**", in which she provides evidence showing that the State of Botswana, in denying her bail, relied on false and



fabricated evidence relating to the alleged companies in South Africa mentioned in paragraph 4 above. You will note that she makes reference to letters from ABSA and Nedbank, at paragraph 23 of her affidavit (page 160 of the attached bundle of documents).

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10. I have identified 3 Standard Bank accounts belonging to Blue Files (Pty) Ltd and Fire Flies (Pty) Ltd, with account numbers **0222101340**, **0491033410** and **0450077114** which Mr Hubona alleges to have been opened under Standard Bank and alleges that I am a signatory thereto.
11. Accordingly, I request Standard Bank to confirm the existence (or lack thereof) of the aforementioned bank accounts belonging to Blue Files (Pty) Ltd and Fire Flies (Pty) and to confirm that I am **not** a co-signatory of these accounts as I have never opened such accounts with Standard Bank.
12. I propose a meeting with you to discuss this matter. Please provide me with your availability during the next few weeks during which we can schedule this meeting with my attorneys. Given the lockdown restrictions imposed by the government as a result of the Covid-19 pandemic, particularly the obligation to observe social distancing, I would be happy for us to have the meeting by telephone, Zoom or MS Teams. I would want my South African attorney, Mr. Dario Milo from Webber Wentzel, on the call, as well as the attorney from Botswana who acts for President Khama. I have also engaged the services of Omnia Strategy LLP, a British Law Firm that provides strategic counsel to governments, corporate entities and private clients, to investigate all the allegations in the affidavit and report on it.
13. I look forward to hearing from you.

Yours faithfully

BRIDGETTE MOTSEPE





mmakaumining

DANIEL MMINELE

ABSA BANK LIMITED

By email: daniel.mminele@absa.africa

Dear Sir

BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

1. I am Ambassador Bridgette Motsepe (formerly Radebe). I write this letter to request Absa Bank Limited ("**ABSA** ") to assist in a matter where I have been defamed by a government official in Botswana in an affidavit that names your bank.
2. I am a South African businesswoman. I am the founder of Mmakau Mining; a mining exploration, construction, development, shaft sinking and contract mining company which produces platinum, gold, chrome, coal and various minerals. I am also the president of the South African Mining Development Association (Junior Mining Chamber) and chairperson of the Black Business Council and a council member of the BRICS Business Council. In 2019, I was appointed an ambassador for entrepreneurship and economic development in the African Union, by the Pan African Parliament.
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4. In the Hubona affidavit, it is stated that I was one of the bank account signatories, with Welheminah Maswabi ("Ms. Maswabi"), of Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd. The allegation is that these accounts were opened under, amongst other banks, ABSA.
5. I attach Mr. Hubona's affidavit as annex "BM1". Mr. Hubona's affidavit was filed following a bail application lodged by Ms. Maswabi, a Senior Intelligence Officer employed by the Directorate of Intelligence and Security Services. She lodged this application after being accused of, amongst other things, being a signatory to bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd and smuggling money through these bank accounts.
6. Annexures "D" and "E" to Mr Hubona's affidavit, which I attach to this letter as annex "BM2" and "BM3" respectively, are of relevance in that these annexures refer to 17 bank accounts which allegedly belong to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd collectively and into which I allegedly smuggled money. I attach a table summarising these 17 bank accounts as annex "BM4".
7. You will note that the primary allegation against me is contained in paragraph 19.8 of the Hubona affidavit (page 16 of the attached bundle of documents), where he states that I am a co-signatory with other people including the accused in the case (Ms. Maswabi) in relation to the Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd bank accounts. Mr Hubona alleges that the balance of these accounts is in excess of \$10 Billion and that \$48 Million of the funds from Bank of Botswana was first smuggled into Standard Bank Account No: 200904299 in the name Kgathem (Pty) Ltd and then transferred into these accounts. There is reference to the ABSA accounts on page 14 and 27 of the attached bundle of documents.
8. Following Mr. Hubona's affidavit, Ms. Maswabi, who was imprisoned for this matter deposed to an affidavit, attached to this letter as annex "BM5", in which she provides evidence showing that the State of Botswana, in denying her bail, relied on false and fabricated evidence relating to the alleged companies in South Africa mentioned in paragraph 4 above. You will note that she makes reference to letters from ABSA and



Nedbank, at paragraph 23 of her affidavit (page 160 of the attached bundle of documents).

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10. As I have indicated in paragraph 5 above, I am aware that I wrote a letter to ABSA, dated 31 October 2019, in which I requested ABSA to confirm the existence of account number **40892246893** which belonged to Blue Flies (Pty) Ltd to which I was allegedly a signatory. ABSA subsequently wrote a letter to me dated 11 November 2019, in which ABSA confirmed that it has no record of the aforesaid bank account. These letters are attached for ease of reference as annex "BM6" and "BM7" respectively.
11. I have subsequently identified 2 more bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd respectively, with account numbers **0892246896** and **0889224610** which Mr. Hubona alleges to have been opened under ABSA and alleges that I am a signatory thereto.
12. Accordingly, I request ABSA to confirm the existence (or lack thereof) of the aforementioned bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) and to confirm that I am **not** a co-signatory of these accounts as I have never opened such accounts with Absa.
13. I propose a meeting with you to discuss this matter. Please provide me with your availability during the next few weeks during which we can schedule this meeting with my attorneys. Given the lockdown restrictions imposed by the government as a result of the Covid-19 pandemic, particularly the obligation to observe social distancing, I would be happy for us to have the meeting by telephone, Zoom or MS Teams. I would want my South African attorney, Mr. Dario Milo from Webber Wentzel, on the call, as well as the attorney from Botswana who acts for President Khama. I have also engaged the services of Omnia Strategy LLP, a British Law Firm that provides strategic counsel to governments, corporate entities and private clients, to investigate all the allegations in the affidavit and report on it.
14. I look forward to hearing from you.

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Yours faithfully

BRIDGETTE MOTSEPE

Bridgette

Du (S)

"DM4"

ALLAN GRAY

Confidential

30 June 2020

Bridgette Motsepe
Per email: tshwane@lepulane.co.za

Dear Madam

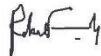
BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

I refer to your letter addressed to Ian Liddle on 18 June 2020, in particular, paragraphs 10 and 11 thereof.

As requested, Allan Gray Proprietary Limited hereby confirms that:

1. we do not have any account with the number 9198998359;
2. we do not have any record of any client or client account with the name of Blue Flies (Pty) Ltd or Fire Flies (Pty) Ltd; and
3. we do not have any accounts which reflect you as a signatory or co-signatory.

Yours sincerely



Rob Formby



Directors: R J Formby BSc (Eng) MBA, W B Gray BCom MBA CFA*, A R Lapping BSc (Eng) BCom CFA, I S Liddle BBusSc (Hons) CFA*, N Limbada LLB CPrac (CISA), T J Mahuma BA (Hons) MPhil*, T Mblambiso AB MBA JD*, K C Morolo BSc (Eng) MEng* *Non-Executive *Chairman Company Secretary: C E Solomon BBusSc (Hons) CA (SA)
Allan Gray Proprietary Limited: Registration Number 2005/002576/07 Allan Gray Proprietary Limited is an authorised financial services provider.

Address: 1 Silo Square V&A Waterfront Cape Town 8001 P O Box 51318 V&A Waterfront Cape Town 8002 South Africa T +27 (0)21 415 2300 E info@allangray.co.za
W www.allangray.co.za

omnia
STRATEGY LLP

ALACO

19th August 2020



RE-ISSUE OF LETTER FROM THE STANDARD BANK OF SOUTH AFRICA LIMITED DATED 1 JULY 2020

27 July 2020

Ambassador Bridgette Motsepe

Dear Madam,

Thank you for allowing us the opportunity to investigate the circumstances referenced in your letter received by the CEO of our South African operations, Mr Fuzile, on 18 June 2020. Given the references to Botswana he asked me to look into the matter.

Our investigations have confirmed that neither The Standard Bank of South Africa Limited nor Stanbic Bank Botswana Limited operate banking accounts for the entities cited in your letter (being Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd). Accordingly, The Standard Bank of South Africa Limited and Stanbic Bank Botswana Limited have no records of the account signatories of those named entities.

We trust you find the above in order.

Yours Faithfully

Sola David-Borha
Chief Executive, Africa Regions

Standard Bank Centre 9th Floor 5 Simmonds Street Johannesburg 2001 / PO Box 7725 Johannesburg 2000 South Africa
Tel. Switchboard: +27 (0)11 636 9112 / Fax +27 (0)11 636 4207 / standardbank.com

Standard Bank Group Limited (Reg No 1969/017128/06)

TS Gcabashe (Chairman) L Fuzile* (Chief Executive) A Daehnke* MA Erasmus[†]
GJ Fraser-Moleketi GMB Kennealy BP Mabelane JH Maree NNA Matyumza
KD Moroka NMC Nyembezi ML Oduor-Otieno[‡] AC Parker ANA Peterside CON* MJD Ruck PD Sullivan[§] SK Tshabalala* JM Vice Lubin Wang[‡]

Group Secretary: Z Stephen – 24/05/2018

*Executive Director †Chinese ‡Kenyan †Nigerian †Australian

Standard Bank Moving Forward™



how can we help you?

FNB Legal
3rd Floor, 1 First Place, BankCity
Simmonds Street
Johannesburg
2001
Email: schelin@fnb.co.za
Tel: +27 824537490

Ambassador Bridgette Motsepe

Per email: tshwane@lepulane.co.za

Cc : bradebe@mmakau.co.za>

1 July 2020

Dear Madam.

BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

We confirm receipt of your letter of 18 June 2020.

We have considered the contents of your letter, including the subsequently received annexures thereto and provide our response as below.

Upon receipt of your letter we conducted searches of our internal bank systems and may now report as follows:

- With reference to the account description in paragraph 10 of the letter under reply and similarly page 135 of the bundle of annexures, we have determined the account 6113199005 is not a valid FNB Botswana or FNB South Africa account number.
- In addition, we have been unable to identify any accounts held with FNB Botswana and/or FNB South Africa in the name of Blue Flies (Pty) Ltd and/or Fire Flies (Pty) Ltd.

In terms of paragraph 11 of your letter we have noted the request to confirm *"the existence (or lack thereof) of the aforementioned bank accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd and confirm that I am not a co-signatory of these accounts...."*

We confirm that based upon the information at hand, our search has indicated that we have no record of account/s held with FNB in the name of Blue Flies (Pty) Ltd or Fire Flies (Pty) Ltd. It therefore follows that it is unnecessary to address the question of signatories.

We trust the above is of assistance.

Kind Regards

Shaun Chelin
Head of FNB Legal

1



Retail and Business Banking
Relationship Banking - Coverage

Sandton Campus South
15 Alice Lane
Sandton, 2196
South Africa

T +27 12 366 6193
Swift address: ABSAZAJJ
absa.co.za

03 July 2020

ATT: Dario Milo
Webber Wentzel Attorneys
Your ref: Bridgette Motsepe-Radebe
Per email: dario.milo@webberwentzel.com

Dear Sirs

RE: REQUEST FOR CONFIRMATION OF ACCOUNTS: BRIDGETTE MOTSEPE-RADEBE

Your request to Absa dated 22 June 2019 refers,

We note your request for the bank to confirm whether:

- a) the below accounts are Absa accounts:
- Account no 40889224610 - Fire Flies (Pty) Ltd;
 - Account 40892246893 - Blue Flies (Pty) Ltd;
 - Account 408892246896 (Trust/CFC)- Blue Flies Inc. (Pty) Ltd.
- b) your client Mrs. Brigette Motsepe-Radebe has signing authority in respect of the above accounts.

We hereby confirm that the accounts referred to in a) above are not Absa accounts as there are no records on our system reflecting either the account numbers or the entities the account numbers relate to.

Considering the above, it stands to reason that Mrs Bridgette Motsepe-Radebe could not have signing authority over any of the above accounts as they do not exist on our records.

Yours Faithfully

Oscar Siziba
Managing Executive: Relationship Banking

Absa Bank Limited Reg No 1986/004794/06 Authorised Financial Services Provider Registered Credit Provider Reg No NCRCP7

9 July 2020

Webber Wentzel
Attention Jessica du Toit

Via email – Jessica.dutoit@webberwentzel.com
Reference **IWOV-WS_JHB.FID2255709**

Dear Sirs

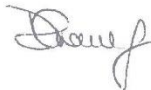
B MOTSEPE / BOTSWANA GOVERNMENT

We refer to your email dated 7 July 2020 and Ms B Motsepe's letter of the same date to our director, Mr LP Ralphs. We have no record of a letter from Ms Motsepe dated 18 June 2020.

We can find no record of any account or relationship with us in the names Blue Flies (Pty) Ltd, Blue Flies Inc, Fire Flies (Pty) Ltd or Fire Flies Inc.

Yours faithfully

Bidvest Bank Limited



D Crawley
Company Secretary



Bidvest Bank Limited
www.bidvestbank.co.za | Tel +27 11 407 3103 | Service Centre of Excellence +27 86 011 1177 | Email ServiceCentre@bidvestbank.co.za
Address | Park Lane | Wierda Valley | Sandton 2196 | Postal PO Box 185 | Johannesburg 2000 | SWIFT Code BIDBZAJJ
Directors NG Payne (Chairman) | AD Cunningham | MJ Liebenberg (Financial Director and acting Managing Director) | NT Madisa
ZRP Matsau | RD Mokate (Lead Independent Director) | LP Ralphs
Company Secretary D Crawley

Bidvest Bank Limited (Reg No 2000/006478/06) is an authorised financial services and registered credit provider, NCRCP17.



Investec Bank plc

30 Gresham Street London EC2V 7GP
T +44 (0) 20 7597 4000 F +44 (0) 20 7597 4070
DX98941 Cheapside 2 Swiftcode IVESTGB2L

**AMBASSADOR BRIDGETTE MOTSEPE
MMAKAU MINING**

By email: bradebe@mmakau.co.za

15 July 2020

Dear Ambassador

BRIDGETTE MOSTEPE // BOTSWANA GOVERNMENT

1. We refer to your letters of 18 June and 8 July 2020 ("**your letters**"), as well as to the telephone call with your South African attorney, Dario Milo of Webber Wentzel, held on 14 July 2020.
2. After consulting the records of the Investec Group, we confirm that you are neither a signatory nor a co-signatory to any account held with Investec Group. Furthermore, we confirm that Investec Group has no record of any account held in your name.
3. We do not hold records of accounts that have been closed in excess of seven years ago so are unable to confirm whether you held an account or were a signatory on any Investec accounts prior to that.
4. We trust that the above is sufficient to address your request.

Yours faithfully

Lauren Ekon

General Counsel, Head of Legal Investec Bank plc

1

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Registered office as above. Registered in England Number 489604

From: [Pienaar, Driekus](#)
To: [Dario Milo](#); [Lavanya Pillay](#)
Cc: [Jessica du Toit](#)
Subject: RE: BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT [IWOV-WS_JHB.FID2255709]
Date: 14 July 2020 08:17:52

Hi Dario, Unfortunately not.

Citi cannot get involved in third party litigation.

Regards,
Driekus

From: [webberwentzel.com] Dario Milo <dario.milo@webberwentzel.com>
Sent: Monday, 13 July 2020 17:51
To: Pienaar, Driekus [LEGL]; Lavanya Pillay
Cc: Jessica du Toit
Subject: RE: BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT [IWOV-WS_JHB.FID2255709]

Dear Driekus

I am just following up on this - could we get a letter from Citibank, if possible?

Best

Dario

From: Dario Milo
Sent: 09 July 2020 15:20
To: 'Pienaar, Driekus'; Lavanya Pillay
Cc: Jessica du Toit
Subject: RE: BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

Thanks very much Driekus

Would you mind sending us a formal letter in this regard?

Best wishes

Dario

From: Pienaar, Driekus [<mailto:driekus.pienaar@citi.com>]
Sent: 09 July 2020 13:47
To: Lavanya Pillay
Cc: Dario Milo; Jessica du Toit
Subject: RE: BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

Lavanya,

Our accounts department confirmed that we don't hold an account for the mentioned company under account number 71036204945.

Trust this closes the matter.



Kind regards,

Driekus Pienaar
Country Counsel
Citibank South Africa



145 West Street
Sandown
Sandton
Tel: +27 (11)944 0744
Mobile: +27 (0)83 2527506
driekus.pienaar@citi.com

From: webberwentzel.com Lavanya Pillay <Lavanya.Pillay@webberwentzel.com>
Sent: Wednesday, 08 July 2020 16:39
To: Pienaar, Driekus [LEGL]
Cc: Dario Milo; Jessica du Toit
Subject: RE: BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT

Dear Driekus

Thank you for your prompt response.

We would like to provide further clarification to our client's request. The request is not for confidential information pertaining to customers of Citibank or existing accounts. The accounts in question do not exist. What our client is requesting is confirmation that the accounts which she is alleged to be a co-signatory of do not exist in the records of Citibank South Africa. As Ms Motsepe's attorneys of record, she has authorised Webber Wentzel to make this request on her behalf.

While it has been alleged that the account in question is an offshore account, the account is not alleged to have been opened in a foreign jurisdiction. Accordingly, our client's understanding is that Citibank South Africa will be able to confirm if the account exists, or at least will be able to confirm if the account exists in the records of Citibank South Africa.

Please let us know if any further clarification is required. We look forward to hearing from you.

Kind regards
Lavanya

Lavanya Pillay | Associate
T: +27115305078 | M: +27737729947 | lavanya.pillay@webberwentzel.com | www.webberwentzel.com

We have a dedicated [website page](#) to help our clients navigate through all of the legal & commercial challenges that arise from the COVID-19 outbreak, as well as government regulations to contain it.

WEBBER WENTZEL

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African Law Firm of the Year (African Legal Awards, 2019) & Legal DealMakers of the Decade (DealMakers, 2020)

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From: Pienaar, Driekus [<mailto:driekus.pienaar@citi.com>]
Sent: 08 July 2020 13:27
To: Lavanya Pillay
Cc: Dario Milo; Jessica du Toit
Subject: RE: BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT [IWOV-WS_JHB.FID2255709]

Thank you for confirming Lavanya,

As you may appreciate, we are not permitted to disclose customer confidential information unless legally compelled.

Regardless, we don't have any access to information relating to accounts that were opened in other jurisdictions and you will have to approach the specific branch or subsidiary of Citibank, N.A.

I trust this clarifies.

Kind regards,

Driekus Pienaar
Country Counsel
Citibank South Africa



145 West Street
Sandown
Sandton
Tel: +27 (11)944 0744

Mobile: +27 (0)83 2527506
driekus.pienaar@citi.com

From: webberwentzel.com Lavanya Pillay
Sent: Wednesday, 08 July 2020 12:50
To: Pienaar, Driekus [LEGL]
Cc: Dario Milo; Jessica du Toit
Subject: FW: BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT {IWOV-WS_JHB.FID2255709}

Hi Driekus

Many thanks for your email.

The email sent by Jessica du Toit from our firm is not spam. We had been requested by our client, Ms Bridgette Motsepe, to send the attached letter and annexure (labelled "BM6") to you on her behalf. This letter is following on from the previous letter which our client sent to you, which we also attach. Due to the size of the annexures to the first letter, these have been omitted from this email. Please let us know if you would like us to forward the annexures to you.

Please feel free to contact us should you have any further queries in relation to the attached correspondence.

Kind regards

Lavanya Pillay | Associate

T: +27115305078 | M: +27737729947 | lavanya.pillay@webberwentzel.com | www.webberwentzel.com

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From: Pienaar, Driekus [<mailto:driekus.pienaar@citi.com>]
Sent: 08 July 2020 08:02



To: Lavanya Pillay
Subject: FW: BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT [IWOV-WS_JHB.FID2255709]

Hi Lavanya,

I trust this is spam but wanted to bring it to your attention.

Kind regards,

Driekus Pienaar
Country Counsel
Citibank South Africa



145 West Street
Sandown
Sandton
Tel: +27 (11)944 0744
Mobile: +27 (0)83 2527506
driekus.pienaar@citi.com

From: webberwentzel.com Jessica du Toit <Jessica.duToit@webberwentzel.com>
Date: Tuesday, 07 Jul 2020, 5:57 PM
To: Pagden, Nick [ICG-BCMA] <np95577@imceu.eu.smb.com>
Cc: bradebe@mmakau.co.za <bradebe@mmakau.co.za>, Tshwane Malope <tshwane@lepulane.co.za>, Dario Milo <dario.milo@webberwentzel.com>, Lavanya Pillay <Lavanya.Pillay@webberwentzel.com>
Subject: BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT [IWOV-WS_JHB.FID2255709]

Dear Sirs

Please find attached a letter for your attention, as well as the annexure thereto.

Kind regards

Jessica du Toit | Candidate Attorney

T: +27115305657 | M: +27711761292 | jessica.dutoit@webberwentzel.com | www.webberwentzel.com

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**B-BBEE
LEVEL 1
CONTRIBUTOR**

African Law Firm of the Year (African Legal Awards, 2019)
Legal DealMakers of the Decade (DealMakers, 2019)
Law Firm of the Year (South African Professional Service Awards 2019/2020)

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Du
(S)

"DM5"



mmakaumining

MRS. HELENE LEIPI
BRANCH MANAGER,
DEUTSCHE BANK, BRANCH NO. 220

Copy to:

MR. CHRISTIAN SEWING
CEO, DEUTSCHE BANK

5 August 2020

Dear Sir

BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT: CONFIRMATION OF NON-EXISTENCE OF BANK ACCOUNT

1. I am Ambassador Bridgette Motsepe (formerly Radebe). I write this letter to request Deutsche Bank to assist regarding a matter where I have been defamed by a government official in Botswana in an affidavit that names your bank. The affidavit alleges that I am a co-signatory of a bank account at Deutsche Bank, under account number **495858730027**. I write to you so that the bank can confirm that this is not the case.

Background to myself and the defamation

2. I am a South African businesswoman. I am the founder of Mmakau Mining; a mining exploration, construction, development, shaft sinking and contract mining company which produces platinum, gold, chrome, coal and various minerals. I am also the president of the South African Mining Development Association (Junior Mining Chamber) and chairperson of the Black Business Council and a council member of the BRICS Business Council. In 2019, I was appointed an ambassador for

Botswana, in denying her bail, relied on false and fabricated evidence relating to the alleged companies in South Africa mentioned in paragraph 4 above.

The bank accounts that I am allegedly a signatory of

8. I attach a table summarizing the 17 alleged Blue Flies and Fire Flies accounts in respect of which I am identified as a co-signatory as annex "BM2" (see also the table at **paragraph 19.9 and 19.10** of the affidavit). You will note that 14 of these bank accounts are held at South African banks / financial institutions and the remainder are held at foreign banks. One of these is your bank.
9. In particular, at **paragraph 19.9** of the Hubona affidavit (**page 11** of the affidavit) I am alleged to be a co-signatory of one bank account held at Deutsche Bank belonging to **Blue Flies (Pty) Ltd**, with account number **495858730027**.
10. During June 2020, I wrote to the relevant South African banks / financial institutions for confirmation that the 14 bank accounts held at these banks / financial institutions in the name of Blue Flies (Pty) Ltd and Fire Flies (Ltd) do not exist and, accordingly, I cannot be a co-signatory thereto. Allan Gray, First National Bank, Absa Bank, Standard Bank, Bidvest Bank, Investec and CitiBank have responded and confirmed the alleged bank accounts do not exist. These responses are attached hereto marked "BM3". Moreover, Absa Bank and Nedbank have previously indicated that these bank accounts do not exist. The responses from Absa Bank and Nedbank are attached hereto marked "BM4" and "BM5" respectively.

Engagements with Alaco Limited

11. In **paragraph 19.2** of the Hubona affidavit, it is alleged that on 30 July 2009, a transfer of USD100 000 000.00 was made to Mr. Claus Colling MD ("Mr. Colling") into a bank account held in the name of Flug Werk Gesellschaft für historische Fluggeräte mbH ("Flug Werk") at Deutsche Bank, with account number **0835236301675**. In conjunction with Mr. Adrian Stones of Alaco Limited ("Alaco"), whom I have appointed with Omnia Strategy LLP ("Omnia") to conduct a forensic investigation into the Hubona affidavit, Mr. Colling has contacted you specifically regarding the allegations contained in **paragraph 19.2** of the Hubona affidavit (**page 7** of the affidavit).
12. Mr. Colling has confirmed in a sworn statement that he is the owner / managing director of Flug Werk and that the allegations contained in paragraph 19.2 are false.



13. I understand that you are investigating this aspect of the Hubona affidavit as well. It may be convenient to deal with both queries in one letter.

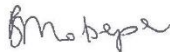
Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd do not exist

14. Ms Maswabi appointed a forensic investigator to confirm that Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd do not exist. Mr. Minnaar, of Basileus Consilium Professional Services, deposed to an affidavit, dated 18 September 2019, in which he confirms that for the entities "Blue Flies (Pty) Ltd" and "Fire Flies (Pty) Ltd" are not registered in South Africa and accordingly do not exist. Mr. Minnaar's supplementary affidavit is attached hereto marked "BM6".
15. As a result of the publication of the defamatory statements by Mr. Hubona, I intend to institute a claim for defamation against the Attorney - General of Botswana. These defamatory statements resulted in the Botswana government serving a visa restriction order on me, implying that I am guilty of the accusations leveled against me.

Request

16. In addition to your response pertaining to paragraph 19.2 of the Hubona affidavit, I request written confirmation from Deutsche Bank of the existence (or lack thereof) of the bank account held at Deutsche Bank belonging to Blue Flies (Pty) Ltd (as alleged in paragraph 19.9 of the Hubona affidavit), and to confirm that I am **not** a co-signatory of this account as I have never opened such an account with Deutsche Bank.
17. I look forward to hearing from you as a matter of urgency.
18. Please contact me or my legal adviser, Dario Milo of Webber Wentzel (in association with Linklaters) at +27115305232 or dario.milo@webberwentzel.com should you require any further information.

Yours faithfully



BRIDGETTE MOTSEPE





MR. MATTHEW DEWSBURY

GROUP HEAD OF FINANCIAL CRIME INVESTIGATIONS, HSBC

Copy to:

MR. RICHARD MAY

GLOBAL HEAD OF COMPLEX CASES, HSBC

By email: matthewdewsbury@hsbc.com, richard.d.may@hsbc.com

Dear Sir

5 August 2020

BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT: CONFIRMATION OF NON-EXISTENCE OF BANK ACCOUNT

1. I am Ambassador Bridgette Motsepe (formerly Radebe). I write this letter to request HSBC to assist regarding a matter where I have been defamed by a government official in Botswana in an affidavit that names your bank. The affidavit alleges that I am a co-signatory of a bank account at HSBC, under account number 0922809116. I write to you so that the bank can confirm that this is not the case.

Background to myself and the defamation

2. I am a South African businesswoman. I am the founder of Mmakau Mining; a mining exploration, construction, development, shaft sinking and contract mining company which produces platinum, gold, chrome, coal and various minerals. I am also the president of the South African Mining Development Association (Junior Mining Chamber) and chairperson of the Black Business Council and a council member of the BRICS Business Council. In 2019, I was appointed an ambassador for entrepreneurship and economic development in the African Union, by the Pan African Parliament.

3. I have been defamed by Mr. Jako Hubona ("Mr. Hubona"), an investigator employed by the Botswana Directorate on Corruption and Economic Crime. He deposed to an affidavit in proceedings before the High Court of Botswana on 29 October 2019. This affidavit effectively implicates the former President of Botswana, Ian Khama, and myself, in money laundering and financing terrorism. Mr. Hubona describes himself in **paragraph 4**, in page 3 of his attached affidavit (The High Court of the Republic of Botswana held in Gaborone) as follows:

"I am competent to depose to this affidavit by reason of the fact that I am the investigating officer in the case of which charges of Possession of Unexplained Property, Financing Terrorism and False Declaration for passport has since been preferred against the applicant [Welheminah Maswabi] herein. Supporting the affidavits are the investigations are the Botswana Police Service and Directorate of Intelligence and Security Services, as it involves National Security".

4. In the Hubona affidavit, it is stated that I was one of the bank account signatories, with Ms. Welheminah Maswabi ("Ms. Maswabi"), a Senior Intelligence Officer employed by the Directorate of Intelligence and Security Services, and others of Blue Flies (Pty) Ltd and Fire Files (Pty) Ltd.
5. I attach Mr. Hubona's affidavit as annex "BM1". Mr. Hubona's affidavit was filed following a bail application lodged by Ms. Maswabi. She lodged this application after being accused of, amongst other things, being a signatory to bank accounts belonging to Blue Flies (Pty) Ltd and Fire Files (Pty) Ltd and smuggling money through these bank accounts.
6. The primary allegation against me is contained in **paragraph 19.8** of the Hubona affidavit (**page 11** of the affidavit), where he states that I am a co-signatory with other people including the accused in the case (Ms. Maswabi) in relation to the Blue Flies (Pty) Ltd and Fire Files (Pty) Ltd bank accounts. Mr. Hubona alleges that the balance of these accounts is in excess of \$10 billion (see **paragraph 31** of the affidavit) and that \$48 Million of the funds from Bank of Botswana was first smuggled into Standard Bank Account No: 200904299 in the name Kgathem (Pty) Ltd and then transferred into these bank accounts.

DM G

7. Following Mr. Hubona's affidavit, Ms. Maswabi, who was imprisoned for this matter deposed to an affidavit in which she provides evidence showing that the State of Botswana, in denying her bail, relied on false and fabricated evidence relating to the alleged companies in South Africa mentioned in paragraph 4 above.

The bank accounts that I am allegedly a signatory of

8. I attach a table summarizing the 17 alleged Blue Flies and Fire Flies accounts in respect of which I am identified as a co-signatory as annex "BM2" (see also the table at **paragraph 19.9 and 19.10** of the affidavit). You will note that 14 of these bank accounts are held at South African banks / financial institutions and the remainder are held at foreign banks. One of these is your bank.
9. In particular, at **paragraph 19.9** of the Hubona affidavit (**page 11** of the affidavit) I am alleged to be a co-signatory of one bank account held at HSBC belonging to **Blue Flies (Pty) Ltd**, with account number **0922809116**.
10. During June 2020, I wrote to the relevant South African banks / financial institutions for confirmation that the 14 bank accounts held at these banks / financial institutions in the name of Blue Flies (Pty) Ltd and Fire Flies (Ltd) do not exist and, accordingly, I cannot be a co-signatory thereto. Allan Gray, First National Bank, Absa Bank, Standard Bank, Bidvest Bank, Investec and CitiBank have responded and confirmed the alleged bank accounts do not exist. These responses are attached hereto marked "BM3". Moreover, Absa Bank and Nedbank have previously indicated that these bank accounts do not exist. The responses from Absa Bank and Nedbank are attached hereto marked "BM4" and "BM5" respectively.

Engagements with Alaco Limited

11. You would have already been approached by Mr. Gordon Rainey of Alaco Limited ("Alaco"), whom I have appointed with Omnia Strategy LLP ("Omnia"), to conduct a forensic investigation into the Hubona affidavit. You have been contacted specifically regarding the allegations contained in **paragraph 19.2** of the Hubona affidavit (**page 7** of the affidavit), where it is alleged that, on 20 July 2009, a transfer of BWP107 578 532.74 (equivalent to USD9 273 270.00¹) was made to a bank account held at HSBC Hong Kong in the name of Odyssey Energy LLC, with account number **514-447030182216-223 >INDX17 056710526782012**.

¹ This is calculated at an exchange rate of 1BWP / USD0.0862 on 4 August 2020.

DM *GS*

12. Mr. Bryan Pallone, the signatory of this bank account, has confirmed in a sworn statement that he is the owner / managing director of Odyssey Energy LLC, and that the allegations contained in paragraph 19.2 are false. I understand that you are investigating this aspect of the Hubona affidavit as well. It may be convenient to deal with both queries in one letter.

Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd do not exist

13. Ms Maswabi appointed a forensic investigator to confirm that Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd do not exist. Mr. Minnaar, of Basileus Consilium Professional Services, deposed to an affidavit, dated 18 September 2019, in which he confirms that for the entities "Blue Flies (Pty) Ltd" and "Fire Flies (Pty) Ltd" are not registered in South Africa and accordingly do not exist. Mr. Minnaar's supplementary affidavit is attached hereto marked "BM6".
14. As a result of the publication of the defamatory statements by Mr. Hubona, I intend to institute a claim for defamation against the Attorney - General of Botswana. These defamatory statements resulted in the Botswana government serving a visa restriction order on me, implying that I am guilty of the accusations leveled against me.

Request

15. In addition to your response pertaining to paragraph 19.2 of the Hubona affidavit, I request written confirmation from HSBC of the existence (or lack thereof) of the aforementioned bank account held at HSBC belonging to Blue Flies (Pty) Ltd (as alleged in paragraph 19.9 of the Hubona affidavit), and to confirm that I am **not** a co-signatory of this account as I have never opened such an account with HSBC. I look forward to hearing from you as a matter of urgency.
16. Please contact me or my legal adviser, Dario Milo of Webber Wentzel (in association with Linklaters) at +27115305232 or dario.milo@webberwentzel.com should you require any further information.

Yours faithfully



BRIDGETTE MOTSEPE





MS. ALISON ROSE

CEO, ROYAL BANK OF SCOTLAND

By email: alison.m.rose@natwest.com

5 August 2020

Dear Madam

BRIDGETTE MOTSEPE // BOTSWANA GOVERNMENT: CONFIRMATION OF NON-EXISTANCE OF BANK ACCOUNT

1. I am Ambassador Bridgette Motsepe (formerly Radebe). I write this letter to request the help of NatWest (formerly Royal Bank of Scotland) to assist regarding a matter where I have been defamed by a government official in Botswana in an affidavit that names your bank. The affidavit alleges that I am a co-signatory of a bank account at RBS, under account number **60093232791**. I write to you so that NatWest can confirm that this is not the case.
2. I understand that you might already be familiar with my case because, Cherie Blair CBE, QC, who I have appointed as an independent expert to investigate this matter has written to you separately.

Background to myself and the defamation

3. I am a South African businesswoman. I am the founder of Mmakau Mining; a mining exploration, construction, development, shaft sinking and contract mining company which produces platinum, gold, chrome, coal and various minerals. I am also the president of the South African Mining Development Association (Junior Mining Chamber) and chairperson of the Black Business Council and a council member of the BRICS Business Council. In 2019, I was appointed an ambassador for entrepreneurship and economic development in the African Union, by the Pan African Parliament.
4. I have been defamed by Mr. Jako Hubona ("Mr. Hubona"), an investigator employed by the Botswana Directorate on Corruption and Economic Crime. He deposed to an affidavit in proceedings before the High Court of Botswana on 29 October 2019. This affidavit effectively implicates the former President of Botswana, Ian Khama, and myself, in money laundering and financing terrorism. Mr. Hubona describes himself in **paragraph 4**, in page 3 of his attached affidavit (The High Court of the Republic of Botswana held in Gaborone) as follows:

"I am competent to depose to this affidavit by reason of the fact that I am the investigating officer in the case of which charges of Possession of Unexplained Property, Financing Terrorism and False Declaration for passport has since been preferred against the applicant [Welheminah Maswabi] herein. Supporting the affidavits are the investigations are the Botswana Police Service and Directorate of Intelligence and Security Services, as it involves National Security".

5. In the Hubona affidavit, it is stated that I was one of the bank account signatories, with Ms. Welheminah Maswabi ("Ms. Maswabi"), a Senior Intelligence Officer employed by the Directorate of Intelligence and Security Services, and others of Blue Flies (Pty) Ltd and Fire Files (Pty) Ltd.
6. I attach Mr. Hubona's affidavit as annex "BM1". Mr. Hubona's affidavit was filed following a bail application lodged by Ms. Maswabi. She lodged this application after being accused of, amongst other things, being a signatory to bank accounts belonging to Blue Flies (Pty) Ltd and Fire Files (Pty) Ltd and smuggling money through these bank accounts.



7. The primary allegation against me is contained in **paragraph 19.8** of the Hubona affidavit (**page 11** of the affidavit), where he states that I am a co-signatory with other people including the accused in the case (Ms. Maswabi) in relation to the Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd bank accounts. Mr. Hubona alleges that the balance of these accounts is in excess of \$10 billion (see **paragraph 31** of the affidavit) and that \$48 Million of the funds from Bank of Botswana was first smuggled into Standard Bank Account No: 200904299 in the name Kgathem (Pty) Ltd and then transferred into these bank accounts.
8. Following Mr. Hubona's affidavit, Ms. Maswabi, who was imprisoned for this matter deposed to an affidavit in which she provides evidence showing that the State of Botswana, in denying her bail, relied on false and fabricated evidence relating to the alleged companies in South Africa mentioned in paragraph 4 above. Ms. Maswabi was subsequently granted bail and the matter will be heard again on 17 August 2020.

The bank accounts that I am allegedly a signatory of

9. I attach a table summarizing the 17 alleged Blue Flies and Fire Flies accounts in respect of which I am identified as a co-signatory as annex "BM2" (see also the table at **paragraph 19.9 and 19.10** of the affidavit). You will note that 14 of these bank accounts are held at South African banks / financial institutions and the remainder are held at foreign banks. One of these is your bank.
10. In particular, at **paragraph 19.9** of the Hubona affidavit (**page 11** of the affidavit) I am alleged to be a co-signatory of one bank account held at RBS belonging to **Blue Flies (Pty) Ltd**, with account number **60093232791**.
11. During June 2020, I wrote to the relevant South African banks / financial institutions for confirmation that the 14 bank accounts held at these banks / financial institutions in the name of Blue Flies (Pty) Ltd and Fire Flies (Ltd) do not exist and, accordingly, I cannot be a co-signatory thereto. Allan Gray, First National Bank, Absa Bank, Standard Bank, Bidvest Bank, Investec and CitiBank have responded and confirmed the alleged bank accounts do not exist. These responses are attached hereto marked "BM3". Moreover, Absa Bank and Nedbank have previously indicated that these bank accounts do not exist. The responses from Absa Bank and Nedbank are attached hereto marked "BM4" and "BM5" respectively.

DM G

Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd do not exist

12. Ms Maswabi appointed a forensic investigator to confirm that Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd do not exist. Mr. Minnaar, of Basileus Consilium Professional Services, deposed to an affidavit, dated 18 September 2019, in which he confirms that for the entities "Blue Flies (Pty) Ltd" and "Fire Flies (Pty) Ltd" are not registered in South Africa and accordingly do not exist. Mr. Minnaar's supplementary affidavit is attached hereto marked "BM6".
13. I have appointed Omnia Strategy LLP, a British Law Firm that provides strategic counsel to governments, corporate entities and private clients, as well as Alaco Limited, a UK-based business intelligence consultancy, to investigate all the allegations in the affidavit and report on it. The report, which shall include my engagements with the South African banks / financial institutions mentioned in the Hubona affidavit, can be provided to you, upon request, once it has been finalized.
14. As a result of the publication of the defamatory statements by Mr. Hubona, I intend to institute a claim for defamation against the Attorney - General of Botswana. These defamatory statements resulted in the Botswana government serving a visa restriction order on me, implying that I am guilty of the accusations leveled against me.

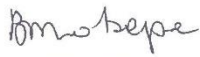
Request

15. I request written confirmation from NatWest of the existence (or lack thereof) of the aforementioned bank account held at RBS belonging to Blue Flies (Pty) Ltd, and to confirm that I am **not** a co-signatory of this account as I have never opened such an account with NatWest (or RBS as it was).
16. I look forward to hearing from you as a matter of urgency.

Dus (5)

17. Please contact me or my legal adviser, Dario Milo of Webber Wentzel (in association with Linklaters) at +27115305232 or dario.milo@webberwentzel.com should you require any further information.

Yours faithfully



BRIDGETTE MOTSEPE

cc:

Gemma Morton: gemma.morton@natwest.com



"DM6"



LESETJA KGANYAGO

SOUTH AFRICAN RESERVE BANK

By email: Governor@resbank.co.za

Dear Sir

Date: 07 July 2020

BRIDGETTE MOSTEPE // BOTSWANA GOVERNMENT

1. By way of introduction, I am Ambassador Bridgette Motsepe (formerly Radebe). I address this letter to you to request that the South African Reserve Bank (the "**Reserve Bank**") assist in a matter in which I have been defamed by a government official of Botswana in an affidavit which names the Reserve Bank.
2. I am a South African businesswoman and founder of Mmakau Mining, a mining exploration, construction, development, shaft sinking and contract mining company which produces platinum, gold, chrome, coal and various other minerals. I am also the president of the South African Mining Development Association (Junior Mining Chamber), chairperson of the Black Business Council and a council member of the BRICS Business Council. In 2019, I was appointed by the Pan African Parliament as an ambassador for entrepreneurship and economic development in the African Union.
3. I have been defamed by Mr. Jack Hubona ("**Mr Hubona**"), an investigator employed by the Botswana Directorate on Corruption and Economic Crime. He deposed to an affidavit in proceedings before the High Court of Botswana on 29 October 2019. This affidavit effectively implicates the former President of Botswana, Ian Khama, Ms Welheminah Maswabi ("**Ms. Maswabi**"), a Senior Intelligence Officer employed by the Directorate of Intelligence and Security Services, and myself in money laundering and

Dr *CS*

financing terrorism. Mr. Hubona describes himself, at **paragraph 4** on **page 3** of his affidavit, (The High Court of the Republic of Botswana held in Gaborone) as follows:

"I am competent to depose to this affidavit by reason of the fact that I am the investigating officer in the case of which charges of Possession of Unexplained Property, Financing Terrorism and False Declaration for passport has since been preferred against the applicant [Welheminah Maswabi] herein. Supporting the affidavits are the investigations are the Botswana Police Service and Directorate of Intelligence and Security Services, as it involves National Security."

4. I attach Mr. Hubona's affidavit as annex "**BM1**". Mr. Hubona's affidavit was filed following a bail application lodged by Ms Maswabi. She lodged this application after being accused of, amongst other things, being a signatory to bank accounts belonging to entities by the names of Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd and smuggling money through these bank accounts.
5. You will note that the primary allegation against me is contained in **paragraph 19.8** of the Hubona affidavit (**page 16** of the Annexure Bundle attached hereto), where he states that I am a co-signatory with other individuals, including the accused in the case (Ms. Maswabi), in relation to the Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd bank accounts. Mr Hubona alleges that the balance of these accounts is in excess of USD 10 Billion, and that USD 48 Million of the funds from Bank of Botswana were first smuggled into Standard Bank Account No: 200904299 in the name Kgathem (Pty) Ltd (the "**Kgathem account**") and then transferred into these accounts.
6. I refer specifically to **paragraph 19.3** of the Hubona affidavit (**page 14** of the bundle attached), in which it is alleged that, on 15 February 2019, the USD 48 Million was transferred from the Kgathem account into several accounts belonging to Blue Flies (Pty) Ltd and Fire Flies (Pty) Ltd held at various South African banks. In **paragraph 19.7** of the affidavit, read with **paragraph 19.4**, Mr Hubona further alleges that this transfer was cleared by the Reserve Bank on 21 February 2019 (see **pages 15 and 16** of the attached bundle).
7. Following Mr. Hubona's affidavit, Ms. Maswabi - who was imprisoned for this matter for six weeks - deposed to an affidavit which is attached hereto as annex "**BM2**". In

Du *(S)*

her affidavit, she provides evidence showing that the State of Botswana, in denying her bail, relied on false and fabricated evidence relating to the alleged companies in South Africa mentioned in the paragraphs above. She was thereafter granted bail. The matter will be heard again on 17 August 2020.

8. You will note that annex **BM2** contains an affidavit, dated 7 November 2019, by Mr Johan Benjamin Minnaar - a Senior Digital Forensic Analyst at Basileus Consilium Professional Services ("**Mr Minnaar**") - in which he confirms that "Blue Files Inc" and "Fire Files Inc" are not registered companies. I attach hereto, marked "**BM3**", a supplementary affidavit filed by Mr Minnaar dated 18 November 2019. In this affidavit, Mr Minnaar confirms his previous searches should have been for "Blue Flies" and "Fire Flies", as opposed to "Blue Files" and "Fire Files". He confirms that the companies Blue Flies Inc and Fire Flies Inc are also not registered in South Africa and accordingly do not exist.
9. Furthermore, in a briefing to Members of Parliament in Botswana held in November 2019, the Governor of the Bank of Botswana, Mr Moses Pelaelo ("**Mr Pelaelo**") denied any knowledge of the above alleged transfers and stated that the Bank of Botswana had never held these amounts of money in its accounts. I attach hereto an article reporting on Mr Pelaelo's statements published in the Botswana Gazette marked "**BM4**".
10. As a result of the publication of the defamatory statements by Mr. Hubona, I intend to institute a claim for defamation against the Attorney General of Botswana, as well as Sunday Standard, a Botswana-based newspaper, who reported on and published articles regarding Mr. Hubona's affidavit, as a result of the false and defamatory statements made by Mr. Hubona under oath. These defamatory statements resulted in the Botswana government serving a visa restriction order on me, implying that I'm guilty of the accusations leveled against me.
11. Accordingly, I kindly request that the Reserve Bank confirm whether the transfer of USB 48 Million was approved by the Reserve Bank on 21 February 2019 as alleged by Mr Hubona in clause 19.7 of his affidavit submitted in court under oath.
12. I propose a meeting with you to discuss this matter. Please provide me with your availability during the next few weeks during which we can schedule this meeting

Don *G*

with my attorneys. Given the lockdown restrictions imposed by the government as a result of the Covid-19 pandemic, particularly the obligation to observe social distancing, I would be happy for us to have the meeting by telephone, Zoom or Microsoft Teams. I would want my South African attorney, Mr. Dario Milo from Webber Wentzel, on the call, as well as the attorney from Botswana who acts for President Khama. I have also engaged the services of Omnia Strategy LLP, a British Law Firm that provides strategic counsel to governments, corporate entities and private clients, as well as Alaco Limited, a UK-based business intelligence consultancy, to investigate all the allegations in the affidavit and report on it.

13. In addition to this, AfriForum has been appointed by the Botswana Government to seek legal assistance from the Department of International Relations and Cooperation in South Africa in the investigation of the transfer of USD 10 Billion from Bank of Botswana. The appointment of AfriForum has led to extensive media coverage of the investigation, resultant political and racial tension, and exacerbation of the allegations against me, Ms. Maswabi and former President of Botswana, Ian Khama. It is imperative that I protect my own reputation and dignity, as well as that of President Khama. Your assistance, as per my query above, would be greatly appreciated in this regard.
14. I look forward to hearing from you.

Yours faithfully



BRIDGETTE MOTSEPE



"DM7"

1 of 2



South African Reserve Bank
Financial Surveillance Department

2020-08-13

Mr Dario Milo
Partner
Webber Wentzel
90 Rivonia Road
Sandhurst
Sandton
2196

Dear Sir

Mrs Bridgette Motsepe/Botswana Government.

We refer to the letter from Mrs Bridgette Motsepe, dated 2020-07-07, addressed to the Governor of the South African Reserve Bank wherein she requested the Bank's confirmation of having approved a certain foreign exchange transaction.

The specific transaction is referred to in an affidavit purportedly made by Mr Jako Hubona, an Investigator employed by the Botswana Directorate on Corruption and Economic Crime, in an application opposing the granting of bail to a Ms Welheminah Mphoeng Maswabi.

In paragraph 19.7 it is stated "I have information thatthe money was transferred on the 15th February 2019. The USD 48 million which was cleared by the South African Reserve Bank on the 21st February 2019. (sic)".

Handwritten signature and initials in black ink, including a circled 'S'.

PO Box 3125 Pretoria 0001 · 370 Helen Joseph Street (formerly Church Street), Pretoria, 0002 · South Africa · Tel +27 12 3133911 · 0861 12 7272 · www.reservebank.co.za

Mrs Motsepe states that this allegation implicates her in money laundering and financing terrorism.

In reply we can confirm that the Financial Surveillance Department of the South African Reserve Bank could not find any record of:

- (i) the transaction referred to,
- (ii) the payment having been approved (cleared), either inbound or outbound, or
- (iii) of any cross-border flow of funds in the amount referred to, inbound or outbound from South Africa.

Yours faithfully



Divisional Head



"DM8"

CIPC ENTITY SEARCH

Enterprise Name ▾ BLUE FLIES

Please note that this search only retrieves the first 10 results. Be more specific with your search criterion to return a smaller set of results.

Enterprise Name	Enterprise / Tracking Number	Status	View
We did not find any enterprises matching your search criteria. Please note that this does not mean the name will automatically be accepted if you reserve it.			

CIPC ENTITY SEARCH

Enterprise Name ▾ BLUE FLIES INC

Please note that this search only retrieves the first 10 results. Be more specific with your search criterion to return a smaller set of results.

Enterprise Name	Enterprise / Tracking Number	Status	View
We did not find any enterprises matching your search criteria. Please note that this does not mean the name will automatically be accepted if you reserve it.			

CIPC ENTITY SEARCH

Enterprise Name ▾ FIRE FLIES

Please note that this search only retrieves the first 10 results. Be more specific with your search criterion to return a smaller set of results.

Enterprise Name	Enterprise / Tracking Number	Status	View
We did not find any enterprises matching your search criteria. Please note that this does not mean the name will automatically be accepted if you reserve it.			

CIPC ENTITY SEARCH

Enterprise Name ▾ FIRE FLIES INC

Please note that this search only retrieves the first 10 results. Be more specific with your search criterion to return a smaller set of results.

Enterprise Name	Enterprise / Tracking Number	Status	View
We did not find any enterprises matching your search criteria. Please note that this does not mean the name will automatically be accepted if you reserve it.			

Jim G

Company Report

SEARCH DETAILS

Date requested 2020/08/12 11:54
Company name BLUE FLIES

THERE IS NO INFORMATION AVAILABLE THAT MATCHES YOUR SEARCH CRITERIA.

Disclaimer: This report contains information gathered from our suppliers and we do not make any representations about the accuracy of the data displayed nor do we accept responsibility for inaccurate data. WinDeed will not be liable for any damage caused by reliance on this report. This report is subject to the terms and conditions of the [WinDeed End User Licence Agreement \(EULA\)](#).

Printed: 2020/08/12 11:55



Company Report

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SEARCH DETAILS

Date requested 2020/08/17 11:58
Company name BLUE FLIES INC

THERE IS NO INFORMATION AVAILABLE THAT MATCHES YOUR SEARCH CRITERIA.

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Printed: 2020/08/17 11:59

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STRATEGY LLP

ALACO

19th August 2020

Company Report

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SEARCH DETAILS

Date requested 2020/08/12 11:55
Company name FIRE FLIES

THERE IS NO INFORMATION AVAILABLE THAT MATCHES YOUR SEARCH CRITERIA.

Disclaimer: This report contains information gathered from our suppliers and we do not make any representations about the accuracy of the data displayed nor do we accept responsibility for inaccurate data. WinDeed will not be liable for any damage caused by reliance on this report. This report is subject to the terms and conditions of the [WinDeed End User Licence Agreement \(EULA\)](#).

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STRATEGY LLP

ALACO

19th August 2020

Company Report

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SEARCH DETAILS

Date requested 2020/08/17 11:59
Company name FIRE FLIES INC

THERE IS NO INFORMATION AVAILABLE THAT MATCHES YOUR SEARCH CRITERIA.

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Printed: 2020/08/17 12:00

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STRATEGY LLP

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19th August 2020

"DM10"
BEFORE: MOTHABI J

IN THE HIGH COURT OF THE REPUBLIC OF BOTSWANA
HELD AT GABORONE

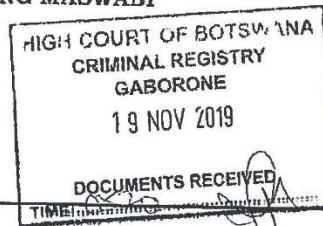
Case No: High Court: UCHGB-000411-19
Magistrate Court CMRRS-000006/ 19

In the matter between:

WELHEMINAH MPHONG MASWABI APPLICANT

And

THE STATE



RESPONDENT

SUPPLEMENTARY AFFIDAVIT

I, the undersigned,

JOHAN BENJAMIN MINNAAR

do hereby affirm and say:

1. I am an adult male of full legal capacity resident as a Senior Digital Forensic Analyst at Basileus Consilium Professional Services, ("BCPS") 313 Rivonia Road, Morningside, Johannesburg, contact number (010) 591 3994.
2. The facts herein contained are within my own personal knowledge and to the best of my belief both true and correct.
3. I have previously filed an affidavit with this court and therein I mentioned that I carried out searches on behalf of my employer, BCPS, with respect to companies named "Royal Bank of Scotland", "Fire Files Inc." and "Blue Files Inc."

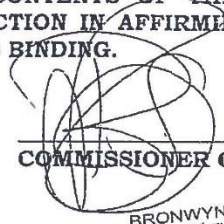
4. The searches relating to the latter two companies should have been for the companies "Fire Flies Inc." and "Blue Flies Inc." However, the initial search string we utilised to search should have picked up these entities as well – it did not, which means that no companies are registered under those names.
5. I have since carried out another search and my findings are the same as previously - the said companies "Fire Flies Inc." and "Blue Flies Inc." do not exist either.
6. Attached marked **Annexure "D"** is a copy of the search for "Fire Flies Inc." No such entity appears to be registered in the Republic of South Africa with the Companies and Intellectual Property Commission ("CIPC").
7. Attached marked **Annexure "E"** are copies of the search for "Blue Flies Inc." No such entity appears to be registered in the Republic of South Africa with the Companies and Intellectual Property Commission ("CIPC").
8. Only one similarly-named entities appears from the search, namely "Blue File 55 (Pty) Ltd" [in business] Registration Number 2016/110236/07 – however, neither this entity nor its listed directors are named in these proceedings as appears from copies of the search attached hereto.



JOHAN BENJAMIN MINNAAR


Jm
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(S)

THUS DONE, AFFIRMED TO AND SIGNED BEFORE ME AT JOHANNESBURG THIS15th..... DAY OF NOVEMBER 2019 AT...15h40...a.m/p.m. DEPONENT HAVING ACKNOWLEDGED THAT HE KNOWS AND UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT ADHERES THERETO, HAS NO OBJECTION IN AFFIRMING THERETO, WHICH AFFIRMATION HE CONSIDERS BINDING.



COMMISSIONER OF OATHS

BRONWYN RAMOS
2nd Floor
The Morningside Hub
313 Rivonia Road, Morningside
Commissioner of Oaths
Practising Attorney R.S.A.



ANNEXURE "D"

You are here: CIPC eServices » Search

CIPC ENTITY SEARCH

Enterprise Name ▾ fire file



Please note that this search only retrieves the first 200 results. Be more specific with your search criterion to return a smaller set of results.

Enterprise Name	Enterprise / Tracking Number	Status	View
We did not find any enterprises matching your search criteria. Please note that this does not mean this name will automatically be accepted if you reserve it.			

You are here: CIPC eServices » Search

CIPC ENTITY SEARCH

Enterprise Name ▾ fire files



Please note that this search only retrieves the first 200 results. Be more specific with your search criterion to return a smaller set of results.

Enterprise Name	Enterprise / Tracking Number	Status	View
We did not find any enterprises matching your search criteria. Please note that this does not mean this name will automatically be accepted if you reserve it.			

Handwritten signatures and initials: "Am", "B", "BE", and a circled "5".

ANNEXURE "E"

You are here: CIPC eServices > Search

CIPC ENTITY SEARCH

Enterprise Name ▾ blue files



Please note that this search only retrieves the first 200 results. Be more specific with your search criterion to return a smaller set of results.

Enterprise Name	Enterprise / Tracking Number	Status	View
BLUE FILE 55	2016/110236/07	REGISTERED	

You are here: CIPC eServices > Search

CIPC ENTITY SEARCH

Enterprise Name ▾ blue files



Please note that this search only retrieves the first 200 results. Be more specific with your search criterion to return a smaller set of results.

Enterprise Name	Enterprise / Tracking Number	Status	View
We did not find any enterprises matching your search criteria. Please note that this does not mean this name will automatically be accepted if you reserve it.			

Dr *Bl*
CS

Certificate issued by the Commissioner of Companies & Intellectual Property Commission on Monday, November 18, 2019 at 15:17

28



Disclosure Certificate: Companies and Close Corporations

Companies and Intellectual Property Commission
a member of the dti group

Registration Number: 2016 / 110238 / 07
Enterprise Name: BLUE FILE 85

- 01/12/2017 Registered Address Change on 01/12/2017.
42 BLAALIBERG ROAD TABLE VIEW TABLE VIEW WESTERN CAPE7441
- 02/03/2018 Email Notification that Annual Return is due was sent on 02/03/2018.
E-Mail sent to JOSE MANUEL DE ABREU for 2018
- 11/09/2018 Annual Return completed on 11/09/2018.
Company / Close Corporation AR Filing - Web Services : Ref No. : 5136502763
- 16/03/2019 Email Notification that Annual Return is due was sent on 16/03/2019.
E-Mail sent to JOSE MANUEL DE ABREU for 2019
- 16/08/2019 Annual Return completed on 16/08/2019.
Company / Close Corporation AR Filing - Web Services : Ref No. : 5200150709

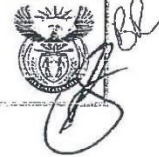


Page 2 of 2

Physical Address
the dti Campus - Block F
77 Meintjies Street
Sunnyside 0001

Postal Address: Companies
P O Box 429
Pretoria
0001

Docex: 256
Web: www.cipc.co.za
Contact Centre: 086 100 2472 (CIPC)
Contact Centre (International): +27 12 394 9573




AFFIDAVIT

I, the undersigned,

TSHWANISANG NKOSINATHI MALOPE

do hereby make oath and say:

1. I am an adult male personal assistant to the applicant and manager in the office of the applicant in her capacity as chairperson of Mmakau Mining (Pty) Ltd.
2. The facts herein contained are within my personal knowledge unless the contrary is stated or appears from the context.
3. I have read the affidavit of Dario Milo. I confirm its correctness in so far as it refers to me. Specifically, I engaged with First National Bank regarding confirmation that the bank account held by First National Bank, allegedly in the name of either the Blue Flies Inc or Fire Flies Inc or Blue Flies (Pty) Ltd or Fire Flies (Ltd) (account number 6113199005), does not exist and/or that Ambassador Bridgette Motsepe is not a signatory or co-signatory in respect of this bank account.
4. I further confirm that the response received from First National Bank in this regard (annexure **DM4** of Mr. Milo's affidavit) is genuine as it emanates directly from the bank.



TSHWANISANG NKOSINATHI MALOPE

I certify that the deponent has acknowledged that the deponent knows and understands the contents of this affidavit, which was signed and sworn to before me at Hoesebank on this 18 day of August **2020**, the regulations contained in Government Gazette Notice No. R1258 of 21 July 1972, as amended, and Government Notice No. R1648 of 19 August 1977, as amended, having been complied with.

[Handwritten signature]
1951933-0 CST

SOUTH AFRICAN POLICE SERVICE
CLIENT SERVICE CENTRE
2020-08-18
CSC
ROSEBANK
SUID-AFRIKAANSE POLISIEDIENS

COMMISSIONER OF OATHS

Full names: Nema Hlohoi

Address: 15 Sturder Ave Rosebank

Capacity: constable