

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v -

REZA ZARRAB,
a/k/a "Riza Sarraf,"

Defendant.

ECF CASE

S1 15 Cr. 867 (RMB)

**GOVERNMENT'S MEMORANDUM OF LAW IN OPPOSITION
TO DEFENDANT REZA ZARRAB'S MOTION FOR BAIL**

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PRELIMINARY STATEMENT

The Government respectfully submits this memorandum in opposition to the defendant's application for bail in the above-referenced matter. There are no conditions that can reasonably assure the defendant's appearance. Accordingly, the defendant's application for bail should be denied, and the defendant should remain detained pending trial.

Reza Zarrab is a sophisticated, well-connected, international businessman with immense wealth and influence, who is alleged to have aided the Government of Iran's deception of the United States and international banking system for years. More recently, following his arrest, he misled an arm of the Court by making material misrepresentations about the vast scope of his assets and income and the extent of his international travel. In addition to his history of duplicity, Zarrab has significant incentive and ability to flee from the United States and this case. He has no ties to the United States, substantial family and business ties abroad, access to enormous resources, at least three passports, and the ability easily to travel to and remain in countries from where he cannot be extradited. He faces prosecution for serious offenses that carry a statutory maximum term of imprisonment of 75 years and a likely sentencing range under the United States Sentencing Guidelines of decades. Moreover, the evidence of Zarrab's participation in the charged offenses is overwhelming: his culpability is captured in voluminous and unimpeachable email communications among Zarrab and his subordinates and co-conspirators, business records, and financial evidence that document his orchestration of the charged schemes. As a dual citizen of Iran and Turkey, who is alleged by Turkish authorities to have used his wealth and influence to secure his recent release from Turkish prison, the defendant poses an extraordinary risk of flight and there are no bail conditions that will assure his presence in Court.

Zarrab's proposed bail conditions are an attempt to use his tremendous wealth to obscure the flight risk through a façade of security that is beyond the reach of all but a small subset of fabulously wealthy defendants. Putting aside the inequity of permitting a wealthy defendant to construct his own perceived prison staffed by a firm on his payroll, these conditions do not mitigate the risk of flight created by the nature of the charges, weight of the evidence, Zarrab's personal background, and his duplicity to date. For these reasons, and those set forth more fully below, the defendant's application for bail should be denied.

BACKGROUND

I. The Indictment

Zarrab is charged in a four-count superseding indictment, S1 15 Cr. 867 (RMB) (the "Indictment"), attached hereto as Exhibit A, with conspiring from at least in or about 2010, up to and including in or about 2015, to: (1) defraud the United States and to impede the lawful functions of the U.S. Department of the Treasury, Office of Foreign Assets Control ("OFAC"), in violation of Title 18, United States Code, Section 371 (Count One); (2) violate the International Emergency Economic Powers Act, Sections 1701 to 1706 of Title 50 of the United States Code ("IEEPA"), and the Iranian Transactions and Sanctions Regulations, Part 560 of Title 31, Code of Federal Regulations ("ITSR") (Count Two); (3) commit bank fraud, in violation of Title 18, United States Code, Section 1349 (Count Three); and (4) commit money laundering, in violation of Title 18, United States Code, Sections 1956 and 1957 (Count Four).

A. Statutory Background

The IEEPA authorizes the President to deal with "unusual and extraordinary threat[s] . . . to the national security, foreign policy, or economy of the United States" by declaring a national emergency with respect to such threats, 50 U.S.C. § 1701(a), and to take steps to address such threats, 50 U.S.C. § 1702. Section 1705 provides, in part, that "[i]t shall be

unlawful for a person to violate, attempt to violate, conspire to violate, or cause a violation of any license, order, regulation, or prohibition issued under this title.” 50 U.S.C. § 1705(a).

The President has repeatedly declared such a national emergency with respect to the Government of Iran: beginning with Executive Order No. 12170, issued on November 14, 1979, President Jimmy Carter found in response to the Islamic Revolution in Iran and the takeover of the American Embassy in Tehran, that “the situation in Iran constitutes an unusual and extraordinary threat to the national security, foreign policy and economy of the United States and declare[d] a national emergency to deal with that threat.” Exec. Order 12170, 44 Fed. Reg. 65729 (Nov. 14, 1979). A few years later, in 1987, President Ronald Reagan issued an Executive Order finding “that Government of Iran is actively supporting terrorism as an instrument of state policy” and “has conducted aggressive and unlawful military action against U.S.-flag vessels and merchant vessels of other non-belligerent nations engaged in lawful and peaceful commerce in international waters of the Persian Gulf and territorial waters of non-belligerent nations of that region.” Exec. Order 12613, 52 Fed. Reg. 41940 (Oct. 30, 1987)

On March 15, 1995, President William Jefferson Clinton again found that “the actions and policies of the Government of Iran constitute an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States[.]” Exec. Order No. 12957, 60 Fed. Reg. 14615 (Mar. 17, 1995). On two other occasions in 1995 and 1997, President Clinton again found that the actions and policies of the Government of Iran constituted a threat to the national security, foreign policy, and economy of the United States. *See* Exec. Orders 12959 (May 6, 1995) and 13059 (Aug. 19, 1997). These orders, among other things, prohibited the exportation, reexportation, sale, or supply, directly or indirectly, to Iran of any goods, technology, or services from the United States or by a United States person and

authorized the United States Secretary of the Treasury to promulgate rules and regulations necessary to carry out the Executive Orders.

Every President since President Clinton has continued the national emergency with respect to Iran and Executive Orders 13059, 12959, and 12957, given that the actions and policies of Iran continue to threaten the national security, foreign policy, and economy of the United States. The most recent continuation of this national emergency was on March 9, 2016. *See* 81 Fed. Reg. 12793 (Mar. 9, 2016). In this most recent continuation, President Barack Obama noted that, despite the Joint Comprehensive Plan of Action (“JCPOA”) entered into among the United States and others, and Iran concerning Iran’s nuclear program, “certain actions and policies of the Government of Iran continue to pose an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States.” *Id.*

Pursuant to this authority, the Secretary of the Treasury promulgated the ITSR, implementing the sanctions imposed by the Executive Orders. Section 560.204 prohibits, among other things, the exportation, reexportation, sale, or supply, directly or indirectly, from the United States, or by a U.S. Person, of goods, technology, or services to Iran or the Government of Iran (with certain limited exceptions), including the exportation, reexportation, sale or supply of goods, technology or services to a third country knowing that such goods, technology or services are intended for Iran or the Government of Iran, without a license from OFAC. The ITSR further prohibit transactions that evade or avoid, have the purpose of evading or avoiding, cause a violation of, or attempt to violate the ITSR. 31 C.F.R. § 560.203.

Appendix A to the ITSR contained a list of persons determined to be the Government of Iran. At all times relevant to the charged conduct, Bank Mellat an Iranian state-owned bank; the National Iranian Oil Company (“NIOC”), an Iranian oil company; Naftiran

Intertrade Company Ltd. (“NICO”), an Iranian company located in the United Kingdom; and Naftiran Intertrade Company Sarl (“NICO Sarl”), an Iranian company located in Switzerland, were on the list in Appendix A. At all times relevant to the charges in the Indictment, NIOC was also identified by OFAC as an agent or affiliate of Iran’s Islamic Revolutionary Guard Corp (“IRGC”) pursuant to Executive Order 1359. In addition, at all times relevant to the charges in the Indictment, Bank Mellat, and all of its branches and subsidiaries, including Mellat Exchange, were designated as Specially Designated Nationals (“SDNs”).¹

B. Offense Conduct

Zarrab facilitated millions of dollars-worth of transactions on behalf of Iran and sanctioned entities that were designed to evade the U.S. sanctions. The goals of the conspiracy were made clear in a December 3, 2011 draft letter addressed to the General Manager of the Central Bank of Iran, prepared for Zarrab’s signature, and found in Zarrab’s email account²:

The role that the Supreme Leader [the Ayatollah Khamenei] and the esteemed officials and employees of Markazi Bank [the Central Bank of Iran] play against the sanctions, wisely neutralizes the sanctions and even turns them into opportunities by using specialized methods. It is no secret that the trend is moving towards intensifying and increasing the sanctions, and since the wise leader of the Islamic Revolution of Iran has announced this to be the year of the Economic Jihad, the Zarrab family, which has had half a century of experience in foreign exchange, while establishing branches in Turkey, United Arab

¹ On January 16, 2016, the International Atomic Energy Administration certified that Iran had met its obligations under the JCPOA to dismantle its nuclear program. On that date, known as “Implementation Day,” the JCPOA formally went into effect. As part of the United States’ obligations under the JCPOA, OFAC removed NIOC, Nico Sarl, and Bank Mellat from the SDN List. The practical effect of their removal was that non-U.S. persons and companies no longer risked U.S. sanctions for doing business with these entities that did not involve U.S. goods or services. However, it remains unlawful for U.S. persons to engage in transactions with any of these entities, and they remain barred from engaging in U.S. dollar transactions. Zarrab’s conduct is just as illegal today as it was when he repeatedly evaded U.S. sanctions.

² The draft letter was written in Farsi. Similarly, other communications and documents described herein are also written in Farsi or in Turkish. These communications and documents have been translated into English as part of the investigation. These translations are preliminary, and may be revised based on further investigation.

Emirates, Russia, and Azerbaijan, considers it to be our national and moral duty to declare our willingness to participate in any kind of cooperation in order to implement monetary and foreign exchange anti-sanction policies

Hoping that the efforts and cooperation of the zealous children of Islamic Iran will result in an upward increase in the progress of our dear nation in all international and financial arenas.

(*See id.* ¶ 14(i)).

Zarrab and his co-conspirators orchestrated the scheme through a global network of companies located in Turkey and the United Arab Emirates (“UAE”), including a group of companies under Royal Holding A.S. (“Royal Holding”), a holding company in Turkey, Durak Doviz Exchange (“Durak”), a money services business in Turkey, and Al Nafees Exchange LLC (“Al Nafees”), a money services business in the United Arab Emirates. The Royal Holding group of entities includes Royal Emerald Investments, among others. (*See id.* ¶ 9).

The defendant used this web of businesses to evade U.S. sanctions by making it appear as if certain financial transactions were on behalf of Turkish or Emirati companies when in fact, they were for the benefit of Iran, its agents, and agents or affiliates of the IRGC, including Bank Mellat, Mellat Exchange, NIOC, and others. (*See id.* ¶ 12). For example, in or about January 2011, Al Nafees and Royal Emerald Investments, two businesses operated by Zarrab and his co-conspirators, arranged, at the direction of Mellat Exchange, to make a U.S. dollar payment of more than \$950,000 to a Canadian company on behalf of MAPNA Group, and Iranian construction and power plant company. (*See id.* ¶ 14(a)). A U.S. bank processed a leg of this transaction, which was described to that bank as a payment related to fire equipment, with no mention made of MAPNA Group. (*See id.* ¶ 14(b)). Zarrab actively participated in the criminal scheme, personally directing illicit transactions involving hundreds of thousands of dollars, and using false documentation and front companies to do so. (*See id.* ¶ 14(j-1)).

C. The Defendant's Arrest in Miami and Misrepresentations to Pre-Trial Services

On or about March 19, 2016, Zarrab flew from Istanbul to Miami, Florida, with his family and some of his employees. During his interview with Customs, Zarrab declared that he was carrying approximately \$103,000 in cash. The FBI subsequently arrested Zarrab, and searched him, finding, among other things, an Apple iPhone (the "Zarrab Phone").

Two days later, on or about March 21, 2016, Zarrab was presented in the United States Magistrate's Court for the Southern District of Florida. In preparation for that appearance, Zarrab was interviewed by Pre-Trial Services in English (the "Pre-Trial Services Interview"). Zarrab ultimately waived a removal hearing and bail hearing in Miami.

During the Pre-Trial Services Interview, Zarrab made several significant misrepresentations regarding his international travel and his assets, apparently seeking to minimize both. Zarrab's misrepresentations about his financial assets will be discussed in the next section. With respect to his foreign travel, Zarrab misrepresented both his ability to travel and the places to which he had traveled. Specifically, although Zarrab holds three passports, from Iran, Turkey, and Macedonia, which he now offers to surrender, during the Pre-Trial Services Interview, he only acknowledged having a Turkish passport. Moreover, Zarrab claimed during that Pre-Trial Services Interview that he had traveled to London, Europe, China, Singapore, and Thailand over the past 10 years for vacation. Notably, however, the defendant omitted that, in addition to this already extensive travel, during that time period, his Turkish passport indicates that he also traveled, among other places, to Russia in 2007 and 2010, Azerbaijan in 2009, the Kingdom of Saudi Arabia in 2013 and 2015, Egypt in 2014, and Lebanon in 2015. This, of course, does not include the locations to which Zarrab presumably traveled using his Macedonian and Iranian passports, which the Government does not have.

D. The Defendant's Assets, Businesses, and Corrupt Political Connections

(1) The Defendant's Businesses

During the Pre-Trial Services Interview, the defendant claimed that he earned an annual income of approximately \$720,000 from a gold export business, a furniture business, and a shop that he leases out in Turkey. These assertions are false, in that they dramatically understate the defendant's income and his extensive holdings.

Perhaps the best evidence of the defendant's wealth is his own public statements. For example, on or about April 19, 2014, Zarrab gave a television interview (the "April 19 Interview") in Turkey that was made available online, a draft translation of which is attached hereto as Exhibit B. During the interview, Zarrab made statements that demonstrate that his income is greatly in excess of the approximately \$720,000. Zarrab claimed, that at one point, which he described as before the imposition of the American embargo, he was exporting a ton of gold a day. (*See* Ex. B at p. 7). Even using a price of \$300 per ounce of gold, an amount below the lowest price per ounce of gold in the past 15 years, Zarrab's daily export of one ton of gold a day would be valued at \$9,600,000, or approximately \$3.5 billion in gold exports per year. Furthermore, according to Zarrab, \$3.5 billion in exports was less than 40% of the value of his annual exports. Specifically, during the April 19 Interview, Zarrab asserted that he is responsible for approximately 25 billion Turkish lira in exports, or more than \$11 billion. (*See id.* p. 21-22).

Moreover, the defendant's gold export business is just one of his numerous commercial ventures, only a few of which the defendant has disclosed to the Court, and the majority of which are used as part of his criminal scheme. Under the umbrella of his family's holding company, Royal Holdings, the defendant also operates, among others, money exchange businesses, shipping ventures, a furniture company, and a construction business. Through these businesses, the defendant not only generates sizeable income for himself, but also furthers the

sanctions avoidance scheme with which he is charged. For instance, the defendant operates Al Nafees, a money exchange house that, based on ledgers email amongst the co-conspirators, sold and bought \$3,452,919,870 and \$3,452,928,229, respectively, in 2011. Al Nafees also engaged in financial transactions on behalf of sanctioned entities, including the Mellat Exchange. (*See* Indictment ¶ 14(a)). Similarly, the defendant operates Atlantis Capital Trading Ltd. (“Atlantis”) and Durak, which were used, among other things, to make bulk cash movements of approximately \$1,002,900,000 and €12,000,000 in paper currency to Mellat Exchange in Tehran, Iran using bulk cash couriers in or about late 2011. Not surprisingly, the defendant did not disclose Al Nafees, Durak, or Atlantis during the Pre-Trial Services Interview.

Zarrab also failed to disclose his shipping business, Royal Shipping, during the Pre-Trial Services Interview, but now touts it as an example of his business acumen. But while the defendant discusses projects undertaken by Royal Shipping on behalf of the Radisson hotel chain and his father’s steel manufacturing company, he omits how he used his shipping ventures to help NIOC, which, at the time, was designated as an arm of the IRGC, a principal supporter of terrorist activity around the world. The illegal business relationship with NIOC is captured in voluminous documentary evidence. For example, in an email dated on or about January 5, 2013, attached hereto as Exhibit C, the sender of the email describes an anticipated visit to NIOC’s facilities that was agreed to by Zarrab. In another email, dated on or about January 22, 2013, which was sent to an email account for “Royal Denizcilik Ve,” one of the businesses used by Zarrab and his co-conspirators, the sender writes on behalf of “Petroiran Company, one of the subsidiaries of the National Iranian Oil Company (NIOC),” and, based on “your official letter to Mr. Ahmad Ghalebany (the managing director of the NIOC),” offers to enter into a business relationship. A copy of this email is attached hereto as Exhibit D.

(2) The Defendant's Assets

Through his various businesses, Zarrab has amassed a considerable fortune, which is perhaps best demonstrated through the lifestyle that he leads. Zarrab's true lifestyle stands in stark contrast to the picture of his assets that he attempted to paint during the Pre-Trial Services Interview. At that time, Zarrab claimed that he owned a home that he purchased for \$8 million, an office building, and a shop in a bazaar in Turkey. Again, these claims are false.

For example, in or about May 2014, Zarrab was emailed a spreadsheet that appears to detail his assets (the "Assets Spreadsheet"). The Assets Spreadsheet appears to show that, as of that time, Zarrab owned, at least, (i) approximately 20 properties alone in his name (more than six times the number he admitted during the Pre-Trial Services Interview), and another three in the name of his business, his wife, or his daughter; (ii) approximately 24 firearms used by individuals who appear to be part of Zarrab's security detail, including firearms valued at in excess of €40,000; (iii) approximately six horses owned by Zarrab, his wife, or one of the Royal entities, at least three of which are valued at more than €100,000; (iv) approximately seven sea vessels, which are registered to "Rza Yachting" or "Royal Turk LLC;" (v) a private airplane named "TC-RZA;" (vi) approximately 17 luxury automobiles in the name of Zarrab or one of the Royal entities; and (vii) artwork valued at more than \$10 million. A translation of Asset Spreadsheet showing these assets is attached hereto as Exhibit E.³ Moreover, in addition to the property described in the Assets Spreadsheet, the defendant owns other significant assets. For example, one of the employees traveling with Zarrab at the time of his arrest claimed, in substance and in part, to be overseeing the construction for Zarrab of a

³ Because the Asset Spreadsheet includes personal financial information about the defendant and his family, the Government is providing unredacted versions to the Court and the defendant, rather than filing the document electronically.

yacht longer than a football field, with three personal submersibles. Zarrab also rents an luxury apartment in Dubai. Furthermore, the defendant plainly has access to a large amount of liquid assets, given that entered the United States with more than \$100,000 in cash.

The information found on the Asset Spreadsheet and located through the FBI's investigation is further corroborated by images and videos of assets found on the Zarrab Phone, including large amounts of currency and gold, Zarrab's plane, some of Zarrab's firearms, one of Zarrab's yachts, and one of Zarrab's horses. These images are attached hereto as Exhibit F.⁴

(3) The Defendant's Corrupt Political Connections

The defendant has used his tremendous wealth not only to purchase several homes, yachts, and other assets, but also to buy access to corrupt politicians in Turkey. In or about 2013, Zarrab was arrested in Turkey, and that charged with bribing high-level Turkish officials to facilitate his criminal conduct. He was released after 72 days in custody, when the charges were dismissed after the Turkish prosecutors and police officers responsible for the investigation were either re-assigned, fired, or arrested and prosecuted themselves.

The details of the investigation that led to Zarrab's arrest are summarized in a December 18, 2013 Turkish prosecutor's report (the "Report") that was leaked to the Turkish press and then posted online. Relevant portions of a draft translation of the Report is attached hereto as Exhibit G.⁵ The evidence discussed in the Report includes descriptions of telephone conversations between Zarrab and others intercepted by Turkish law enforcement (including partial transcripts of telephone conversations), physical surveillance of Zarrab and others (including photographs of surveillance), and emails between Zarrab and others. The Turkish

⁴ With respect to videos, the Government includes screenshots of portions of the video. If the Court wishes, the Government will submit full versions of the videos.

⁵ Evidence from the Report is described in this letter in sum and substance. Any interpretation of such evidence is preliminary and based on the investigation to date.

investigation revealed that Zarrab and others orchestrated a criminal scheme that included:

Bribery of Foreign Public and Bank Officials: The Report describes a massive bribery scheme executed by Zarrab and others, paying cabinet-level governmental officials and high-level bank officers tens of millions of Euro and U.S. dollars, among other currencies, to facilitate Zarrab's network's transactions for the benefit of Iran and to protect Zarrab's network from potential competitors. The Report details evidence, including physical surveillance and intercepted telephone conversations and electronic communications between Zarrab, his co-conspirators, and others, concerning (i) bribe payments from Zarrab to Mehmet Zafer Caglayan, then the Turkish minister of economic affairs, between March 2012 and August 2013 totaling at least approximately €32 million in Euro, \$10 million in U.S. dollars, and 300,000 in Swiss francs (including cash, precious gems, luxury watches, and a piano) (*see, e.g.*, Ex. G pp. 89-96, 204-10); (ii) bribe payments from Zarrab to Muammer Guler, then the Turkish minister of the interior (with responsibility for Turkish law enforcement), between April and October 2013 totaling at least approximately \$5.8 million in U.S. dollars (*see, e.g., id.* pp. 260-64); (iii) bribe payments from Zarrab to Egemin Bagis, then the Turkish minister of E.U. Affairs (*see, e.g., id.* pp. 173-91); (iv) bribe payments to Suleyman Aslan, then the General Manager of the Turkish bank Türkiye Halk Bankasi S.A. ("Halkbank"), totaling at least approximately €2.5 million and \$1.4 million (*see, e.g., id.* pp. 101-02). The Report's conclusions are corroborated by emails obtained through the FBI's investigation, including emails attaching images of the wire transfer to Caglyan's brother financial data confirming the wire payment, spreadsheets that appears to track the bribes paid to Caglyan and Aslan, and other documents referenced in the Report.

Use of Fraudulent Documents to Disguise Transactions for Iranian Entities: The Report further describes a scheme by Zarrab to disguise money transfers using front companies

and false invoices for food and medicine. The Report details recorded telephone conversations in which Zarrab spoke with a Halkbank employee, who questioned why Dubai would ship sugar to Iran. In response, Zarrab explained that at Caglayan's request, he (Zarrab) was an intermediary for Iran's food transactions, including shipments of rice from Pakistan, sugar from Dubai, and other transactions; Zarrab would transfer money to the selling location at Iran's request to pay the invoice, as well as the veracity of bills of lading that showed wheat being shipped from Dubai. The Report describes another recorded call in which one of Zarrab's co-conspirators noted that "I mean, it's impossible for wheat to be originating from Dubai." In another intercepted call, according to the Report, Zarrab's co-conspirator worried "the documents we submit are the wrong documents . . . in the end they're fictitious documents, forgery is a crime that has a prison sentence, this is something beyond money." The Report describes another intercepted call in which Zarrab counseled pushing forward with the fraudulent documents, stating "...I don't know long live Photoshop, keep them printing." Zarrab's use of false documents is corroborated by the fact that, during a search of his home by Turkish law enforcement, the officers found blank U.A.E. customs forms. (*See, e.g., id.* pp. 58, 133-64).

Interference With The Turkish Investigation: The Report also describes how Zarrab and high-ranking Turkish officials conspired to obstruct the Turkish investigation. For example, the Report describes one call in which Zarrab spoke with Muammer Guler, the then Turkish Minister of the Interior. In the call, Zarrab and Guler discuss, in substance and in part, dealing with Orhan Ince, a Turkish police chief handling the investigation into the bribery scandal. Guler assured Zarrab that he would deal with Ince: "About Orhan, I'm already following up on that. Don't worry about that matter." Zarrab emphasized the importance of dealing with Ince: "Mr. Minister, that's the most important thing. It's more important than

anything else.” Guler assured Zarrab that he would handle Ince: “Okay daddy, that’s my problem, that is your brother’s job, don’t worry yourself... DON’T WORRY. I WILL MAKE THAT PIMP PAY FOR WHAT HE MADE YOU SUFFER TEN FOLD. I WILL MAKE HIM SUFFER. THAT’S A SON OF A BITCH. DON’T WORRY YOURSELF ABOUT HIM.” (*See, e.g., id.* pp. 13-14, 279-82).

According to press reports, in the aftermath of the high-profile arrests of Zarrab and several members of the Turkish government, numerous Turkish law enforcement officers and prosecutors involved in the investigation and prosecution were fired or re-assigned from the case, reportedly as a result of political pressure from the office of the then-Turkish Prime Minister and current President, Recep Tayyip Erdogan. Apparently as a result in part of these actions, the charges against Zarrab and his co-defendants were dismissed in November 2014.

In addition to the Report, the close ties between Zarrab and high-ranking Turkish officials, including Erdogan, are highlighted by the defendant’s work with the Turkish charity Togem-Der, which the defendant touts in his bail application. (*See* Def. Mem. at 15-16). According to press reports (attached hereto as Exhibit H), Togem-Der was founded by Emine Erdogan, wife of President Erdogan. Furthermore, the Togem-Der website, a screenshot of a March 16, 2016 cached version⁶ of which is attached hereto as Exhibit I, identifies Beyhan Nilser Bagis on the page listing the Board of Directors (“Yonetim Kurulu”). Bagis is the wife of Egeman Bagis, the one-time Turkish Minister of European Union Affairs who was dismissed as part of the 2013 corruption scandal caused by Zarrab’s arrest.

DISCUSSION

The Government respectfully submits that, in light of the foregoing, the defendant

⁶ The website for Togem-Der appears to have been disabled after Zarrab filed his bail application.

presents a significant flight risk, and that, as a result, there are no appropriate bail conditions.

I. Applicable Law

The question of bail is governed by the factors set forth in Title 18, United States Code, Section 3142. Those factors include: (1) the nature and circumstances of the offense charged, including whether the offense is a crime of violence, a violation of section 1591, a Federal crime of terrorism, or involves a minor victim or a controlled substance, firearm, explosive, or destructive device; (2) the weight of the evidence against the person; (3) the history and characteristics of the person, including, among other things, the defendant's ties to the community, past conduct, and financial resources; and (4) whether the defendant poses a danger to the community if released. *See* 18 U.S.C. § 3142(g)(1)-(4). If, after weighing these factors, the Court concludes that “no condition or combination of conditions will reasonably assure the appearance of the person as required...” then bail should be denied.. *See* 18 U.S.C. § 3142(e).

II. The Defendant Presents an Incurable Risk of Flight

Zarrab presents a substantial risk of flight that cannot be addressed through bail conditions, due to the serious nature of the charged conduct, the weight of the evidence, and his personal characteristics, including his wealth, foreign ties, lack of any connection to the United States, and duplicity during the Pre-Trial Services Interview. *See United States v. Townsend*, 897 F.2d 989, 994-95 (9th Cir. 1990) (denying bail to defendants alleged charged with export violations where defendants faced substantial sentences, had no domestic ties, extensive foreign ties, and had access to large quantities of cash).⁷

⁷ In three cases, the United States District Court for the District of Columbia concluded that bail conditions could be set for violators of IEEPA and the Export Administration Act (the “EAA”). *See United States v. Hassanshahi*, 989 F. Supp. 2d 110, 112 (D.D.C. 2013) (defendant charged with violating the EAA and IEEPA by transporting electrical relays to Iran); *United States v. Hanson*, 613 F. Supp. 2d 85, 86 (D.D.C. 2009) (defendant charged with violating the EAA and IEEPA by transporting unmanned aerial vehicle components to China); *United States v. Karni*,

A. *Nature and Seriousness of the Charges Against the Defendant*

In 1979, the President determined that “the situation in Iran constitutes an unusual and extraordinary threat to the national security, foreign policy and economy of the United States and declare[d] a national emergency to deal with that threat.” Executive No. 12170. To address that national emergency, Presidents have adopted, among other things, a coordinated regime of economic sanctions, including the ITSR, the IFSR, and the WMD Sanctions, against the Government of Iran and other Iranian entities. For almost 40 years, the sanctions regime has been one of the key ways in which the United States has sought to curb the Iranian threat.

At the time of the charged conduct, one of the purposes of the sanctions regime was to place pressure on various industries in Iran, thus limiting Iran’s ability to engage in the

298 F. Supp. 2d 129, 129 (D.D.C. 2004) (defendant charged with violating the EAA and IEEPA by transporting devices capable of triggering nuclear weapons to Pakistan via South Africa). The Government respectfully submits that these cases are distinguishable from Zarrab’s case. Initially, while the Government believes that the nature of the crimes charged in *Karni*, *Hanson*, and *Hassanshahi* support detention, the conduct here is of a different nature. Zarrab is charged with enabling Iran and other sanctioned entities to participate in prohibited financial transactions, thus allowing them to alleviate the economic pressure that was intended by the sanctions to alter Iran’s behavior, including its pursuit of nuclear weapons and sponsorship of terrorism. The entities aided by Zarrab include entities that, at the time, were arms of the IRGC, which is notorious for its facilitation of terrorism. In other words, Zarrab’s conduct, unlike that in *Karni*, *Hanson*, and *Hassanshahi*, was not limited to any specific banned set of products, but rather, enabled Iran to engage in the full course of conduct that threatens the United States. Furthermore, in *Hanson* and *Hassanshahi*, the court found that the defendants had ties to the United States, unlike Zarrab. *See Hassanshahi*, 989 F. Supp. 2d at 116 (defendant had “very strong” ties to the United States, including multiple family members); *see Hanson*, 613 F. Supp. 2d at 89 (although the defendant primarily lived abroad, she was a naturalized U.S. citizen, and had a rented home in Maryland where she lived with her husband and adopted son). In *Karni*, the defendant was required to remain in the custody of a local rabbi, who was obligated to arrange for twenty-hour supervision of the defendant. *See* 298 F. Supp. 2d at 133 (“Defendant will be released into the custody of Rabbi Herzl Kranz....Rabbi Kranz must commit to have someone with Defendant on a twenty-four hour basis, seven days of week.”). Furthermore, none of the opinions in *Hassanshahi*, *Hanson*, or *Karni*, suggest that those defendants have the financial wherewithal, global business network, or connections to foreign officials that Zarrab does, all of which further his ability to flee, or that those defendants made the same kinds of serious misrepresentations that Zarrab did, which demonstrates his intent to flee.

type of conduct that threatens U.S. interests. As Robert J. Einhorn, Special Advisor for Arms Control and International Security, testified to the House Committee on Oversight and Government Reform, sanctions on the Iranian financial sector, among other efforts, were causing Iran to have “great difficulty in obtaining access to financial services that are the lifeblood of international commerce and Iranian proliferation,” and had “raised the cost of doing business for Iranian procurement agents as they are forced to find alternative financial arrangements and engage in more complex deceptive practices, sacrificing time and resources to do so.” *See* Testimony of Robert J. Einhorn to House Comm. on Oversight and Govt. Reform (July 29, 2010). Sanctions on Iran’s shipping and petroleum industries similarly limited Iranian entities operating in those sectors from accessing international markets, including U.S. markets, thus encouraging Iran to cease its nuclear program and hostility against the United States. *See id.*

During the time period of the charged conduct, of particular importance was decimating the IRGC’s ability to continue its support of terrorism and unrest in the Middle East. As the State Department has stated, through its participation in various economic sectors in Iran, the IRGC controls significant business interests in Iran, and “[t]he profits from these activities are available to support the full range of the IRGC’s illicit activities, including WMD proliferation and support for terrorism.” U.S. Dep’t of State, Media Note: Treasury Targets Iran’s Islamic Revolutionary Guard Corps (February 10, 2010). Indeed, the IRGC continues to threaten global stability by sending IRGC officers to Syria to aid Bashar Al-Assad. *See* Dept. of State, 2013 Country Reports on Terrorism, *available at* <http://www.state.gov/j/ct/rls/crt/2013/224826.htm> (May 3, 2016).

For years, the defendant has been a key operative in the effort to undermine that sanctions scheme through full-scale “economic jihad.” He has aided sanctioned Iranian financial

institutions, such as Bank Mellat, the Mellat Exchange, and Bank Karafarin, by giving them access to the very financial markets that the sanctions scheme was designed to cut them off from. He has helped the IRGC earn millions of dollars that could be used to finance its weapons proliferation and support for terrorism by facilitating shipping and petroleum transactions for IRGC-controlled entities, like NIOC. In doing so, the defendant eased the pressure on Iran and the IRGC created by the sanctions, and worked to diminish their deterrent effect. Zarrab's actions, in a very real sense, compromised the well-being and security of the United States.

The seriousness of the Zarrab's criminal conduct is demonstrated by the potential sentence that he faces should he be convicted. The statutory maximum term of imprisonment for the four charges in the Indictment is 75 years. Moreover, while the Government's investigation is ongoing, even a preliminary Guidelines analysis shows that Zarrab is facing a decades in prison. Specifically, after accounting for the volume of illegal transactions in which he engaged, offense-level enhancements that are likely to apply, such as the 4-point increase for his role in the offense and the 4-point increase for operating a money laundering business, and the grouping of the offenses, the applicable offense level would be at least a 42. Even at a Criminal History Category I, this offense level results in a Guidelines range of 360 months to life imprisonment.

Zarrab argues, in essence, that because he has not been charged with a crime enumerated in Section 3142, the nature of the charges here do not support pre-trial detention. While the Bail Reform Act certainly specifies certain crimes as being particularly worthy of detention, there is nothing in its language that suggests that these are the only crimes that could ever warrant detention. If it did, then the statute would not direct the Court to consider the nature of the charged offense, "including" whether it is one of the enumerated offenses, but rather, would instruct the Court to consider *only* whether the charged offense was one of the enumerated

offenses. In this case, it is completely appropriate for the Court to consider that the defendant's criminal conduct threatened the U.S.'s national security, and, as a serious offense, carries a significant potential penalty that would cause the defendant to want to abscond.

B. Weight of the Evidence Against the Defendant

The possibility of more than 30 years in prison is certainly sufficient to motivate the defendant to flee. That incentive, however, is only increased when the strength of the evidence against the defendant – and thus the likelihood of conviction – is factored into the equation. Here, the case against the defendant is powerful and overwhelming.

The evidence against Zarrab consists, in large part, of unimpeachable documentary evidence, including emails obtained from, among others, Zarrab's own email accounts, and those used by his co-conspirators, and bank records showing the illegal transactions. That evidence establishes conclusively Zarrab's knowing participation in the sanctions avoidance scheme detailed in the Indictment. For instance, the draft December 3, 2011 letter, which was addressed to the Central Bank of Iran, prepared for Zarrab's signature, and found in his email, outlines his commitment to undermining the sanctions as part of the "Economic Jihad" being waged by his "dear nation," Iran. (*See* Indictment ¶ 14(i)). Moreover, other emails show that Zarrab was warned explicitly that financial transactions in which he engaged were banned by U.S. banks because they ran afoul of OFAC regulations. (*See id.* ¶¶ 14(g)-(h)). Furthermore, emails also show Zarrab himself directing transactions that were not for the benefit of the company in whose name they were executed, but rather, for NIOC, which was, at the time, designated as an arm of the IRGC. (*See id.* ¶¶ 14(j)-(k)). This transaction is also reflected in bank records. (*See id.* ¶ 14(l)). These are but a few examples of the paper trail that shows Zarrab engaging in millions of dollars-worth of sanctioned financial transactions.

Moreover, other evidence found during the investigation further bolsters the case against the defendant. For example, during the search of Zarrab's home in Turkey in 2013, Turkish authorities found blank U.A.E. customs forms, which not only demonstrate aspects of the charged scheme, but also show the defendant's access to fraudulent documentation that would help him flee. Furthermore, the Zarrab Phone contains additional evidence of continuing communications with co-conspirators, ongoing business relationships, and consciousness of guilt, including an image of an FAQ relating to sanctions under the Iran Freedom and Counter-Proliferation Act of 2012, which demonstrates Zarrab's knowledge of the sanctions regime that he was working to undermine. Similarly, the Zarrab Phone also contains multiple images of banking confirmation records showing continuing transactions with Iranian banks.

C. History and Characteristics of the Defendant

Finally, the history and characteristics of the defendant, including his wealth, lack of U.S. ties, and extensive foreign connections, exacerbate the risk of flight created by the seriousness of the criminal conduct alleged and the strength of the Government's case.

Despite his attempt to downplay his assets, it is indisputable – especially in light of the defendant's own statements and the evidence found by the FBI – that the defendant is a man with access to a rare amount of wealth. He has millions of dollars-worth of different currency at his disposal – indeed, as noted above, he traveled to Miami with more than \$100,000 in cash. His assets include various modes of transportation, including yachts, submersibles, and at least one airplane. He has multiple homes in at least two foreign countries. He uses, owns, or controls dozens of holding and shell companies, and has used this network of corporate entities to move large sums of currency around the world. With this financial wherewithal, the defendant has the means to travel whenever he wants and wherever he wants, and do so covertly.

Furthermore, that wealth is particularly conducive to flight in this case when

combined with the defendant's access to foreign countries that would not extradite him back to the United States to face the pending charges. Having a safe place to which to escape only increases the motivation to flee. Zarrab currently holds Iranian, Turkish, and Macedonian passports. Iran and Macedonia do not have extradition treaties with the United States, and thus, if Zarrab were able to travel to those countries, he would be beyond the reach of the Government and the Court. Moreover, Zarrab regularly travels to other countries without extradition treaties with the United States, including Lebanon, Russia, and Saudi Arabia, some within the last year.

Turkey does have an extradition treaty with the United States, but does not extradite its citizens. Indeed, even if Turkey were to allow extradition of its citizens, it is highly unlikely that Zarrab would be returned to the United States. As alleged in the Report, when charged with serious crimes in Turkey, the defendant simply paid off high-ranking Turkish officials to squash the investigation, even to the point of having law enforcement officials involved in that investigation arrested, terminated, reassigned, or criminally charged. The Report makes very clear that if the defendant were able to reach Turkish soil, he could cause the highest levels of Turkish government to block his return to the United States. Zarrab's access to powerful members of Turkish society is further underscored by his relationship with Togem-Der.

Zarrab implicitly acknowledged the flight risk that his wealth and foreign connections create by lying about both during the Pre-Trial Services Interview. When asked to truthfully quantify his wealth, Zarrab minimized his business income from several billion dollars to less than a million dollars, and omitted millions of dollars-worth of assets. Similarly, when asked about his travel over the past decade, Zarrab chose to mention a few countries that he visited purportedly for vacation, but failed to disclose his travel to countries like Lebanon, Russia, and Saudi Arabia. The reason for these misrepresentations is obvious. Zarrab knew that

if he had been honest about the extent of his resources or the breadth of his travel that would lead to the inescapable conclusion that he is a flight risk, and so he chose to lie instead. Zarrab's dishonesty should give the Court no confidence in his pledge to return for court proceedings.

D. The Defendant's Proposed Bail Package Is Insufficient to Address These Concerns

Based on the foregoing, the Government respectfully submits that there are no conditions that could reasonably assure the defendant's appearance. The defendant, nevertheless, has proposed that he be bailed principally on the following conditions: (i) a 50 million dollar bond, secured by \$10 million in cash and signed by his wife; and (ii) home confinement with electronic monitoring and private guards paid for by the defendant. The fact of the matter is, however, that, while the defendant touts the security this package purportedly provides, it fundamentally amounts to the defendant's potentially sacrificing a sum of money that he can easily do without, or even recoup in short order, and an offer to build a personal jail for himself in an apartment in Manhattan, none of which would impede his flight.

First, although the defendant argues that the \$50 million bond secured by \$10 million in cash will, in essence, cripple he and his wife's ability to live their lives if he absconds, the bond provides no security against flight. The defendant's commercial ventures generate a tremendous amount of revenue – more than \$11 billion annually – in foreign countries, and have allowed the defendant to amass a sizeable fortune. Trading ten million dollars – approximately a quarter of the amount of cash that the defendant had delivered to Iran during late 2011 and a third of the amount of bribes he paid in 2013 – for his freedom is an exchange the defendant could, and almost assuredly would, make without any concern about his financial future. Furthermore, both the defendant and his wife's assets are located exclusively abroad, beyond the reach of the Government, and the \$50 million bond would only be enforceable in the United States, a country that the defendant and his family almost never visit, and could certainly avoid

in the future. Thus, incurring a bond obligation would not turn Zarrab and his wife into “fugitives,” and would have no impact on their lives going forward. Accordingly, the defendant’s proposed bond, even secured by \$10 million, provides no disincentive to him to flee.

Second, the defendant’s proposal that he be subject to home detention, on electronic monitoring, and supervised by private guards paid by him, does not mitigate the risk of flight. The inadequacies of electronic monitoring are well-documented: as of 2012, more than 140 federal and state defendants on electronic monitoring have absconded. Indeed, just last year, the defendant in *United States v. Paul Ceglia*, (VSB) 12 Cr. 876 (S.D.N.Y.) fled while on electronic monitoring, and remains at large. Electronic monitoring is no bar to flight here.

The heart of the defendant’s proposal is that he will be supervised at a leased apartment in New York by private security guards on his payroll. In a summary order, the Second Circuit held that it is not legal error “for a district court to decline to accept,” as “a substitute for detention,” a defendant hiring private security guards to monitor him. *United States v. Banki*, 369 F. App’x 152, 154 (2d Cir. 2010). In the same decision, the Second Circuit noted that it was “troubled” by the possibility of “allow[ing] wealthy defendants to buy their way out by constructing a private jail.” *See id.* (internal quotation marks omitted). *Accord, e.g., United States v. Cilins*, No. 13 Cr. 315 (WHP), 2013 WL 3802012, at *3 (S.D.N.Y. July 19, 2013) (“it is contrary to underlying principles of detention and release on bail that individuals otherwise ineligible for release should be able to buy their way out by constructing a private jail, policed by security guards not trained or ultimately accountable to the Government, even if carefully selected”) (quoting *Borodin v. Ashcroft*, 136 F. Supp. 2d 125, 134 (E.D.N.Y. 2001)); *United States v. Valerio*, 9 F. Supp. 3d 283, 293-94 (E.D.N.Y. 2014) (“There is nothing in the Bail Reform Act that would suggest that a defendant (or even, hypothetically, a group of

defendants with private funding) has a statutory right to replicate or construct a private jail in a home or some other location.”); *United States v. Colorado-Cebado*, No. A-13-CR-458 (DEW), 2013 WL 5852621, at *7 (W.D. Tex. Oct. 30, 2013) (“When an armed guard with license to use that firearm is needed to ensure that a defendant does not flee, then conditions of release are simply not appropriate, regardless of how elaborate a release proposal a wealthy defendant might construct.”); *but see United States v. Ng Lap Seng*, 15 Cr. 706 (VSB) (S.D.N.Y. Oct. 22, 2015) (approving arrangement, but adding conditions about, among other things, visitors and methods of communication); *United States v. Dreier*, 596 F. Supp. 2d 831, 834 (S.D.N.Y. 2009) (same).

At bottom, Zarrab’s proposed private security arrangement does not mitigate the risk of flight. While the defendant touts in his submission Guidepost’s track record with respect to escapes, which is obviously based on a much smaller sample size than the Bureau of Prisons, it is self-evident that the majority of prison escapes occur while a prisoner is outside of a correctional facility, particularly at hospital visits. That is because a private security firm simply cannot replicate the controlled environment of a federal correctional facility, in which, typically, all of the needs to the prisoner can be attended to without placing the prisoner in the community at large. Zarrab’s proposed security arrangement would have the effect of permanently placing him in this high-flight-risk circumstance. Moreover, a public escape attempt, in New York City, involving armed private guards attempting to stop the defendant, potentially by force, greatly magnifies the danger of the defendant’s flight to the public.

Furthermore, in this specific case, the risk of flight is greater than that found in *Ng Lap Seng*, the case upon which the defendant principally bases his argument, and more akin to the risk in *Cilins*, which rejected the defendant’s application to be released under the supervision of private guards. To be sure, in *Ng Lap Seng* (China), *Cilins* (France), and this case (Iran and

EXHIBIT A

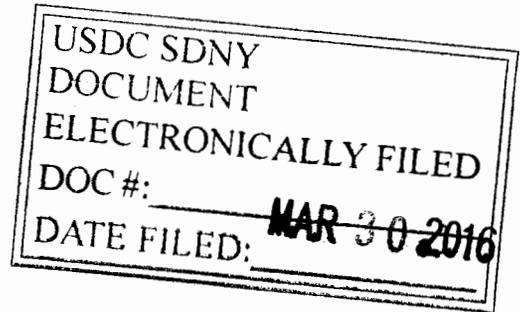
ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
UNITED STATES OF AMERICA
:
- v. -
:
REZA ZARRAB,
a/k/a "Riza Sarraf,"
CAMELIA JAMSHIDY,
a/k/a "Kamelia Jamshidy," and
HOSSEIN NAJAFZADEH,
:
Defendants.
:
----- -X

**SUPERSEDING
INDICTMENT**

S1 15 Cr. 867 (RMB)



BACKGROUND

The International Emergency Economic Powers Act

1. The International Emergency Economic Powers Act ("IEEPA"), codified at Title 50, United States Code, Sections 1701-1706, confers upon the President authority to deal with unusual and extraordinary threats to the national security and foreign policy of the United States. Section 1705 provides, in part, that "[i]t shall be unlawful for a person to violate, attempt to violate, conspire to violate, or cause a violation of any license, order, regulation, or prohibition issued under this title." 50 U.S.C. § 1705(a).

2. Beginning with Executive Order No. 12170, issued on November 14, 1979, the President found that "the situation in Iran constitutes an unusual and extraordinary threat to the national security, foreign policy and economy of the United

States and declare[d] a national emergency to deal with that threat."

3. On May 6, 1995, the President issued Executive Order No. 12959, adopting and continuing Executive Order No. 12170 (collectively, the "Executive Orders"), and prohibiting, among other things, the exportation, reexportation, sale, or supply, directly or indirectly, to Iran of any goods, technology, or services from the United States or by a United States person. The Executive Orders authorized the United States Secretary of the Treasury to promulgate rules and regulations necessary to carry out the Executive Orders. Pursuant to this authority, the Secretary of the Treasury promulgated the Iranian Transactions Regulations (renamed in 2013, the Iranian Transactions and Sanctions Regulations, the "ITSR") implementing the sanctions imposed by the Executive Orders.

4. The ITSR, Title 31, Code of Federal Regulations, Section 560.204, prohibits, among other things, the exportation, reexportation, sale, or supply, directly or indirectly, from the United States, or by a United States Person, of goods, technology, or services to Iran or the Government of Iran (with certain limited exceptions), including the exportation, reexportation, sale or supply of goods, technology or services

to a third country knowing that such goods, technology or services are intended for Iran or the Government of Iran, without a license from the United States Department of the Treasury, Office of Foreign Assets Control ("OFAC").

5. The ITSR further prohibit transactions that evade or avoid, have the purpose of evading or avoiding, cause a violation of, or attempt to violate the ITSR. 31 C.F.R. § 560.203.

6. Appendix A to the ITSR contained a list of persons determined to be the Government of Iran. At all times relevant to this Indictment, Bank Mellat was an Iranian state-owned bank on the list in Appendix A. At all times relevant to this Indictment, the National Iranian Oil Company ("NIOC") was an Iranian Oil Company on the list in Appendix A. At all times relevant to this Indictment, Naftiran Intertrade Company Ltd. ("NICO"), an Iranian company located in the United Kingdom and Naftiran Intertrade Company Sarl ("NICO Sarl"), an Iranian company located in Switzerland, were on the list in Appendix A.

7. Bank Mellat and all of its branches and subsidiaries were designated by OFAC on or about October 25, 2007, as Specially Designated Nationals ("SDNs") under the ITSR, the Iranian Financial Sanctions Regulations ("IFSR"), 31 C.F.R. Part 561, and the Weapons of Mass Destruction Proliferators

Sanctions Regulations ("WMD Sanctions"), 31 C.F.R. Part 544. Mellat Exchange Company ("Mellat Exchange") was a money services business owned and controlled by Bank Mellat. At all times relevant to this Indictment, Bank Mellat was an SDN.

8. On or about July 12, 2012, OFAC designated Hong Kong Intertrade Company ("HKICO") as an SDN pursuant to the ITSR. OFAC further identified NIOC as an agent or affiliate of Iran's Islamic Revolutionary Guard Corp ("IRGC") pursuant to Executive Order 13599 on or about September 24, 2012, and designated Seifollah Jashnsaz, chairman of NICO, NICO Sarl, and HKICO, as an SDN under the WMD Sanctions on or about May 23, 2012. At all times relevant to this Indictment after on or about July 12, 2012, HKICKO was an SDN. At all times relevant to this Indictment after May 23, 2012, Jashnsaz was an SDN. At all times relevant to this Indictment after September 24, 2012, NIOC was identified as an agent or affiliate of the IRGC.

The Defendants

9. At all times relevant to this Indictment, REZA ZARRAB, a/k/a "Riza Sarraf," the defendant, owned and operated a network of companies located in Turkey and in the United Arab Emirates, including a group of companies under Royal Holding A.S. ("Royal Holding"), a holding company in Turkey, Durak Doviz Exchange, a money services business in Turkey, and Al Nafees

Exchange LLC ("Al Nafees Exchange"), a money services business in the United Arab Emirates. The Royal Holding group of entities includes Royal Emerald Investments, among others.

10. At all times relevant to this Indictment, CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," the defendant, was an employee of REZA ZARRAB, a/k/a "Riza Sarraf," the defendant, at Royal Holding and related entities.

11. At all times relevant to this Indictment, HOSSEIN NAJAFZADEH, the defendant, was a senior officer at Mellat Exchange.

12. At all times relevant to this Indictment, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADHEH, the defendants, and others assisted Iranian individuals and companies, including Bank Mellat, Mellat Exchange, NIOC, HKNICO, and others, to evade U.S. sanctions by conducting international financial transactions using Turkish and Emirati companies on behalf of and for the benefit of these Iranian individuals and entities in order to conceal from U.S. banks and others that services were being provided to Iran, to the Government of Iran, and to agents or affiliates of the IRGC in violation of the IEEPA, the ITSR, and the IFSR.

COUNT ONE

(Conspiracy to Defraud the United States)

The Grand Jury charges:

13. From at least in or about 2010, up to and including in or about 2015, in the Southern District of New York, Turkey, the United Arab Emirates, and elsewhere, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, knowingly and willfully did combine, conspire, confederate, and agree together and with each other to defraud the United States and an agency thereof, to wit, to impair, impede, and obstruct the lawful and legitimate governmental functions and operations of the U.S. Department of the Treasury, Office of Foreign Assets Control ("OFAC") in the enforcement of economic sanctions laws and regulations administered by that agency.

Overt Acts

14. In furtherance of the conspiracy and to effect the illegal object thereof, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others committed the following overt acts, among others:

a. On or about January 26, 2011, a co-

conspirator not named as a defendant herein ("CC-1"), an employee of Mellat Exchange, described in paragraph 7 above, sent an email to a second co-conspirator not named as a defendant herein ("CC-2"), an employee of Al Nafees Exchange, described in paragraph 9 above, with instructions for Al Nafees Exchange to make international financial transfers on behalf of Mellat Exchange. Included in the instructions was a payment in the amount of approximately \$953,288.85 to a company located in Canada ("Canadian Company-1") described as "transfer by MAPNA." MAPNA is a reference to MAPNA Group, an Iranian construction and power plant company.

b. On or about January 27, 2011, Royal Emerald Investments, a co-conspirator not named as a defendant herein, caused an international wire transfer from the UAE to Canadian Company-1 in the amount of approximately \$953,289, which was processed by a United States bank ("U.S. Bank-1"). The wire transfer information provided to U.S. Bank-1 purported that the payment was related to fire equipment, but made no mention of MAPNA Group.

c. On or about February 28, 2011, CC-1 of Mellat Exchange sent an email to CC-2 of Al Nafees Exchange with instructions for making several international financial transfers, including four transfers in United States currency,

on behalf of Mellat Exchange. Included in the instructions was a payment in the amount of approximately \$76,950 to a company located in China ("Chinese Company-1"), identifying the "Intermediary Bank" for the transaction as a bank located in the United States ("U.S. Bank-2").

d. On or about March 1, 2011, CC-1 sent an email to ZARRAB and to a co-conspirator not named as a defendant herein ("CC-3"), an employee of Royal Holding, attaching a list of the four U.S.-currency payment instructions for Mellat Exchange described in paragraph 14(c) above.

e. On or about March 9, 2011, CC-1 of Mellat Exchange sent an email to CC-2 of Al Nafees Exchange with instructions for making several international financial transfers in United States currency on behalf of Mellat Exchange. Included in the instructions was a payment in the amount of approximately \$9,225 to a company located in Hong Kong ("Hong Kong Company-1").

f. On or about May 24, 2011, CC-1 of Mellat Exchange sent an email to ZARRAB, JAMSHIDY, and CC-3 of Royal Holdings with the subject line, in Farsi, "very very urgent!!!!!!!!!!!!" Attached to the email were (1) a portion of a SWIFT message addressed to the attention of "OFAC/Compliance Unit" indicating that an international wire transfer in the

amount of approximately €3,711,365 had been stopped by U.S. Bank-1 because of global sanctions; (2) a statement that the payment related to services provided in connection with development of a gas field in Iran; and (3) a letter from Mellat Exchange to ZARRAB stating in part, in Farsi:

Based on the results of the continuous follow-ups regarding the above transfer, and your suggestion regarding communication with the OFAC agency in Turkey regarding facilitating transfers or returns thereof, the information received from the credit applicant is reflected exactly for follow up and appropriate action.

g. On or about May 31, 2011, JAMSHIDY sent an email to CC-2 of Al Nafees Exchange attaching a letter from Mellat Exchange, signed by NAJAFZADEH, to Al Nafees Exchange requesting the delivery of approximately \$30 million in U.S. currency to Mellat Exchange in Tehran, Iran.

h. On or about June 1, 2011, CC-1 of Mellat Exchange sent an email to ZARRAB with the subject line, in Farsi, "very urgent" and attaching, among other things, (1) a portion of a SWIFT message noting that a payment in the amount of approximately \$9,225 had been blocked by a United States bank ("U.S. Bank-3") "pursuant to the sanctions imposed by the U.S. Gov Dept. of Treasury OFAC"; (2) a letter from Hong Kong Company-1's bank advising that a payment to Hong Kong Company-1 from Asi Kiyetli Madenler Turizm Otom in the amount of

approximately \$9,200 had been blocked by U.S. Bank-3 because of OFAC; (3) a portion of a second SWIFT message noting that payment of a second international transfer to Hong Kong Company-1 in the amount of approximately \$35,000 had been blocked by a United States bank ("U.S. Bank-4") as a result of OFAC sanctions; (4) a letter from Mellat Exchange dated May 15, 2011, to a relative of ZARRAB's at Al Nafees Exchange, signed by NAJAFZADEH, concerning the two blocked payments; and (5) a letter from Mellat Exchange dated June 1, 2011, to Durak Doviz Exchange, signed by NAJAFZADEH, concerning the two payments "through the Nafees Exchange," which stated in part, in Farsi:

[T]he above amounts were blocked by OFAC, and despite repeated follow-ups to execute these transfers by providing all necessary documents, unfortunately, the transfers have not been executed and deposited in the beneficiary's account. Therefore, despite the lack of communication with you regarding the covered topic, and only with regard to your excellent achievements regarding similar prior cases, it is requested: Regarding the passage of more than 2 months, and the lack of any results from the follow-ups of Nafiss Exchange, please arrange that with your guidance this case can be closed.

i. On or about December 3, 2011, ZARRAB and NAJAFZADEH received an email attaching a draft letter in Farsi addressed to the General Manager of the Central Bank of Iran and prepared for ZARRAB's signature, stating in part:

The role that the Supreme Leader [the

Ayatollah Khamenei] and the esteemed officials and employees of Markazi Bank [the Central Bank of Iran] play against the sanctions, wisely neutralizes the sanctions and even turns them into opportunities by using specialized methods. It is no secret that the trend is moving towards intensifying and increasing the sanctions, and since the wise leader of the Islamic Revolution of Iran has announced this to be the year of the Economic Jihad, the Zarrab family, which has had half a century of experience in foreign exchange, while establishing branches in Turkey, United Arab Emirates, Russia, and Azerbaijan, considers it to be our national and moral duty to declare our willingness to participate in any kind of cooperation in order to implement monetary and foreign exchange anti-sanction policies

Hoping that the efforts and cooperation of the zealous children of Islamic Iran will result in an upward increase in the progress of our dear nation in all international and financial arenas.

j. On or about January 7, 2013, ZARRAB sent an email to a co-conspirator not named as a defendant herein ("CC-4"), an employee of Royal Holding, attaching instructions for an international financial transfer from Turkish company ECB Kuyumculuk Ic Vedis Sanayi Ticaret Limited Sirketi in the amount of approximately \$600,000 to an energy company located in Turkmenistan ("Turkmeni Company-1").

k. On or about January 16, 2013, ZARRAB sent an email to a co-conspirator not named as a defendant herein ("CC-5") attaching a SWIFT message for a payment in the amount

of approximately \$1,000,000 from Gunes General Trading LLC, a company located in the U.A.E., to Turkmeni Company-1.

1. On or about January 16, 2013, Gunes General Trading LLC, a co-conspirator not named as a defendant herein, caused an international wire transfer from the U.A.E. to Turkmeni Company-1 in the amount of approximately \$999,907, which was processed by a United States bank ("U.S. Bank-5").

m. On or about November 11, 2013, a co-conspirator not named as a defendant herein ("CC-6") sent an email to ZARRAB attaching (1) a letter from HKICO, signed by Seifollah Jashnsaz and stamped "CONFIDENTIAL," addressed to HKICO's bank concerning an approximately €100 million transfer to HKICO's account; (2) a letter from NIOC concerning an international financial transfer; and (3) a letter from Turkmeni Company-1 dated May 30, 2013, addressed to the Deputy Minister of Iran's Oil Ministry, instructing that payment to Turkmeni Company-1 be made in U.S. currency.

(Title 18, United States Code, Section 371).

COUNT TWO

**(Conspiracy to Violate the
International Emergency Economic Powers Act)**

The Grand Jury further charges:

15. From at least in or about 2010, up to and including in or about 2015, in the Southern District of New

York, Turkey, the United Arab Emirates, and elsewhere, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, knowingly and willfully did combine, conspire, confederate, and agree together and with each other to violate, and to cause a violation of, licenses, orders, regulations, and prohibitions issued under the International Emergency Economic Powers Act, Title 50, United States Code, Sections 1701 to 1707, Part 560 of Title 31, Code of Federal Regulations, and Part 561 of Title 31, Code of Federal Regulations.

16. It was a part and an object of the conspiracy that REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, would and did export, reexport, sell, and supply, and cause to be exported, reexported, sold, and supplied, directly and indirectly, from the United States, services, to wit, international financial transactions, to Iran and to the Government of Iran, without first obtaining the required approval of the Office of Foreign Assets Control, within the United States Department of Treasury, in violation of Title 50, United States Code, Sections 1701 to 1707, and Title 31, Code of Federal Regulations, Section 560.204.

17. It was further a part and an object of the conspiracy that REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, would and did engage in a transaction that evaded and avoided, had the purpose of evading and avoiding, caused a violation of, and attempted to violate one or more of the prohibitions set forth in Title 31, Code of Federal Regulations, Part 560, in violation of Title 50, United States Code, Sections 1701 to 1707, and Title 31, Code of Federal Regulations, Section 560.203.

Overt Acts

18. In furtherance of the conspiracy and to effect the illegal objects thereof, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, committed the overt acts set forth in paragraph 14 of this Indictment, among others, which are fully incorporated by reference herein.

(Title 50, United States Code, Section 1705;
Title 31, Code of Federal Regulations, Sections 560.203,
560.204, 560.205, 561.202, & 561.205.)

COUNT THREE

(Conspiracy to Commit Bank Fraud)

The Grand Jury further charges:

19. From at least in or about 2010, up to and including in or about 2015, in the Southern District of New York, Turkey, the United Arab Emirates, and elsewhere, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, and others known and unknown, knowingly and willfully did combine, conspire, confederate, and agree together and with each other to commit bank fraud, in violation of Title 18, United States Code, Section 1344.

20. It was a part and an object of the conspiracy that REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, would and did knowingly execute and attempt to execute a scheme or artifice to defraud a financial institution, and to obtain moneys, funds, credits, assets, securities, and other property owned by and under the custody and control of a financial institution, by means of false and fraudulent pretenses, representations, and promises, in violation of Title 18, United States Code, Section 1344.

Overt Acts

21. In furtherance of the conspiracy and to effect the illegal object thereof, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, committed the overt acts set forth in paragraph 14 of this Indictment, among others, which are fully incorporated by reference herein.

(Title 18, United States Code, Section 1349.)

COUNT FOUR

(Conspiracy to Commit Money Laundering)

The Grand Jury further charges:

22. From at least in or about 2010, up to and including in or about 2015, in the Southern District of New York, Turkey, the United Arab Emirates, and elsewhere, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, together with others known and unknown, willfully and knowingly did combine, conspire, confederate, and agree together and with each other to violate Title 18, United States Code, Section 1956(a)(2)(A).

23. It was a part and an object of the conspiracy that REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a

"Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, in an offense involving and affecting interstate and foreign commerce, would and did transport, transmit, and transfer, and attempt to transport, transmit, and transfer, monetary instruments and funds to places in the United States from and through places outside the United States, in amounts exceeding \$10,000, with the intent to promote the carrying on of specified unlawful activity, to wit, the illegal export of services to Iran as charged in Count Two of this Indictment and bank fraud as charged in Count Three of this Indictment, in violation of Section 1956(a)(2)(A) of Title 18, United States Code.

Overt Acts

24. In furtherance of the conspiracy and to effect the illegal object thereof, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, and others known and unknown, committed the overt acts set forth in paragraph 14 of this Indictment, among others, which are fully incorporated by reference herein.

(Title 18, United States Code, Section 1956(h).)

FORFEITURE ALLEGATION

(Counts Two and Three)

25. As a result of committing the offenses alleged in Counts Two and Three of this Indictment, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461, all property, real and personal, that constitutes or is derived from proceeds traceable to the commission of the offenses alleged in Counts Two and Three of this Indictment, including but not limited to a sum of money representing the amount of proceeds obtained as a result of the offenses.

Substitute Assets Provision

26. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- a) cannot be located upon the exercise of due diligence;
- b) has been transferred or sold to, or deposited with, a third person;
- c) has been placed beyond the jurisdiction of the court;
- d) has been substantially diminished in value;
or

- e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

FORFEITURE ALLEGATION

(Count Four)

27. As a result of committing the money laundering offense alleged in Count Four of this Indictment, REZA ZARRAB, a/k/a "Riza Sarraf," CAMELIA JAMSHIDY, a/k/a "Kamelia Jamshidy," and HOSSEIN NAJAFZADEH, the defendants, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982, all property, real and personal, involved in the money laundering offense and all property traceable to such property, including but not limited to, a sum of money representing the amount of property that was involved in the money laundering offense or is traceable to such property.

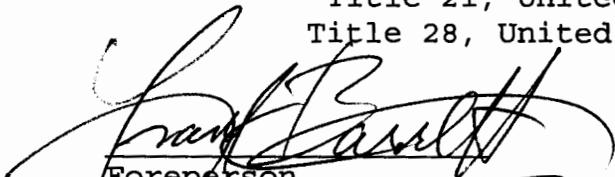
Substitute Assets Provision

28. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- a) cannot be located upon the exercise of due diligence;
- b) has been transferred or sold to, or deposited with, a third person;
- c) has been placed beyond the jurisdiction of the court;
- d) has been substantially diminished in value; or
- e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

(Title 18, United States Code, Sections 981, 982;
Title 21, United States Code, Section 853;
Title 28, United States Code, Section 2461.)


Foreperson
J.F.


PREET BHARARA
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

v.

REZA ZARRAB,
a/k/a "Riza Sarraf,"
CAMELIA JAMSHIDY,
a/k/a "Kamelia Jamshidy," and
HOSSEIN NAJAFZADEH,

Defendants.

SUPERSEDING INDICTMENT

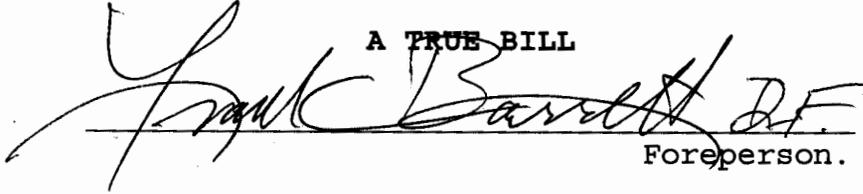
S1 15 Cr. 867 (RMB)

(18 U.S.C. § 371; 50 U.S.C. § 1705; 31
C.F.R. §§ 560.203, 560.205; 18 U.S.C.
§§ 1349, & 1956.)

PREET BHARARA

United States Attorney.

A TRUE BILL


Foreperson.

3/30/16 - Filed Superseding Indictment.
AR
A/W issued.

J Francis
USMA

EXHIBIT B

CASE NAME: In Re: Zarrab
EXHIBIT NUMBER: <https://www.youtube.com/watch?v=T5TcYjhexh8>
DATE: April 19th 2014 (Date of TV interview)
TIME:
PARTICIPANTS: Reza Zarrab (Guest), Ergun Diler (TV Host), Bekir Hazar (TV Host)

ABBREVIATIONS:

[Brackets]	Simultaneous speech
<i>text</i>	Transcriber's notes
[U/I]	Unintelligible in English
[I/I]	Unintelligible in Turkish
<i>Italics</i>	Words spoken in English
[ph]	Phonetic rendering

Name	English Translation	Original Language
Title (0:00:00.00)	Who is the Iranian origin Reza Zarrab who became the center of attention of Turkey in one night?	Bir gecede Türkiye'nin gündemine oturan İran asıllı iş adamı Reza Zarrab kim?
Ergün Diler (0:00:12.03)	Mr Reza, everybody knew you as the husband of a famous person. On the morning of December 17, you fell into the agenda of the country. Who is Reza Zarrab?	Reza bey herkes sizi ünlü bir ismin eşi olarak biliyor tanıyordu. 17 Aralık sabahı ülkenin gündemine düştünüz. Reza Zarrab kimdir?
Reza Zarrab (0:00:22.18)	Who is Reza Zarrab? On December 17th, we dropped into the agenda of the country, or if we say we were dropped into it, it would be much truer. Reza Zarrab, everyone sees me, as I also see from the media, as a person who moved and settled to Turkey 4-5 years ago who does trade.	Reza Zarrab kimdir. 17 Aralık günü ülkenin gündemine düştük düşürüldük desek daha doğru olur. Reza Zarrab herkes beni bugüne kadar medyadan benim de gördüğüm kadarıyla 4-5 yıl önce Türkiye'ye gelip yerleşip ve ticaret yapan bir insan olarak tanıyor.
Title (0:00:42.68)	I was born in Iran and I live in Turkey.	İran'da doğdum Türkiye'de yaşıyorum.
Reza Zarrab (0:00:46.20)	My father, has a permanent residence in Turkey since 1976 and I even though I was born on 1983, I have been living in Turkey since 1984 in other words I have been living and have grown up in Turkey since I was 1.	Benim babam 1976'dan beri Türkiye'de sabit ikameti olan ve ben kendim de 1983 doğumlu olmama rağmen 1984'ten beri yani 1 yaşımdan beri Türkiye'de yaşıyorum ve Türkiye'de büyüdüm.
Reza Zarrab (0:01:00.74)	And, we have family business and our trade is already known. We will delve into these matters in a moment...	Ve aile şirketimiz var ticaretlerimiz zaten malum. Birazdan bu konulara girip...
Ergün Diler (0:01:06.46)	So you are conducting business in Turkey since those years [RZ: Of course]	Yani o yıllardan beri ticaret yapıyorsunuz Türkiye'de [RZ: Tabii]
Reza Zarrab (0:01:09.20)	Now, before who is Reza Zarrab, lets draw the attention to the more important last name. There is Reza Zarrab and also the saying Rıza Sarraf. Zarrab means Sarraf (goldsmith) so Sarraf means Zarrab.	Şimdi mesela Reza Zarrab kimdirden bence daha önemli soyadına bir dikkat çekelim. Bir Reza Zarrab ve Rıza Sarraf deyimi var. Zarrab sarraf demek yani sarrafın da anlamı Zarrab demek.
Reza Zarrab (0:01:23.03)	In my Iran id, since there is Reza Zarrab and there is no Reza in Turkish right, they have corrected it as Rıza, it has been adapted to Turkish and Zarrab was corrected as Sarraf. As a result, my name in my Turkish identity is Rıza Sarraf and as the media knows, Reza Zarrab.	İran kimliğimde Reza Zarrab olduğu için onu Türkçe, Türkçe'de Rıza ismi Reza yok değil mi Rıza var demek ki o Reza Rıza olarak düzeltilmiş Türkçeleştirilmiş ve Zarrab da Sarraf olarak düzeltilmiş. Sonuç itibarıyla benim Türk kimliğimde ismim Rıza Sarraf medyanın da bildiği kadarı ile Reza Zarrab.
Bekir Hazar (0:01:46.06)	So how shall we address you? Rıza Sarraf or Reza Zarrab?	Peki biz nasıl hitap edelim size? Rıza Sarraf mı Reza Zarrab mı?

In Re: Zarrab

Reza Zarrab (0:01:49.26)	It does not matter, does not matter at all because the two are the same person.	Hiç farketmez ikisi de aynı kişi olduğu için hiç farketmiyor.
Bekir Hazar (0:01:52.18)	No, I mean which one do you like more, I asked in that sense.	Yok yani hangisi daha hoşunuza gidiyor o anlamda sordum.
Reza Zarrab (0:01:54.58)	This is relative, which one do you like more? [ED: Rıza!]	Bu göreceli bir şey sizin hangisi hoşunuza gidiyor? [ED: Rıza!]
Bekir Hazar (0:01:58.70)	Rıza [ED: If you show consent (<i>means Rıza in Turkish</i>)] [RZ: OK, then call me Rıza]	Rıza [ED:Eğer rıza gösterirseniz Rıza.] [RZ:Tamam o zaman Rıza deyin.]
Reza Zarrab (0:02:00.70)	Whichever you like, just call me that.	Hangisi hoşunuza gidiyorsa onu deyin.
Title (0:02:03.30)	By marrying Ebru Gündeş, did Reza Zarrab spy for Iran?	Reza Zarrab Ebru Gündeş ile evlenerek İran ajanlığı yaptı mı?
Bekir Hazar (0:02:12.52)	Many accusations were made, we will come to each one by one, we will go into your business life as well but one of the subjects that bothers me, and I will ask directly, are you a Iran spy?	Bir sürü suçlamalar yapıldı, hepsine tek tek gireceğiz ticari hayatınıza da gireceğiz ama benim en çok takıldığım konulardan biri direk soracağım pat diye soracağım: İran ajanı mısınız?
Reza Zarrab (0:02:27.43)	Do you think I have a stance as Iran's spy? No, I'm a businessman I'm not a spy of Iran or any other country. I'm a businessman that has contributed to Turkey's economy with the trades I have made in Turkey.	Sizce İran ajanı gibi bir duruşum var mı? Hayır ben bir iş adamıyım değil İran hiç bir ülkenin ajanı değilim. Ben Türkiye'de Türkiye ekonomisine yaptığım ticaretlerle katkı sağlamış bir işadamıyım.
Ergün Diler (0:02:44.38)	Why did these claims come into the agenda, why was Iran Spy emphasis insisted on for you?	Neden bu iddialar gündeme geldi neden ısrarla İran ajanı vurgusu yapıldı sizin için?
Reza Zarrab (0:02:48.76)	Believe me, I'm wondering about that as much as you do, do you know? If you find the answer, I would be very glad if you could also share it with me one day. As you, I am only following it from the media.	İnanın ben de sizin kadar merak ediyorum biliyor musunuz? Onun cevabını siz de bulursanız bir gün benimle paylaşırmanız çok sevinirim. Ben de sizin gibi sadece medyadan takip ediyorum.
Ergün Diler (0:02:58.46)	Because it was in the headlines of so many newspapers, it was the subject of prime time news, and there is a Iran Spy statement (RZ: allegations) and are you saying that this allegation was attempted to be placed?	Çünkü bir çok gazetenin manşetlerinde yer aldı ana haber bültenlerine konu oldu ve bir İran ajanı deyimi (RZ: iddiası var) iddiası yerleştirilmeye mi çalışıldı bunu mu söylüyorsunuz?
Reza Zarrab (0:03:10.96)	There are many allegations; this is one of those allegations. For me, it is really light compared to other allegations. But I would like to answer your question again: NO I am not a spy for any country.	Bir çok iddia yok mu bu da o iddialardan bir tanesi. Bana göre diğer iddiaların yanında çok basit bile kalıyor. Ama sizin sorunuza tekraren ben cevap vermek istiyorum: hayır ben hiç bir ülkenin ajanı değilim.
Title (0:03:24.20)	Does Reza Zarrab have investments in Iran?	Reza Zarrab'ın İran'da yatırımları var mı?
Ergün Diler	Does your family, your father, your	Aileniz babanız anneniz burada mı yaşıyor?

In Re: Zarrab

(0:03:27.66)	mother live here? Lives in Turkey?	Türkiye'de mi yaşıyor?
Reza Zarrab (0:03:31.36)	They live in Turkey as well as abroad. We have investments abroad, and also in Iran in this triangle	Türkiye'de de yaşıyorlar yurt dışında da yatırımlarımız var ve İran'da da bu üçgen içerisinde
Ergün Diler (0:03:37.18)	Do you have any investments in Iran, currently [RZ: Of course we have.]	İran'da yatırımlarınız var mı şu anda [RZ: Tabi ki var.]
Ergün Diler (0:03:38.70)	Can we elaborate a little?	Açabilir miyiz biraz?
Reza Zarrab (0:03:40.70)	We have iron and steel investment, iron and steel factory in Iran. [ED: Iron and steel.] And we have automobile tire factory. We have construction works in Dubai.	İran'da demir çelik yatırımımız var demir çelik fabrikamız var. [ED: Demir çelik.] Ve otomobil lastiği fabrikamız var. Yurt dışında Dubai'de inşaat işlerimiz var.
Ergün Diler (0:03:49.78)	So your businessman title is valid in both Turkey and Iran.	Yani işadami kimliğiniz hem Türkiye hem de İran için geçerli.
Reza Zarrab (0:03:52.18)	We have construction works both in Iran and Dubai, it is not limited to Iran and Turkey, and there is also Dubai.	Hem İran hem de Dubai'de inşaat işlerimiz var sadece İran ve Türkiye ile sınırlı değil Dubai de var.
Title (0:03:59.38)	Did Iranian origin businessman Reza Zarrab came to Turkey for gold smuggling?	İran asıllı iş adamı Reza Zarrab Türkiye'ye altın kaçakçılığı için mi geldi?
Bekir Hazar (0:04:08.10)	What do you do in Turkey; can we hear it from you? What exactly is your business according to you?	Türkiye'de ne yapıyorsunuz sizden dinleyebilir miyiz? Yaptığınız iş size göre tam olarak nedir?
Ergün Diler (0:04:15.80)	Are you a smuggler, are you smuggling gold	Kaçakçı mısınız altın mı kaçırıyorsunuz?
Reza Zarrab (0:04:18.90)	Well, I would have liked to answer this in the coming parts of the program but...	Yani ben buna programın biraz daha ilerleyen zamanlarında cevap vermek isterdim ama...
Title (0:04:24.58)	There is no such thing as gold smuggling, take a look at the gold legislation.	Altın kaçakçılığı diye bir şey olmaz altın mevzuatını inceleyin.
Reza Zarrab (0:04:33.33)	Smuggling in gold cannot be due to the legislation.	Altında kaçakçılık mevzuat gereği olamaz.
Ergün Diler (0:04:37.70)	How?	Nasıl?
Reza Zarrab (0:04:38.86)	Because there is no tax and VAT in gold, let me explain in simpler terms. [ED: Yeah, if you can tell it in terms we can understand] Lets talk in colloquially, in other words, you can buy as much gold as you like and export it abroad, you just need to declare it. And you can also import it as well. Through gold exchange, by passing it through gold exchange, you can just import.	Çünkü altında vergi ve KDV yoktur yani daha anlaşılır lisanda izah edeyim. [ED: Evet bizim anlayacağımız şekilde söylerseniz] Halk dilinde konuşalım yani siz dilediğiniz kadar altını Türkiye Cumhuriyetinden alıp yurt dışına ihraç edebilirsiniz sadece beyan etmeniz gerekiyor. Ve yurt içine de ithal edebilirsiniz. Altın borsası aracılığıyla altın borsasından geçirmek suretiyle sadece ithalatta ithal edebilirsiniz.

In Re: Zarrab

Reza Zarrab (0:05:04.66)	This means that there is no tax and VAT in gold. How can you smuggle a product that has no tax and VAT, can you explain it to me? In other words, you can export abroad and import the A4 papers here, the folders, the things you hold as much as you can. And for this, in the question you ask me, you call it smuggling. How can it be smuggled?	Bu demektir ki altında hiç bir şekilde vergi ve KDV yoktur. Vergisi ve KDV'si olmayan bir ürünün nasıl kaçığı olur siz bana izah edebilir misiniz? Yani siz A4 kağıtları buradaki dosyalar elinizdeki şeyleri dilediğiniz kadar yurt dışına ihraç edebiliyorsunuz dilediğiniz kadar ithal edebiliyorsunuz. Ve bunda bana sorduğunuz soruda kaçakçılık diyorsunuz. Nasıl kaçak olabilir?
Ergün Diler (0:05:28.83)	The allegations are all in this direction and in the center of it is the gold smuggling allegations. [RZ: Look] and in a moment, the thing I wonder about the most, the plane full of gold that came from Gana.[RZA: OK].	İddialar hep bu yönde ve işin merkezinde altın kaçakçılığı [RZ: bakın]iddiaları ve az sonra benim çok merak ettiğim Gana'dan gelen altın dolu uçak [RZ: peki].
Reza Zarrab (0:05:40.73)	I'm going to ask you something. You just said that, the gold smuggling you mentioned is in the agenda for days. [ED: Yes]. You are both journalists. [ED: Yes] Right? Is it too hard to look for and find it? Have you ever looked at the gold legislation till today? So far since the December 17 legislative process, I ask you and you too, have you ever analyzed the gold trade legislation? If you had, you would have found the answer to many of the allegations and this is not only related with gold trade, many allegations, look I stress that and draw your attention. You will find the answer to many of the allegations inside it yourself.	Ben size bir şey soracağım. Demin diyorsunuz ki ifade ettiğiniz gibi altın kaçakçılığı günlerdir gündemde. [ED: Evet]. Sizler de gazetecisiniz. [ED: Evet] Değil mi? Çok mu zordu bunu arayıp bulmanız? Hiç altın mevzuatına baktınız mı bugüne kadar. 17 Aralık sürecinden bugüne kadar size de soruyorum size de hiç incelediniz mi altın ticaretinin mevzuatını? Eğer incelemiş olsaydınız zaten bir çok iddiaların cevabın içinde bulursunuz bir tek bu altın ticareti ile alakalı değil bir çok iddia bakın dikkatinizi çekiyorum ve altını çiziyorum. Bir çok iddianın cevabını kendiniz içerisinde bulursunuz.
Title (0:06:20.60)	The judge at the court learned the gold legislation from me.	Mahkemedeki hakim altın mevzuatını benden öğrendi.
Ergün Diler (0:06:29.63)	OK, OK, then [RZ: Again I go back to the beginning] the people who made the operation against you did not know about the gold legislation?	Peki peki o [RZ: Tekrar başa dönüyorum] zaman tırnak içerisinde size yönelik operasyonu yapanların altın mevzuatından haberleri yok muydu?
Reza Zarrab (0:06:39.58)	In other words, they did not know the gold legislation? Now, on the day I was in court, I mean the day I was arrested, when honorable judge directed me this allegation and when I told him that there is no VAT and SCT(Special Consumption Tax), he was surprised and he did not know it that day.	Yani altın mevzuatından haberleri yok muydu? Şimdi mahkemeye çıktığı gün yani tutuklandığımız mahkemede sayın hakim bana bu iddiayı yönelttiği zaman altında KDV ve ÖTV olmadığını söylediğim zaman kendisi şaşırmişti ve o gün bilmiyordu.

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Reza Zarrab (0:07:00.54)	But is it known in this operation completely or not, I also do not know. I at least know. At least, if I was doing the operation, I would have taken a look into this, I would have researched it, it is not something hard to find. You can find the legislation even on the Internet. Moreover, there is free circulation law in gold. What does this mean? Money can come to you from any third country and with the request of the customer; you can export it to any country he wishes.	Ama bu operasyonda tamamen bu biliniyor mu bilinmiyor mu ben de bilmiyorum. Ben biliyorum en azından. En azından ben eğer operasyon yapsa idim bunu bir incelerdim araştırdım bunu bulmak zor bir şey değil ki. İnternette bile mevzuatını bulabilirsiniz. Kaldı ki altında gümrükte serbest dolaşım yasası vardır. Bu ne demektir? Size herhangi bir üçüncü ülkeden para gelebilir ve müşterinin talebi ile dilediği ülkeye ihraç edebilirsiniz.
Reza Zarrab (0:07:33.10)	In other words, the gold for the money sent from America can be delivered in Switzerland; the gold for the amount sent from Switzerland can be delivered in Germany according to the request and wish of the customer. There is free circulation law in customs.	Yani Amerika'dan yollanan bir bedel altını İsviçre'de teslim edilebilir İsviçre'den yollanan bir bedelin altını Almanya'da müşterinin talebi arzusu üzerine istediği yere teslim edilebilir. Gümrükte serbest dolaşım yasası vardır.
Ergün Diler (0:07:52.83)	The valuable mineral we call gold has the right to circulate without a passport, is that right?	Altın dediğimiz madde değerli maden pasaportsuz dolaşıma sahip öyle bir hakkı var.
Reza Zarrab (0:07:59.98)	I'm not saying this, the legislation does.[ED: Yeah legislation] Of course the legislation, this is so in the Turkish Commerce legislation law.	Bunu ben söylemiyorum yasalar söylüyor [ED: Evet mevzuat] Tabi ki mevzuat Türk Ticaret mevzuatında kanunlarında bu bu şekilde.
Ergün Diler (0:08:07.76)	So, while the subject is gold, I would like to continue, this attracts my attention a lot. A plane that took off from Ghana lands in Istanbul and there were allegations that it was filled with gold or that it has 1.5 tons of gold. There is gold inside and there a privilege given to you or a gain or whatever I would like to learn from you. What was that plane, who did it come for, why did it land here and what happened to the gold inside, if there was?	Peki bu konu altından açmışken devam edelim istiyorum benim çok ilgimi çekiyor. Gana'dan kalkan bir uçak İstanbul'a iniyor içinin altın dolu ya da -1.5 ton olduğu iddiaları da gündeme geldi. İçinde altın var ve size orada tanınan bir ayrıcalık bir kazanç ya da neyse sizden öğrenmek istiyorum o uçak neydi kime geldi neden buraya indi içindeki altınlar ne oldu eğer var ise.
Reza Zarrab (0:08:37.80)	Now, let's divide this question into two parts. First, the amount of gold inside and second the way it came here.	Şimdi bu soruyu ikiye bölelim. Bir içindeki altının miktarı olarak bir de altının geliş şekli.
Ergün Diler (0:08:45.56)	There was gold on board.	Uçakta altın vardı.
Title (0:08:46.70)	Even I do not know the plane that has one and a half ton of gold loaded.	Bir buçuk ton altın yüklü uçağı ben bile bilmiyorum.
Reza Zarrab (0:08:55.83)	I still do not know if there was gold in the plane or not.	Uçakta altın olup olmadığını şu ana kadar ben bile bilmiyorum.

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Ergün Diler (0:09:00.70)	The gold, didn't it come to you?	Size gelmedi mi altın?
Reza Zarrab (0:09:02.73)	I will answer you shortly [ED: Yes] Now lets divide this question into two. First it's alleged that there was one and a half ton of gold inside the plane and it was sent like that.	Ben size birazdan cevap vereceğim [ED: Evet] Bu soruları önce ikiye bölelim. Bir uçağın içinde bir buçuk ton altın vardı iddia ediliyor ve o şekilde gönderildi.
Title (0:09:12.53)	During the period when I was trading gold, I was exporting a ton of gold a day on average.	Altın ticareti yaptığım dönemde günde bir ton altın ihraç ediyordum.
Reza Zarrab (0:09:20.83)	In the period when I was doing gold trade, when America did not put the embargo in effect, my daily export was already a ton. So, one and a half ton is not a very astronomical figure in the trade that I was doing. Now, the way it came. You know it came with a cargo plane. [ED: Yes] They said a plane full of gold. When you say a plane full of gold, I do not know how many tons is the capacity of the cargo plane.	Benim yaklaşık altın ticareti yaptığım dönemde daha Amerika tarafından ambargo kapsamına alınmadan önceki dönemde zaten günlük ihracatım bir tondu. Yani bir buçuk ton benim yaptığım ticaret içerisinde çok astronomik bir rakam değil. Şimdi geliş şekline gelelim. Biliyorsunuz bir kargo uçağı ile geldi. [ED:Evet] Bir uçak dolusu altın dediler. Bir uçak dolusu dediğiniz o kargo uçağının kaç tonluk bir kargo uçağı olduğunu bilmiyorum.
Title (0:09:53.13)	The plane that was loaded with one and a half ton of gold did not belong to me.	Gana'dan gelen bir buçuk ton altın yüklü uçak bana ait değildi.
Reza Zarrab (0:10:01.56)	But it was alleged to have one and a half ton of gold inside. This plane was not mine. An airline brought this plane; it took off from Ghana and came to Turkey. Just look, that gold did not come to Turkey. There is gold import to Turkey in certain periods of Turkey and it is being done.	Ama içinde bir buçuk ton altın olduğu iddia ediliyordu. Bu uçak benim değildi. Bu uçağı bir havayolu getirdi ve Gana'dan kalkıp Türkiye'ye geldi. Sadece bakın Türkiye'ye o altın gelmedi. Türkiye'ye Türkiye'nin bazı dönemlerde altın ithalatı zaten var ve yapılıyor.
Title (0:10:23.33)	I was offered an agreement to sell the gold in the plane from Ghana.	Gana'dan gelen uçaktaki altınları satmam için bana anlaşma teklif ettiler.
Reza Zarrab (0:10:32.26)	Related with the plane from Ghana, as a businessman, we were told there was this gold and that they offered to sell it to us. We declared that we could import this according to the law and the procedure and from that day's exchange rate.	Gana'dan gelen uçakla alakalı ben bir iş adamı olarak bize bir altın olduğunu ve bize satmak istediklerini teklif ettiler. Biz de bunu yasalara prosedüre uygun bir şekilde ithalini yapıp o günkü kurun piyasa fiyatlarından alabileceğimizi beyan ettik.
Ergün Diler (0:10:54.58)	Do you know the people trying to sell the gold; have you done business with them before?	Altını satmaya çalışanları tanıyor musunuz daha önce bir iş yapmışlığınız var mı?
Reza Zarrab (0:10:59.98)	I do not have prior business with them but they were people in the market, trustworthy, in other words they are not someone from across the street, we did	Daha önce iş yapmışlığım ticaretim yok ama daha önce piyasada iş yapılan muteber insanlardı yani sokaktan geçen Sarı çizmeli mehmet ağadan da almadık. Yani insan

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	not buy them from sarı çizmeli mehmet ağa(<i>joe schmoe</i>). I mean, you would ask where did you find one and a half ton of gold, I mean that person fitted in the picture of one and a half ton of gold.	sorar bir buçuk ton altını nereden buldun diye yani o bir buçuk ton altının fotoğrafına oturan bir kişiydi.
Bekir Hazar (0:11:18.60)	Now, I am saying this so there is a complete understanding and no misunderstanding. A plane comes from Ghana, lands on the airport and it is said that there are searches on the plane and it is stopped. There are a lot of allegations put forward.	Şimdi ben burada yanlış anlama olmasın tam anlama olsun diye söylüyorum. Bir uçak geliyor Gana'dan hava alanına iniyor ve uçakta aramalar yapılıyor durduruldu deniyor. Bir sürü iddialar ortaya atılıyor.
Bekir Hazar (0:11:31.60)	There were forgery on the documents [ED: forgery with the documents, it was alleged] there were headlines as the mysterious plane, the plane was given a mysterious image, and you are saying that this plane did not belong to you, the gold inside it did not belong to you and that the company that brought the gold wanted to sell you this gold after the plane landed on the airport?	Evraklarla oynanıyor ve [ED: Evraklarla oynandı sahtecilik yapıldı dendi iddiaları var] esrarengiz uçak diye de manşetler atıldı çok gizemli bir hava verildi o uçağa bu uçağa size ait olmadığını içindeki altının da size ait olmadığını ve bu uçaktaki altını getiren şirketin size bunu hava alanına indikten sonra mı satmak istediğini söylüyorsunuz?
Reza Zarrab (0:11:53.73)	Of course. Look, this is like that in the gold trade, the gold is sent and you import it, you take it, you register it through gold exchange and it passes to your structure and responsibility. Now, the way it was sent, how this plane took of from Ghana, how this plane came here, how it landed is not the part that concerns me.	Tabi ki. Yani bakın bir ürün altın ticaretinde öyledir altın yolların siz bunu ithal edersiniz bunu alırsınız altın borsasından kayıtlardan geçirir ve sizin bünyenize uhdenize geçer. Şimdi bunun yollanma şekli Gana'dan bu nasıl kalkmış bu uçak nasıl gelmiş buraya nasıl inmiş o beni ilgilendiren kısmı değil.
Title (0:12:19.23)	When we applied to the customs, we learned that there are no documents regarding the gold on the plane.	Gümrüğe başvurduğumuzda uçaktaki altınla ilgili belge olmadığını öğrendik.
Reza Zarrab (0:12:27.76)	Where do we come into the picture? At the import part. When we applied to the customs, we learned that this plane, the plane from Ghana has no documents in any way, no bill of lading, no manifest no airway bill. When we learned that there are no documents, we reverted to our customer and we stated that no documents arrived regarding the goods in the plane they sent.	Biz nerede rolün içerisine giriyoruz. İthalat kısmında. Biz gümrüğe başvuru yaptığımız zaman bu uçağın Gana'dan gelen uçağın evraklarının hiç bir şekilde olmadığını öğrendik; konşimento manifesto airwaybill. Hiç bir şey olmadığını görünce dönüp müşterimize yolladığımız uçaktaki mallar ile alakalı hiç bir belge gelmedi dokümantasyon yok diye belirttik.

Ergün Diler (0:12:57.76)	Mr. Reza, why would this plane that belongs to ULS airlines put one and a half ton of gold inside and take off with missing documents and land in Istanbul? Do they have an authority they trust, this ULS Airlines? [RZ: Look] I wonder.	Reza bey, bu ULS havayollarına atı olan uçak içine bir buçuk ton altını koyup neden oradan eksik belge ile havalanır ve İstanbul'a iniş yapar? Güvendikleri bir makam mı vardır bu ULS havayollarının? [RZ: Bakın] Merak ediyorum.
Reza Zarrab (0:13:11.98)	The cargo company that you are talking about does not belong to me.	Bahsettiğiniz kargo şirketi bana ait değil.
Ergün Diler (0:13:15.62)	This ULS airlines has nothing to do with you?	Bu ULS havayollarının sizle bir ilgisi yok mu?
Reza Zarrab (0:13:19.26)	Has nothing to do. The cargo company that you mention is a cargo company based in Turkey so it is familiar with the Turkey regulations and laws [ED: Is the owner a Turk?]	Hiç bir ilgisi yok. Bahsettiğiniz kargo şirketi Türkiye'de yerleşik bir kargo şirket olduğu için Türkiye mevzuatlarına ve kanunlarına aşına bir şirket [ED: Sahibi bir Türk mü?]
Reza Zarrab (0:13:29.98)	Of course, a Turk. A company familiar with the Turkish laws and regulations. As a result, this company should have known that the import of the cargo that they loaded to Turkey without documents would not be possible.	Tabi ki Türk. Türkiye kanun ve mevzuatlarına aşına bir şirket. Sonuç itibarı ile bu kargo şirketinin evraksız ve belgesiz Türkiye'ye yüklediği kargonun ithalatının mümkün olmayacağını bilmesi gerekirdi.
Ergün Diler (0:13:48.74)	Yes. Why is something like this done?	Evet. Neden böyle bir şey yapılıyor?
Reza Zarrab (0:13:52.18)	I am asking it to you, why is this crime being based on me?	Ben de size soruyorum neden yapılıyor neden bu suç bana istinat ediliyor?
Ergün Diler (0:13:56.40)	Is it because you were asked if you would buy this gold?	Altını siz alır mısınız diye sordukları için mi?
Reza Zarrab (0:13:59.98)	I did not say I would buy gold without documents!	Ben belgesiz altın alırım demedim ki!
Title (0:14:02.03)	All the gold trade that we made have documents.	Bizim yaptığımız altın ticaretinin hepsinin belgesi var.
Reza Zarrab (0:14:10.00)	All the gold trade that we do are legal.	Bizim yaptığımız bütün altın ticaretleri legaldir.
Ergün Diler (0:14:15.53)	Do they all have documents?	Hepsinin belgesi var mıdır?
Reza Zarrab (0:14:17.38)	They all have documents, we will go into those subjects in a very transparent way, I will even show you a few details as well.	Hepsinin belgesi var birazdan o konulara gireceğiz çok şeffaf bir şekilde ben bir kaç detay da göstereceğim size.
Bekir Hazar (0:14:24.13)	So what happened was what ultimately fate?	Peki ne oldu sonuçta akıbet ne oldu?
Reza Zarrab (0:14:26.53)	Later, when we met with the officials of the plane belonging to the airline company, when we learned that it had no documents, we applied to the customs and sad that we will not be making the import of the goods, the documents were	Daha sonra hava yolu şirketine ait uçağın yetkilileri ile görüştüğümüzde hiç bir belgesinin olmadığını öğrendiğimiz zaman gümrüğe başvuruda bulunduk ve dedik ki biz bu malın ithalatını gerçekleştiremeyeceğiz zaten belgeleri

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	missing therefore according to the procedure, this was not possible anyway.	eksik prosedür icabı da zaten bu mümkün değildi.
Title (0:14:48.60)	We presented the customs through notary channel that we can not make the trade of the undocumented gold on the Ghana plane.	Gana uçağındaki belgesiz altının ticaretini yapmayacağımızı noter kanalıyla gümrüğe ibraz ettik.
Reza Zarrab (0:14:57.26)	And then, the customs asked for a letter through notary stating that we would not claim any rights and that we have nothing to do with this good and have no interest and relationship. And we submitted this to the customs. We submitted to the customs that this good does not belong to us and regarding this good that arrived with cargo, we had no involvement, through notary channel.	Ve gümrük bizden noter aracılığıyla daha sonra herhangi bir hak iddia etmemiz için noter aracılığı ile bizden bu malla herhangi bir ilgimiz ve ilişkimiz olmadığına dair bir yazı istedi. Ve biz bunu gümrüğe götürüp ibraz ettik. Bu malın bize ait olmadığını ve bu malla alakalı gelen kargo ile alakalı hiç bir dahlimizin olmadığını gümrüğe ibraz ettik bakın noter kanalı ile.
Ergün Diler (0:15:27.86)	It was registered. [RZ: Of course it was registered.]	Kayıtlara geçti bu. [RZ: Tabi ki kayıtlara geçti.]
Ergün Diler (0:15:29.98)	So, as Mr. Bekir said, what happened to this gold and this plane, was it swallowed by earth like the Malaysian plane?	Peki Bekir beyin dediği gibi bu altınlar bu uçak daha sonra ne oldu Malezya uçağı gibi yer yarılıp içine mi girdi?
Reza Zarrab (0:15:37.76)	I have a question, why do you ask this to me?	Bir şey soracağım yani bunu neden bana soruyorsunuz?
Ergün Diler (0:15:42.40)	Gold is something remote to us, that is why.	Altın bize uzak konu da o yüzden.
Reza Zarrab (0:15:44.38)	Then let me enlighten you for informational purposes only. The subject we were interested in was the import of this. When we learned that the documents were missing, we gave up on the import and we declared to the customs through notary, I repeat through notary, that we would not go through with this import.	Ben size o zaman sadece bilgi amaçlı aydınlatayım. Bizim ilgilendiğimiz konu bunun ithalatı ile alakalıydı. Evrak ve belgelerinin eksik olduğunu öğrenince biz ithalattan vazgeçtik ve gümrüğe bu ithalatı gerçekleştirmeyeceğimizi beyan ettik noter aracılığı ile ibraz ettik tekrar ediyorum.
Reza Zarrab (0:16:06.74)	And afterwards, how did this plane take of, where did it go, I also have no idea? And still today, I do not know whether the cargo in that plane was gold or not because there was no documents. Moreover, there was an investigation related with this plane [ED: Yes, yes, yes] and in the case file of the investigation, there is a court decision stating that there is no smuggling, no smuggling attempt, no forged documents was used and there	Ve daha sonra bu uçak nasıl kalktı nereye gitti benim de hiç bir fikrim yok. Ve hala bugün onu o uçağın içindeki kargonun altın olup olmadığını bile bilmiyorum çünkü herhangi bir belgesi yoktu o uçağın. Kaldı ki bu gelen uçakla alakalı bir soruşturma geçirdi konuyla alakalı [ED: Evet evet evet] ve soruşturma geçirilen dosyanın içeriğinde herhangi bir kaçakçılık olmadığı kaçakçılığa teşebbüs olmadığı herhangi bir sahte belge ve evrak kullanılmadığına dair mahkeme

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	is verdict of non-prosecution.	kararı var takipsizlik kararı var.
Bekir Hazar (0:16:46.56)	But such a perception was created that the mysterious aircraft and the aircraft tender was pinned on Reza Zarrab, in other words, you.	Ama öyle bir algı oluşturuldu ki esrarengiz uçak ve bu uçak ihalesi Rıza Zarrab yani sizin üzerinize kaldı.
Reza Zarrab (0:16:56.98)	OK, I want to ask you something. Isn't the ultimate purpose perception management and operation? Look, they were even able to take you under the influence of their perception. Even you as journalists did not investigate that gold cannot be smuggled until today. I deplore on your behalf. If I were a journalist, at least I would look. It would take two minutes of mine. You would just check gold legislation on Google. This is not something that hard.	Peki ben size bir şey sormak istiyorum. Zaten tüm amaç algı yönetimi ve operasyonu değil mi? Bakın sizleri bile algılarının etkisi altına alabilmişler. Sizler bile bir gazeteci olarak altının kaçak olamayacağını bugüne kadar araştırmamışsınız. Sizin adınıza ben teessüf ederim. ben gazeteci olsam bakardım en azından. 2 dakikamı alırdı. Google'da bir girip altın mevzuatına bakacaktınız. Bu kadar zor bir şey değil ki bu.
Title (0:17:26.98)	Did Reza Zarrab transfer 87 Billion Euros to the fictitious companies he established?	Reza Zarrab 87 Milyar Euro'yu kurduğu hayali şirketlerine transfer etti mi?
Bekir Hazar (0:17:35.66)	It is said that you have three fictitious companies. And it was written in media for days that 87 billion euros were transferred to the bank accounts of these fictitious companies through Mellat Bank, who owns 40% of the shares, for money laundering. What was this?	Üç tane hayali şirketiniz olduğu söyleniyor. Ve bu üç tabele şirketine hayali şirketin banka hesaplarına %40 hissesi bulunan Mellat Bank üzerinden 2009 ve 2012 tarihleri arasında 87 milyar euro transfer yapılarak kara para akladığınız medyada günlerce yazıldı. Nedir bu olay?
Reza Zarrab (0:18:09.40)	Can you repeat the figure?	Rakamı bir daha tekrar eder misiniz?
Bekir Hazar (0:18:10.98)	87 billion was transferred over Bank Mellat in money laundering business, this was written for days, look we did not write it, I am not saying what we wrote but it was written for days.	87 milyar euro kara para aklama işinde para transferi ile Bank Mellat üzerinden yaptığınız günlerce yazıldı bakın biz yazmadık biz yazdıklarımızı söylemiyorum yazıldığını söylüyorum ama günlerce yazıldı çizildi.
Bekir Hazar (0:18:25.10)	Waiting for answers [RZ: Look] Did you launder money? [EB: These await answers]	Cevap bekliyor[RZ: Bakın] kara para mı akladınız? [EB: Cevap bekliyor bunlar]
Reza Zarrab (0:18:28.46)	First, let's underline this. I do not have any fictitious companies in any way. All the companies that I use for trade are registered on me and I do all my business	Öncelikle şunun altını çizelim. Benim hiç bir şekilde herhangi bir hayali ve paravan şirketim yoktur. Benim bütün ticaret yaptığım şirketler kendi üzerime kayıtlıdır

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	over those companies. But again, I will criticize you here. You said you did not write 87 billion euros, right?	ve bütün ticaretlerimi o şirketler üzerinde yaparım. Fakat yine burada sizi eleştireceğim. 87 milyar euro siz yazmadınız dediniz doğru mu?
Bekir Hazar (0:18:55.03)	All the media, us, mentioned the figures like that [EB: mentioned like that] as 87 billion [RZ: OK].	Biz rakamları bütün medya genel olarak [EB: Bu şekilde telaffuz etti] bu şekilde telaffuz etti 87 milyar[RZ: Tamam].
Reza Zarrab (0:19:02.00)	Well, did you ever investigate?	Peki hiç araştırdınız mı?
Bekir Hazar (0:19:04.40)	[EB: Mostly] Research is done by talking with you.	[EB: Çoğu] Araştırma sizinle konuşarak olur.
Reza Zarrab (0:19:06.73)	Let me tell you something. The research of this is so simple. See, the annual trade volume of Iran with Turkey is 3.5 billion euros. For 87 billion euros to accumulate, Iran should not have touched its funds in Turkey for 24 years.	Bir şey söyleyeyim. Bunun araştırması o kadar basit ki. Bakın İran'ın Türkiye ile yıllık yaptığı ticaret rakamı 3.5 milyar euro. 87 milyar euro'nun birikmesi için 24 yıl İran Türkiye'deki fonuna dokunmamış olması lazım.
Title (0:19:23.10)	The people who bring up these allegations either do not know math or are formulating perception management.	Bu iddiaları ortaya atan kişiler ya matematik bilmiyor ya da algı yönetimi oluşturuyor!
Reza Zarrab (0:19:35.06)	There is wisdom, logic, calculation, books (<i>Turkish idiom stating that logic and wisdom should be used for evaluation</i>) People who are making these allegations either do not know math or let me go back to my previous words, this is perception management.	Akıl var mantık var hesap var kitap var. Bu iddiaları ortaya atan insanlar ya matematik bilmiyor ya da dediğimiz gibi deminki sözüme geri döneceğim algı yönetimi.
Title (0:19:47.93)	I did not launder money!	Kara para aklamadım!
Reza Zarrab (0:19:51.53)	Besides, lets expand the money laundering legislation a little. How does dirty money originate? Dirty money becomes dirty if an income is obtained from a crime. Terror income becomes dirty money; money obtained from illegal jobs with illegal ways becomes dirty money. And all the operations done, all my business is done through banks and is done open to the inspection of all the institutions of the government. You mean, you're talking about 87 billion euros, someone comes and launders 87 billion euros through bank and the government, nobody is aware of it, for god's sake, is it possible no one is aware of it? Can such nonsense exist?	Kaldı ki kara para mevzuatını biraz açalım. Kara para nasıl oluşur. Kara para bir suçtan bir gelir eğer elde edilmişse kara para olur. Terör parası kara para olur illegal işlerden illegal yollardan elde edilmiş para kara para olur. Ve yapılan bütün işlemler, benim yaptığım tüm ticaretim bankalar üzerinden yapılmıştır ve bütün devletin tüm kurumlarının denetimine açık bir vaziyette yapılmıştır. Yani 87 milyar euro'dan bahsediyorsunuz birisi gelmiş banka aracılığı ile 87 milyar euro kara para aklamış ve devletin hiç kimsenin bundan haberi yok olur mu böyle şey Allah aşkına böyle bir saçmalık olabilir mi?

In Re: Zarrab

Title (0:20:41.46)	It was alleged that you had money that have no tax due.	Vergi borcu olmayan paralarınız olduğu iddia edildi.
Bekir Hazar (0:20:49.80)	The million dollars debited to your companies bank accounts come outright and when the bank accounts are examined...	Sizin şirketlere yatan milyon dolarlar karşılıksız geliyor bankalarda banka hesapları incelendiğinde...
Reza Zarrab (0:20:57.20)	Correct your statement first [BH: No, no, not my statement] not my company I told you at the beginning. I do not have any front organization or a company that does not belong to me. [BH: none. Everything is recorded.] If you ask as allegations, let me answer again.	Önce ifadenizi düzeltin [BH: Hayır benim ifadem değil hayır] benim şirketim değil ben başında size söyledim. Benim herhangi bir paravan ya da bana ait olmayan şirketim yoktur. [BH: yoktur Her şey kayıt altında ben] İddia olarak sorarsanız tekrar cevaplayayım.
Bekir Hazar (0:21:13.36)	As allegations. I am not finished yet. [RZ: yes, go ahead] There are allegations stating that the millions of dollars coming to your accounts at the banks are outright and they come free of tax, there are newspapers stating this as these are tax free and are outright, what is this, what is the answer to this?	İddia olarak bitmedi zaten [RZ: evet buyurun] bankalara bankadaki hesaplarınıza yatan paraların milyonlarca dolar karşılıksız geldiği ve vergi borcu yoktur diye iddia olarak bunu medyada satırlarına döken gazeteler var vergi borcu yok bu paraların ve karşılıksız gelen paralar diye nedir bu bunun cevabı?
Reza Zarrab (0:21:38.83)	Look, I as just a businessman tell you that since these companies do not belong to me and the alleged operations, if they are done, I have no idea since I have no involvement, when I look objectively, I just explained you with mathematics that a fund of 87 billion euros can not exist. The money has to accumulate here for 24 years; also the money should have been earned from crime. In other words, there has to be an investigation and it should have been established that it is dirty money and there has to be a court decision so that it is dirty money.	Bakın ben sadece bir iş adamı olarak bu şirketler bana ait olmadığı için ve bu bahsettiğiniz iddia işlemler eğer yapılmış ise de ben hiç bir yanında dahilim olmadığı için bilmiyorum sadece objektif bir gözle baktığım zaman 87 milyar euro'luk bir fonun olamayacağını size matematikle anlattım. 24 yıl burada paranın birikmesi lazım kaldı ki o paranın suçtan gelir elde edilmiş suçtan gelirinin elde edilmiş olması lazım. Yani bir yerde bir soruşturma olması lazım ve o paranın kara para olduğuna dair tespit edilmiş olması lazım mahkeme kararı olmuş olması lazım ki o kara para olsun.
Title (0:22:21.00)	What did Reza Zarrab tell Bugün newspaper about 87 billion euros.	Reza Zarrab 87 milyar euro ile ilgili Bugün Gazetesine ne söyledi.
Ergün Diler (0:22:29.60)	The 87 billion euros that Mr. Bekir also underlined was not put forward by us. I believe, correct me if I am wrong, a journalist friend who works at Bugün newspaper calls you and asks about this figure. [RZ: Yes]. Isn't this the story of 87 billion euros, doesn't it start here?	Bekir beyin de altını çizdiği 87 milyar euro bu materyal bizim tarafımızdan ortaya atılmadı. zannediyorum yanlış telaffuz ediyorsam düzeltin Bugün Gazetesinde çalışan bir muhabir arkadaşımız sizi arayıp bu rakamı size soruyor. [RZ: Evet]. 87 milyar euro'nun hikayesi bu değil mi buradan başlamıyor mu?

In Re: Zarrab

Reza Zarrab (0:22:48.72)	It begins like this, no it has started earlier and I also learned about it that day. [EB: You too, and we also learned after that day]. I learned it from a phone call I received. A reporter from the press organization you mentioned called me, it was a Sunday and asked me about the allegation that 87 billion euros of money laundering just as you said and told me that they will do a story about this associating this with me. And I told him that this allegation is a slander and a lie and that since there is freedom of press, they are free to do the story as they wish and we would defend ourselves on the legal platform and then hung up the phone.	Şu şekilde başlıyor hikayesi hayır hikayesi daha önce başlamış ben de o gün öğrendim. [EB: Sizde e biz de o günden sonra öğrendik]. Bana gelen telefonla öğrendim ben. Bahsettiğiniz basın kuruluşundan bir muhabir arkadaş bana telefon açtı pazar günüydü ve bu iddiadan demin sizin bahsettiğiniz gibi 87 milyar euro'luk kara para aklandığı iddiasını sordu ve bununla alakalı benimle ilişkisi olduğuna dair bir haber yapacaklarını belirtti. Ve ben kendisine bu iddianın bir iftiradan ve bir yalandan ibaret olduğunu söyledim fakat basında özgürlük olduğu için dilediğiniz gibi haberi yapabilirsiniz biz hukuki platformda gereken savunmamızı yaparız dedim deyip telefonu kapattım.
Title (0:23:33.20)	They blackmailed me regarding the story, either you pay one million dollars or we publish the story!	Haberle ilgili ya bir milyon dolar ödersin ya da haberi yayınlarız diye şantaj yaptılar!
Reza Zarrab (0:23:41.53)	Now the interesting part is the developments afterwards. [EB: Yes] Later on, and this news is still recorded in my personal mail, this story was sent to another press organization by this journalist and from there, there was a lawyer to our company during that time Halil Koca, it is forwarded to Halil Koca and from him, the mail arrives to me, the unpublished story draft came to me. And as a result, such an offer came to me. Either you pay one million dollars [EB: Blackmail!] Or we publish this story. Complete blackmail.	Şimdi ilginç olan tarafı bundan sonra gelişen gelişmeler. [EB: Evet] Daha sonra benim şahsi mailimde ki kayıtlarımda da hala mevcut bu haber o muhabir arkadaş tarafından bir başka basın kuruluşuna mail atılıyor oradan bizim o dönem şirketimizin avukatlığını yapan Halil Koca vardı Halil Koca beyefendiye atılıyor ve oradan mail benim elime ulaştı çıkmayan haberin taslağı benim elime ulaştı. Ve akabinde bana böyle bir teklif geldi. ya bir milyon dolar ödersin [EB: Şantaj!] Ya da biz bu haberi yayınlarız. Tamamen şantaj.
Bekir Hazar (0:24:24.26)	So, the sending of the draft sent to this newspaper to your lawyer [RZ: serviced ahead and then million dollars afterwards] a million, was it served to ask for a million dollars from you?	Yani o gazeteye haber olarak iletilen bilgi taslağın sizin avukatınıza gönderilmesi [RZ: önden servis edilmesi ve akabinde de bir milyon dolar] bir milyon sizden bir milyon dolar istemek için mi servis edildi?
Reza Zarrab (0:24:40.73)	Of course, why else would a person serve it? Would you call a person that you are going to make a story about and after asking his thoughts on the phone, would you serve the story to him saying "I'm going to publish it,"	Tabi ki başka ne için insan servis eder? Siz bir insan hakkında yapacağınız haberi açıp da telefonda düşüncelerini sorduktan sonra hiç ona önden "Ben bunu yayınlayacağım" diye servis eder misiniz?
Ergün Diler	Was the million dollars or lira demanded	Telefonda mı bir milyon dolar ya da lira

In Re: Zarrab

(0:24:53.90)	on the phone?	istendi?
Reza Zarrab (0:24:56.98)	Not one million liras, one million dollars.	Bir milyon lira değil bir milyon dolar.
Ergün Diler (0:24:59.38)	by mail or over the phone? [RZ: the draft of the story came by mail]. Do you have the record of it [RZ: Of course there is, of course it is recorded] Can we see it later then?	mail ortamında mı yoksa telefonla mı [RZ: mail ortamında haberin taslağı geldi]. Onun kaydı var mı sizde [RZ: tabi ki kaydı var tabi ki] daha sonra görebilir miyiz onu ?
Bekir Hazar (0:25:07.18)	Does the record of one million dollars being demanded [EB: We want to see if mail exists] exist?	Bir milyon doların istek talebinin yapıldığı [EB: mail varsa görmek isteriz] kayıt var mı ayrıca?
Reza Zarrab (0:25:12.88)	No, look that does not exist as a record, that was on the tapes, it was on the media earlier as well, there are tapes that show that one million dollars is demanded from me. Earlier, I mean a couple of days or should be a couple of weeks ago, those tapes were released by a different press organization, I mean the tapes of one million dollars being demanded from me. And, the draft of the story that came from the press organization you mentioned a moment ago is in my mail. I'll show you in a moment. I will open my personal email, and in my mailbox, we can take a look at whom it was sent to, whom it was forwarded to, all of it.	Hayır bakın o kayıt olarak değil o zaten tapelere yansıdı daha önce basına da yansıdı tapelere yansımış bir milyon doların benden istendiğine dair tapeler mevcut. Daha önce de yani bir kaç gün bir kaç hafta olsa gerek önce de zaten bir basın farklı bir basın kuruluşunda o tapeler yayınlandı yani bir milyon doların benden talep edildiğinin tapeleri yayınlandı. Ve o deminki bahsettiğiniz ilk basın kuruluşundan gelen haberin taslağı benim mailimde var. Birazdan size gösteririm ben. Mailimi açarım kendi kişisel mailimi mail kutumda gelen forward edilen kime gönderilmiş hepsine bakarız.
Ergün Diler (0:25:55.82)	So I'm wondering what you thought at that moment, a mail comes from a newspaper from a journalist. [RZ: I'll tell you one thing]	O zaman ne düşündünüz ben merak ediyorum bir gazeteden bir gazeteciden bir mail geliyor. [RZ: Bir şey söyleyeceğim yani]
Reza Zarrab (0:26:01.96)	It was so obvious that this was blackmail; there was not much to think about this.	Bunun şantaj olduğu o kadar ortada belliydi ki çok bir şey düşünmeye gerek yoktu bununla alakalı.
Ergün Diler (0:26:07.00)	Because it is a distant view to us [RZ: No] we have no way of commenting.	Bize uzak bir bakış açısı olduğu için [RZ: Hayır] bizim yorum yapma şansımız yok.
Reza Zarrab (0:26:11.66)	You are asking me many allegations, they are distant to me. [EB: No, I am asking because you are the collocutor]. I am not the collocutor, just allegations. I'm asking you, as a journalism, how do you perceive this, how do you perceive this when you hear that a different newspaper's journalists does this?	Bir çok iddiayı da siz bana soruyorsunuz bana uzak [EB: Hayır muhatabı sizsiniz diye soruyorum]. Muhatabı ben değilim sadece iddia. Size soruyorum ben de bir gazetecilik olarak bunu nasıl algıyorsunuz siz bir farklı bir gazetecinin bunu yaptığını duyduğunuz zaman bunu nasıl algıyorsunuz?

In Re: Zarrab

Ergün Diler (0:26:31.58)	Can we think like this? A journalist calling from a newspaper, and the owner of this newspaper is a businessman dealing with gold.	Şöyle düşünebilir miyiz? Gazeteden arayan bir muhabir o gazetenin sahibi de altın işleri ile uğraşan bir işadamı.
Reza Zarrab (0:26:42.68)	I am leaving the interpretation of this [EB: Is there such a relationship] to you. I do not know, I do not know the owner of the newspaper you are talking about.	Buranın da yorumunu [EB: Böyle bir ilişkisi var mı] bunun yorumunu artık size bırakıyorum onun [I/I] bilmiyorum ben bahsettiğiniz gazetenin sahibini tanımıyorum.
Ergün Diler (0:26:50.52)	Do you have hostility?	Bir husumetiniz var mı?
Reza Zarrab (0:26:51.54)	If we have no acquaintance, how can there be hostility?	Hiç bir tanışıklığım olmazsa husumet nasıl olabilir ki?
Bekir Hazar (0:26:55.16)	Did you have any business thing?	Ticari herhangi bir şeyiniz oldu mu?
Reza Zarrab (0:26:56.72)	I did not have any trade relations [BH: Because he also has gold business] No, never happened.	Herhangi bir ticaret ilişkim olmadı [BH: Çünkü o da altın işi yapıyor] Hayır asla olmadı.
Title (0:27:01.33)	Did Reza Zarrab bribe Interior Minister Muammer Güler through his son?	Reza Zarrab İçişleri Bakanı Muammer Güler'e oğlu aracılığıyla rüşvet verdi mi?
Bekir Hazar (0:27:09.58)	Tapes regarding allegations about you bribing Interior Minister Muammer Güler, you transferring money through his son, you forming partnerships and doing business with his son, even that he gave consultancy service to you was all around.	İç işleri bakanı Muammer Güler'e de rüşvet verdiğiniz oğlu aracılığı ile para aktardığınız oğlu ile ortaklıklar kurduğunuz beraber iş yaptığınız hatta size danışmanlık hizmeti verdiğine dair iddialar tapeler havada uçtu.
Ergün Diler (0:27:26.70)	[RZ: Well, the program's] I want to add something, it was said that you sent money for your brother's becoming a Turkish citizen, and that money-counting machines were put into homes and the counting lasted forever due to the high amount of money.	[RZ: Valla programın] Bir şey eklemek istiyorum ağabeyinizin Türk vatandaşı olması için para gönderildiği para sayma makinelerinin evlere konulduğu ve saya saya bitirilemediği söylendi.
Reza Zarrab (0:27:41.10)	It is almost like a symphony, you both said it at the same time. [BH: We did not say. this was in the media] No, I am talking about the question you asked now. Look, now already at the beginning, my partners are all around, I wonder how many more partners will you ask through the program. As far as I know, my partners are my family company. My father, my brother and myself. And I do not have any other partners. And the trades that I do in Turkey are completely mine. My family does not have any	Nerdeyse ikiniz aynı anda senfoni gibi söylediniz. [BH: Biz söylemedik. bu medyada] Hayır şu anda soruyu diyorum. Bakın zaten programın başında ortaklarım havada uçuyor benim daha programın devamında kaç ortak daha soracaksınız merak ediyorum. Benim bildiğim benim ortaklarım bir aile şirketim. Babam ağabeyim kendim. Ve benim başka hiç bir ortağım yok. Ve Türkiye'de yaptığım ticaretler tamamen kendime ait. Onlarda ailemin de ortaklığı yok. Yani deminki sorunuza cevap vermiş oluyorum. Benim

In Re: Zarrab

	partnership in those. So I am answering your question from a moment ago. I do not have partnership with anyone.	hiç kimseyle bir ortaklığım yok.
Bekir Hazar (0:28:17.38)	You do not have partnership, that you transferred money, that you bribed for yourself and your relatives for Turkish [RZ: When saying myself] passport [RZ: Look, myself, look my myself, look] it was about getting Turkish citizenship and it was told that you distributed money for this. Now, what is the truth?	Ortaklığınız yok ama para aktardığınız rüşvet verdiğiniz bazı yakınlarınız hem kendiniz hem yakınlarınıza Türk [RZ: Ben kendim derken] pasaport [RZ: Bakın ben kendim bakın benim kendim bakın] Türk vatandaşlığına geçirmeydi bunlarla ilgili para dağıttığınız söylendi. Şimdi nedir gerçek nedir?
Title (0:28:37.70)	I became a Turkish citizen in 2006. At that time, was Mr Güler the Interior Minister?	2006 yılında Türk vatandaşlığına geçtim. O dönemde İçişleri Bakanı sayın Güler miydi?
Reza Zarrab (0:28:45.83)	My own citizenship, in 2006 or 2007, I became a Turkish citizen [BH: Yes], who was the interior minister at that time? Was it Mr. Güler? Do you remember that period? The Interior Minister? As I recall, if I remember correctly, it was Mr. Abdulkadir Aksu, mine was not associated with this period. As a person living in Turkey since 84, is my brother's getting citizenship abnormal for you? Besides, my brother's application for citizenship is based on a previous period before the ministry of Mr. Güler.	Kendi vatandaşlığım 2006 ya da 2007 yılında Türk vatandaşlığına geçtim [BH: Evet] Kimdi o dönem içişleri bakanı? Sayın Güler miydi? Hatırlıyor musunuz o dönemi? İçişleri bakanını? Hatırladığım kadarıyla yanlış hatırlamıyorsam sayın Abdulkadir Aksu'ydu zannedersen benimki bu dönemle alakalı değil. 84 yılından beri Türkiye'de yaşayan bir insan olarak ağabeyimin vatandaşlık alması sizce anormal bir şey mi? Kaldı ki ağabeyimin vatandaşlık başvurusu sayın Güler'in bakanlığından önceki bir döneme dayanıyor.
Bekir Hazar (0:29:29.38)	When was the acceptance?	Kabulü ne zaman?
Reza Zarrab (0:29:30.73)	The acceptance is a long process. A period when Mr. Güler is minister. But, already, look.	Kabulü zaten uzun bir süreç. Sayın Güler'in olduğu bir dönem. Fakat zaten bakın.
Bekir Hazar (0:29:37.90)	Look, the allegation is not asking for citizenship for your brother [RZ: Can you please allow me?] This is about you transferring money, bribing to get the citizenship. [RZ: My own citizenship lasted two years]	Bakın buradaki iddia ağabeyinize vatandaşlık isteme değil [RZ: Bir müsaade eder misiniz?] bu vatandaşlığı alabilmek için para aktardığınız rüşvet verdiğiniz. [RZ: Benim kendi vatandaşlığım iki sene sürdü]

Reza Zarrab (0:29:46.13)	[ED: Yeah, you say process, OK] this is a process, I mean on that day, Mr. Güler, he did not apply during Mr. Güler's period. It could have been not concluded in Mr. Guler's period as well. But the citizenship given to my brother, my brother's company last year received the largest growing export company prize in one year in Turkey. Well, allow this man get a citizenship, right. [BH: No problems in getting the citizenship] Would you allow me for a minute? Authority to granting citizenship is not something that just belongs to the interior minister. Decision of all the board of ministers is required. [ED: Yes] I go back to the beginning. A research, an intelligence study is done regarding the person applying for citizenship. Both in Turkey and in the country where his nationality is.	[ED: Evet süreç diyorsunuz tamam] bu bir süreç yani o gün sayın Güler sayın Güler'in döneminde zaten başvurmadı. Sayın Güler'in döneminde de neticelenmemiş olabilirdi. Ama ağabeyime verilen vatandaşlık benim abim de sahip olduğu şirketi geçen yıl Türkiye'de bir yıl içerisinde en büyük büyüyen ihracatçı şirket ödülünü aldı. E müsaade edin de bu adam da alsın zaten vatandaşlık. [BH: Vatandaşlık almada sorun yok] Bir dakika müsaade eder misiniz? Vatandaşlık verme yetkisi sadece içişleri bakanına ait bir şey değil ki. Bütün bakanlar kurulunun kararına ihtiyaç var. [ED: Evet] Daha başına geliyorum vatandaşlık talep eden kişi ile alakalı bir araştırma istihbarati çalışma yapılır. Hem Türkiye'de hem asıl uyruğu olan ülkede.
Reza Zarrab (0:30:45.40)	Following that, look [BH: OK no problem with these] but we will come to the point, for this the confirmation of all the board of ministers is required, and then it goes for the signature of the prime minister, and then it goes to the approval of the president. This is not something that is under the initiative of a single person. I mean Mr. Güler just says "I granted citizenship to this person" and he gets the citizenship, no such thing. This whole process, approval of all the cabinet, approval of the prime minister, approval of the president?	Onun akabinde bakın [BH: Tamam bunlarda bir sorun yok] ama sonuca geleceğiz zaten sonucuna ve bütün bakanlar kurulunun onayı gerekiyor daha sonra sayın başbakanın imzasına gidiyor daha sonra sayın cumhurbaşkanının onayına gidiyor. Bu bir kişinin inisiyatifinde olan bir şey değil ki. Yani sayın Güler sadece "Ben burda vatandaşlık verdim falancaya" vatandaşlık alamıyor ki? E bütün bu süreç bütün kabinenin onayı sayın başbakanın onayı sayın cumhurbaşkanımızın onayı?
Title (0:31:19.78)	Do you have anything to do with the 1 million Dollars in Muammer Güler's son's house?	Muammer Güler'in oğlunun evindeki 1 milyon dolar'la ilginiz var mı?
Bekir Hazar (0:31:28.66)	There is no problem with these.	Bunlarda bir sorun yok.
Ergün Diler (0:31:30.33)	I want to ask you this, Bekir if you could allow me, Mr Muammer Güler is making a phone conversation with his son, I am talking about the tapes. He says, "How much is at home?" He says "a trillion." And these photographs are delivered to newspapers and it is published and they are right to do so because in the end, the	Şunu sormak istiyorum Bekir izin verirsen Muammer Güler beyefendi oğlu ile bir telefon konuşması yapıyor tapelerden söz ediyorum. Diyor ki "evde ne kadar var?". Diyor ki "Bir trilyon". Ve bu fotoğraflar gazetelere boy boy çarşaf çarşaf dağıtılıyor ve yayınlanıyor haklı olarak çünkü sonuçta gazetelerin görevi alıp bunu yayınlamak.

In Re: Zarrab

	duty of the newspapers is to take these and publish them. With this or that intention. Does the amount in the phone call between the minister and his son have anything to do with you?	Ama o niyetle ama bu niyetle. Bakan bey ile oğlunun yaptığı telefon görüşmesindeki paranın miktarının sizle bir alakası var mı?
Reza Zarrab (0:32:01.53)	Mr. Ergün, at this moment, can I know what is in your house? I am the guest to your program right now, right? How could I know the conversation between Mr. Güler and his son, its nature? But this as with the other watch allegation, all of these will be revealed in time.	Sayın Ergün şu anda ben sizin evinizde ne olduğunu bilebilir miyim? Şu anda sizin programınıza konuk olan benim değil mi? Ben sayın Güler ile oğlunun arasındaki görüşmeyi nereden bilebilirim mahiyetini? Ama bu da diğer saat gibi iddialar gibi bunların da hepsi ortaya çıkacak.
Title (0:32:24.96)	When the privacy regarding the December 17 Operation, everyone will see the truth!	17 Aralık Operasyonu ile ilgili gizlilik ortadan kalktığı zaman gerçekleri herkes görecek!
Reza Zarrab (0:32:33.33)	Not so much, eh [BH: What will be revealed?] Everyone is waiting since December 17, right? When the indictments are opened in a month or two, three months, when the privacy is lifted, we will talk about all these. The real thing we should discuss here is that whether these tapes served on this subject are legal, right, we are currently talking about illegally served subject.	Çok değil ya [BH: Ne çıkacak ortaya?] zaten 17 Aralık'tan beri bekliyor herkes değil mi? Bir iki ay üç ay sonra iddianameler açıldığı zaman gizlilik kalktığı zaman bunların hepsini konuşacağız. Burada asıl konuşmamız gereken konu acaba servis edilen bu tapeler legal midir doğru mudur şu an biz illegal servis edilmiş bir konu üzerine tartışıyoruz.
Reza Zarrab (0:32:57.10)	Take a good look at the big picture; the perception management is done so well that even you as journalists are taking those illegally published tapes as source and generating questions. You, us, all of us, if we do not stop these illegally leaking of tapes, dubbed or montage or whatever, there will be no end to this and we can never be out of the woods. If you honour these,	Bakın büyük resme iyi bakın algı yönetimi o kadar iyi yapılmış ki sizler bir gazeteci olarak bile o illegal yayınlanan tapeleri kaynak alıp sorular üretiyorsunuz. Sizler bizler hepimiz bu illegal yapılan tape sızdırmalarına montajlı dublajlı her neyse dur demezsek zaten bunun sonu asla gelmez ve hiç bir zaman düzlüğe çıkmaz. Bunlara siz paye verirseniz.
Bekir Hazar (0:33:35.86)	[RZ: if I honor them] Mr. Reza, we are not honoring them, we have to do our job and ask you.	[RZ: ben paye verirsem] Rıza bey paye vermiyoruz sadece görevimizi yapıp sormak zorundayız.
Reza Zarrab (0:33:39.58)	Look, there is no possibility for you to know the content of the case over an illegal subject. There is privacy on the case. You are asking me a question directly proportional to a topic that you received from an illegal source.	Bakın illegal bir konu üzerinden sizin dosyanın içeriğini bilmeniz gibi bir ihtimal yok. Dosyada gizlilik var. Siz illegal bir kaynaktan aldığınız bir konuyla doğru orantılı bana bir soru soruyorsunuz.
Title (0:33:53.10)	Still, let me give the answer to you. I am very sure of myself!	Yine de bunun cevabını size vereyim. Ben kendimden çok eminim!

In Re: Zarrab

Bekir Hazar (0:34:01.33)	There is nothing that we are taking, Currently, millions of people in Turkey are talking about this	Bizim aldığımız bir şey yok şu anda Türkiye'de milyonlarca insan bunu ...
Reza Zarrab (0:34:05.22)	Still, you [BH: If talking] I'll give you the answer anyway. I'm very sure of myself in this regard. And later on in the process, we will all see it together [BH: Because]	Yine de size [BH: konuştuysa] tamam yine de size bunun cevabını vereyim. Ben bu konuda kendimden çok eminim. Ve ilerleyen süreçte bunu göreceğiz hep beraber [BH: Çünkü]
Bekir Hazar (0:34:13.10)	There are incredible allegations that you have sent to another minister in jackets the same way.	aynı şekilde bir bakana da ceketler içinde gönderdiğiniz kadar inanılmaz iddialar var.
Reza Zarrab (0:34:19.24)	Look there are thousands of allegations and slanders. Even if we make this program for 24 hours with you, we cannot go over all these allegations and slanders. We will look at the results of these. Forget about the rest, we will look at the result at the end of the case.	Bakın binlerce burada iddialar ve iftiralar var. Biz burada 24 saat de program yapsak sizinle bitmez bu iddia ve iftiralar. Bunların sonucuna bakacağız. Haticeyi bırakın neticeye bakacağız davanın sonucunda.
Bekir Hazar (0:34:35.60)	Are you so sure of yourself?	Siz kendinizden bu kadar emin misiniz?
Reza Zarrab (0:34:37.93)	How do I look, what do you think? I am pretty sure of myself. Very sure.	Sizce nasıl görünüyorum? Ben gayet kendimden eminim. Çok eminim.
Title (0:34:44.98)	All of these were done to show the operation big.	Tüm bunlar yapılan operasyonu büyük göstermek içindi.
Reza Zarrab (0:34:53.56)	With these, the perception of a big operation was attempted to be created by creating a sensation because the basis of the operation was not solid, why, because all the business is legal. There is no illegal situation. Otherwise what is the point of you publishing these tapes? You would keep them if you trusted their integrity and when the privacy was lifted at the court, these would be served to the media and you would put these in front of us at the court and we would be prosecuted. So this means that the basis of these are not solid therefore these are served illegally.	Bunlar sadece sansasyon yaratılarak operasyonu büyük göstermek algısı yaratılmak istendi çünkü operasyonun temeli sağlam değil çünkü neden bütün ticaret legal. İlegal hiç bir durum yok. Yoksa siz bu tapeleri yayınlamanızın ne anlamı var. Tutardınız bunları güveniyorsanız tapelerinizin doğruluğuna tutardınız bu tapeleri mahkemede zaten gizlilik kalktığı zaman bunlar hepsi servise edilirdi medyaya mahkemede de koyardınız önümüze biz yargılanırdık. Demek ki bunların temeli sağlam değil ki bunlar illegal bir şekilde servis ediliyor.
Title (0:35:43.06)	In this process, which began as a corruption investigation, they are doing the biggest corruption.	Yolsuzluk soruşturması diye yola çıkılan konuda en büyük yolsuzluğu onlar yapıyor.
Reza Zarrab (0:35:51.33)	They are doing the biggest corruption in the subject that began as the corruption investigation.	Yolsuzluk soruşturması diye yola çıkılan konu için de en büyük yolsuzluğu onlar yapıyor.
Bekir Hazar	So are you saying a perception operation?	Bir algı operasyonu mu diyorsunuz yani?

In Re: Zarrab

(0:35:58.06)		
Reza Zarrab (0:36:01.60)	Of course.	Tabi ki
Title (0:36:02.34)	Do you have a relationship with Halk Bank general manager Süleyman Aslan? Did you send them money that cam out of the shoeboxes?	Halk Bank'ın genel müdürü Süleyman Aslan'la ilişkiniz var mı? Ayakkabı kutusundan çıkan paraları siz mi gönderdiniz?
Ergün Diler (0:36:14.60)	Do you have any relationship with the Halk Bank general manager Süleyman Aslan, do you know him. The 4.5 billion dollars, euro, lira or whatever that is said to come out of shoeboxes, do you have any relationship with that, did you send that money?	Halk Bank genel müdürü Süleyman Aslan'la ilişkiniz var mı tanıyor musunuz? Ayakkabı kutusundan çıktığı söylenen 4.5 milyon dolar euro lira her neyse onunla bir ilişkiniz var mı o parayı siz gönderdiniz mi?
Reza Zarrab (0:36:28.43)	I mentioned 25 billion TL of exports, right? And I mentioned 106 million TL of commission. And their total earnings related with this trade are 227 million, right? [BH: Yes] [EB: The rest belongs to you]	25 milyar TL ihracattan bahsettim değil mi? Ve 106 milyon TL komisyondan bahsettim. Ve toplam kazançları 227 milyon bu ticaret ile alakalı doğru mu? [BH: Evet] [EB: Gerisi size ait]
Reza Zarrab (0:36:43.10)	Is there any possibility for a businessman that has done a trade of this kind to not know the general manager of a bank? Is such a thing possible? Of course I know him. Of course, it is very natural to know. We are talking about 25 billion worth of exports? We are talking about 15% of the current account deficit.	Böyle bir ticaret yapmış işadaminin bir bankanın genel müdürünü tanımama gibi bir ihtimal olabilir mi? Mümkün mü böyle bir şey? Tabi ki tanıyorum. Tabi ki tanımak da çok doğal bir şey. 25 milyar TL'lik bir ihracattan bahsediyoruz? Cari açığın %15inden bahsediyoruz.
Ergün Diler (0:37:04.78)	Yes, yes, no problem with these. So, if you know Mr Süleyman, are the shoeboxes and the money inside true or not?	Evet evet bunlarla hiç bir sıkıntı yok. Peki Süleyman beyi tanıyorsanız ayakkabı kutusu ve içindeki para doğru mudur değil midir?
Reza Zarrab (0:37:11.74)	He already gave his declaration regarding the subject, and whom that money belongs to.	Zaten kendisi o konu ile alakalı beyanatını verdi o paraların nereye ait olduğunu verdi.
Title (0:37:18.63)	There is the Egemen Bağis and the 500 thousand euros relationship. What is this?	Egemen Bağış ve 500 bin euro ilişkisi var. Bu nedir?
Ergün Diler (0:37:30.56)	Mr. Reza, in my notes, there is Egemen Bağış and the 500 thousand euros relationship, what is this sir? Was this money given or not, if given, what for?	Rıza bey bir de benim notlarımda Egemen Bağış ve 500 bin euro ilişkisi var bu nedir beyefendi? Bu para verildi mi verilmedi mi verildi ise ne için verildi?
Reza Zarrab (0:37:42.56)	So, what was it paid for, what is the allegation?	Yani ne karşılığı ödenmiş iddia nedir?
Ergün Diler (0:37:45.73)	Italian visa.	İtalya'ya vize.

In Re: Zarrab

Reza Zarrab (0:37:47.94)	Taken for?	Kimin için alınmış?
Ergün Diler (0:37:49.78)	I am asking you.	Size soruyorum.
Reza Zarrab (0:37:51.20)	No, for whom, what is the allegation?	Hayır kimin için iddia neydi?
Bekir Hazar (0:37:53.20)	For your father.	Babanız için.
Reza Zarrab (0:37:54.38)	For my father. My father has no visa application to Italy or any other European Union country. Look, there is no visa application for any European Union country. Forget it, there are no visas on his passport. For god's sake, how much can you take a visa for? A visa is taken for 40 dollars. Does it fit your logic? 500 thousand euros, 500 thousand dollars for a person, 87 billion euros, whatever, where do these numbers come from? How do these figures are pronounced, I do not understand. Billions are flying around.	Babam için. Benim babamın değil İtalya hiç bir Avrupa Birliği ülkesi için vize başvurusu yoktur. Bakın hiç bir Avrupa Birliği ülkesi için vize başvurusu yoktur. Bırakın pasaportunda hiç bir vize yoktur. Allah aşkına vize kaç dolara alınıyor ya. Bir vize 40 dolara alınıyor. Akla mantığa sığıyor mu? Bir insan bir insan için 500bin euro 500 bin dolar 87 milyar euro bilmem bu rakamlar nereden çıkıyor ya? Bunun asıl bu rakamlar nasıl telaffuz ediliyor ben anlamıyorum. Milyarlar havada uçuyor.
Reza Zarrab (0:38:34.18)	I, a businessman of 25 billion exports, my eyes bulge out when I hear about these numbers. He gave 500 thousand euros for a visa. Where is that visa? When you look at my father's passport, when non-existence of such a visa is discovered, no application or denial of visa at the Italian embassy for my father is revealed, I really wonder who will blush. I wonder a lot. Because these are so ridiculous allegations and are so easy to prove wrong. You would take his passport and check if there is visa or not.	Ben ki 25 milyar ihracat yapmış bir işadami olarak bu rakamları duyunca gözlerim yerinden fırlıyor. Bir vize için 500 bin euro verdi. Nerede o vize. E baktığınız zaman benim babamın pasaportuna böyle bir vizenin ve böyle bir İtalya konsolosluğuna babamın herhangi bir başvurusu bir ret edilmişliği olmadığı çıktığı zaman ortaya ne olacak kimlerin yüzü kızaracak çok merak ediyorum. Çok merak ediyorum. Çünkü bunlar o kadar saçma sapan iddialar ve ispatları o kadar basit ki. Pasaportu alınır bakılır vize var mıdır yok mudur?
Title (0:39:17.83)	Is it true that a member of the police demanded 1 million dollars from you?	Bir emniyet mensubunun sizden 1 milyon dolar para istediği doğru mudur?
Ergün Diler (0:39:29.98)	So you talked about people who will blush. In my notes, I do not want to give his name, but there is a not that a member of the police demanded 1 million dollars from you. Did such a thing happen?	Peki yüzü kızaracak olan insanlardan söz ettiniz. Benim notlarım içerisinde ismini vermek istemiyorum fakat bir emniyet mensubunun sizden 1 milyon dolar para talep ettiği şeklinde bir not var görüyorum. Böyle bir şey yaşandı mı?
Reza Zarrab (0:39:49.33)	Yes there is such a thing and this has been submitted to court. It is also under investigation.	Evet böyle bir olay var yargıya da intikal etti. O da soruşturma aşamasında.

In Re: Zarrab

Bekir Hazar (0:39:56.43)	Did you receive any pressure, [EB: Indoctrination] an indoctrination such as "Tell that I made these within the knowledge of the government, and we will release you"?	Bu işleri hükümetin bilgisi dahilinde yaptım de, seni serbest bırakalım şeklinde bir baskı [EB: Telkin] telkin aldınız mı?
Reza Zarrab (0:40:07.18)	I did not have much knowledge regarding the past career of Mr. Halil Koca. He was a simple attorney at our company dealing with lease contracts, rental contracts, and those kinds of things.	Sayın Halil Koca'nın daha önceki geçmişteki kariyeri ile alakalı çok bir bilgim yoktu. Bizim sadece şirketimizde basit bir avukatlık kira kontratı kira sözleşmelerimiz bu tarz işlemler yapıyordu.
Title (0:40:25.50)	When I was in jail, some people came and said "Put this onto the government, become free".	Cezaevindeyken birileri geldi "Bu işi hükümetin üzerine yık serbest kal" dedi.
Reza Zarrab (0:40:37.40)	When I was in prison, such an offer came to me. I could not believe it and said "how will you prove it to me?" They said, "You will see the discharge paper and then you will testify."	Ben cezaevindeyken bana böyle bir teklif geldi. Ben inanmadım dedim ki "bana bunu nasıl kanıtlayacaksınız?". Dediler ki "Tahliye kağıdını göreceksin ondan sonra ifadeyi vereceksin."
Bekir Hazar (0:40:55.06)	So "Put it onto the government and we will release you", they gave you this guarantee.	Yani "Hükümetin üzerine yık seni serbest bırakacağız" bu garantiyi verdiler size.
Reza Zarrab (0:40:59.98)	They gave this guarantee.	Bu garantiyi verdiler.
Ergün Diler (0:41:01.86)	What was your reaction?	Tepkiniz ne oldu?
Reza Zarrab (0:41:03.23)	What could be my reaction? You see what my reaction was.	Tepkim ne olabilir? Tepkimin görüyorsunuz ne olduğunu.
Ergün Diler (0:41:10.10)	I am very curious about this. In December 17, In July 1	Şunu çok merak ediyorum. Yani 17 Aralık işte 1 Temmuz'da
Reza Zarrab (0:41:14.06)	So my response to coup [EB: Yes], you should be able to estimate how my reaction would be after so many hours of talk.	Yani benim darbeye tepkimin [EB: Evet] nasıl olabileceğini tahmin etmeniz lazım bu kadar saat konuşmadan sonra.
Title (0:41:21.00)	Did Reza Zarrab never think that he might be wiretapped?	Reza Zarrab telefonda dinlenebileceğini hiç düşünmedi mi?
Ergün Diler (0:41:32.90)	Mr. Reza, I am very curious about this too. Gold trade ends in July 1st. The operation is done on December 17. During this process, you say you are producing a great added value, a great figure I accept.	Rıza bey şunu da çok merak ediyorum. 1 Temmuz'da altın ticareti sonlanıyor. 17 Aralıkta operasyon yapılıyor. Bu süreçte kaldı ki çok büyük bir katma değer ürettiğinizi söylüyorsunuz büyük rakam o büyük rakam kabul ediyorum.
Ergün Diler (0:41:47.38)	These are all figures gone into record.	Bunlar hepsi kayıtlara geçmiş rakamlar
Ergün Diler (0:41:49.38)	Yes, I am very curious about this. While us ordinary people, even the grocery shop boy are not able to speak comfortably on	Evet şunu çok merak ediyorum. Bizler sıradan insanlar bakkal dükkanındaki çıraklar bile telefonlarda rahat

In Re: Zarrab

	the phone, have you ever thought that you are being wiretapped or being followed?	konuşamazken siz dinlendiğinizi takip edildiğinizi hiç düşündünüz mü?
Reza Zarrab (0:42:05.53)	Even if I thought or knew that I was being wiretapped, I have no concerns since I am not doing any illegal business therefore I have no reservations, no reservations today, and there will be none tomorrow and there was none yesterday. I am so confident about my business, my trade that anyone who wants can wiretap me. But what we want, what I personally wish for is that I wish if we had appeared in court in a legal or in other words a fair platform, we would have been released anyway.	Düşünsem de takip edildiğimi bilsem de dinlendiğimi bilsem de ben herhangi bir illegal ticaret yapmadığım için hiç bir çekincem yok ki bugün de yok yarın da olmayacak dün de yoktu. Ben ticaretimden yaptığım işimden o kadar eminim ki beni isteyen dinleyebilir. Ama sadece bizim istediğimiz benim şahsen arzu ettiğim keşke biz hukuki bir platformda yani adil bir platformda zaten mahkemeye çıkmış olsaydık zaten serbest bırakılırdık.

EXHIBIT C

From: shiva rhezaii [REDACTED]
To: moslehi parham [REDACTED] farzad zandi [REDACTED]; farshid ghanizadegan [REDACTED]
Cc:
Bcc:
Subject: Re: NIOC Operation Area & Boats Inspection
Date: Mon Jan 07 2013 07:13:43 EST
Attachments: image001.png

salam , shoma khoobin?
attachmentatooon nayoomade lotfan dobare befrestid.

mamnoon
felan!

From: moslehi parham [REDACTED]
To: [REDACTED] farzad zandi [REDACTED]; Farshid Ghanizadegan [REDACTED] shiva rhezaii [REDACTED]
Sent: Monday, 7 January 2013, 13:19
Subject: Fw: NIOC Operation Area & Boats Inspection

Salam khaanoom Rezaee,
Omidvaram haletoon khoob bash! Khaanoom in passport e 2 nafar az bazdid konandehaye site e operation e kashtyhast. Jenabe aghaye Zandi dar jaryanand. Aslan ham vaght nadarim, Man male khodam va male Mesutbey ro ham baratooon mifrestam.
Kheyli mamnoon misham ke ba aghaye Zandi hamahang konid ke che karhaee bayad anjam she!
Felan!

----- Forwarded Message -----

From: moslehi parham [REDACTED]
To: FORCEMAR SHIPPING <info@forcemar.com>
Sent: Monday, January 7, 2013 11:41 AM
Subject: Re: NIOC Operation Area & Boats Inspection

Der Murat,
Thank you very much! I'll take care of it.
Regards,
Parham

From: FORCEMAR SHIPPING <info@forcemar.com>
To: info@royalcraft.com; 'moslehi parham' [REDACTED]
Sent: Monday, January 7, 2013 11:38 AM
Subject: RE: NIOC Operation Area & Boats Inspection

Dear Mr. Parham,

Good week !,

Further to your telcon this morning, attached are the passports of the attendors for the purpose of necessary permissions for visiting places at operational field

Thank You

Best Regards

Member of Shipbrokers' Association Turkey
Murat Perisanoglu
FORCEMAR Shipping & Towage Services
Tel : + 90 212 705 36 06
Fax: + 90 212 705 36 36
Gsm: +90 532 257 28 06
E-Mail : info@forcemar.com
Address : Veko Giz Plaza No: 3/ 43 Maslak, Istanbul - Turkey

From:FORCEMAR SHIPPING [mailto:info@forcemar.com]
Sent: Saturday, January 5, 2013 8:37 PM
To: info@royalcraft.com
Cc: 'moslehi parham'
Subject: NIOC Operation Area & Boats Inspection

Dear Mr. Mesut,

Good day,

With the reference of our discussion between you and Mr. Reza during our visit to your Office on Friday. We have agreed on the inspection of the operation area of NIOC for the needs of the tug boats and other vessels. Appreciate if you could organize the trip and inspection for coming Tuesday and Wednesday. Following are the names of attendors from Forcemar Shipping for you to arrange flight & Accommodation bookings.

- 1- Murat Perisanoglu - Broker
- 2- Serdar Durmus – Captain & Tug owner

We look forward remittance of 3,000 \$ to our following account for the cover of our service as per 2 days base.

Please take attention to the visiting places which should only able to see the vessels, terms and conditions of working area in order for us to plan our operation. Looking forward for your flight and trip organization details.

Have a good weekend.

Best Regards

Member of Shipbrokers' Association Turkey

Murat Perisanoglu
FORCEMAR Shipping & Towage Services
Tel : + 90 212 705 36 06
Fax: + 90 212 705 36 36
Gsm: +90 532 257 28 06
E-Mail : info@forcemar.com
Address : Veko Giz Plaza No: 3/ 43 Maslak, Istanbul - Turkey

EXHIBIT D

From: royal denizcilik ve end. mak. san. a.ş
<info@royalcraft.com>
To: <info@60years.net>
Cc: "parham moslehi" [REDACTED];
[REDACTED];
[REDACTED];
Bcc:
Subject: FW: REQUEST FOR INFORMATION
Date: Tue Jan 22 2013 03:57:21 EST
Attachments:

From: PETROIRAN [REDACTED]
Sent: Tuesday, January 22, 2013 6:53 AM
To: INFO@ROYALCRAFT.COM
Subject: REQUEST FOR INFORMATION

KIND REMINDER : PLEASE REPLY

TO : ROYAL CRAFT COMPANY

ATTN : MR. MESUT KARAARSLAN , THE GENERAL MANAGER

DEAR MR. MESUT KARAARSLAN

I AM WRITING ON BEHALF OF THE PETROIRAN COMPANY , ONE OF SUBSIDIARIES OF THE NATIONAL IRANIAN OIL COMPANY (NIOC) .

REF TO YOUR OFFICIAL LETTER TO MR. AHMAD GHALEBANY (THE MANAGING DIRECTOR OF THE NIOC) ON 14 JAN 2013 , WE WOULD LIKE TO INITIATE OUR BUSINESS COOPERATION WITH YOUR HONORABLE COMPANY IN MARINE AND OFFSHORE FIELDS .

BUT IN ORDER TO GET MORE FAMILIARIZED WITH YOUR SCOPE OF SERVICES , WE WOULD LIKE TO HAVE MORE INFORMATION ABOUT YOUR COMPANY .

SO , YOU ARE ASKED TO KINDLY PROVIDE US WITH THE FOLLOWING INFORMATION :

1) FULL COMPANY PROFILE

2) FULL-DETAILED BUSINESS REFERENCES ON :

A) MARINE / SUBMARINE / OFFSHORE / ONSHORE PROJECTS

B) SUBSEA / OFFSHORE OPERATIONS SUCH AS :

- INSTALLATION OF SPOOLS & RISERS
- ROV SERVICES
- METROLOGY
- PIPELINE INSPECTION (INTELLIGENT PIG RUNNING)
- PRE-COMMISSIONING (CLEANING , DEWATERING , DRYING , FLOODING , GAUGING , ...)

C) FABRICATION OF JACKETS & TOPSIDES

3) FULL CONTACT DETAILS OF YOUR AGENT IN IRAN

YOUR KIND ATTENTION AND QUICK REPLY WOULD BE GREATLY APPRECIATED .

YOURS SINCERELY

REZA REZAEI

SENIOR BUYER

19 JAN 2013

=====

NIOC - PETROIRAN (PEDCO)

THIRD FLOOR , NO. 20 , CORNER OF SHAHID TABRIZIAN ALLEY , SHAHID DASTGERDI
(EX ZAFAR) STREET , SHARIATI AVENUE , TEHRAN , IRAN .

TEL : 0098 21 2330 2320

FAX : 0098 21 2291 4798

E-MAIL : <<mailto:R.REZAE@PETROIRAN.COM>> R.REZAE@PETROIRAN.COM ,
NIOC_PETROIRAN@YAHOO.COM

MOBILE (EMERGENCY CASES) : 0098 912 593 4881

[PAGES OMITTED]

EXHIBIT F













REPORT

Investigation No. : İstanbul CBS 2012/120653

Date : 12.18.2013

- Subject: a) Electronics Communications Branch Office's e-mail notification form dated 05/07/2010 and Notification Number: 6484.
- b) The closed Sisli Public Prosecutor's Office's letter dated 10/08/2008 and numbered 2004/46272.
- c). Department of Anti-Smuggling and Organized Crimes' letter dated 06/06/2011 and numbered 298907.
- d) Fax notification dated 07/18/2012 and without a number.
- e) Our letter dated 09/13/2012 and numbered 2012/1958.

ACTIONS RELATING

TO THE SUSPECTS WITH POLITICAL IMMUNITY WITHIN THE SCOPE OF THE INVESTIGATION

(A)

THE INITIAL INVESTIGATION

The notice numbered (a) which was sent to the Organized Crimes Agency Branch Office says the following in summary: It has been alleged that An Iranian named **Riza ZARRAP** residing in Istanbul whose father resides in Dubai have snuck millions of dollars into Turkey from abroad; this ploy was accomplished through a business place called **Durak Doviz (Durak Currency Exchange)** which operates out of Istanbul Beyazit Kapali Carsi (Istanbul Beyazit Covered Bazaar) using various different individuals and it has been alleged that several people like these can be found.

In the addendum of the closed Sisli Public Prosecutor's letter numbered (b) as well as the addendum of the Financial Crimes Investigation Board's letter dated 06/10/2008 numbered 6517 sent to our branch in the reported "Nicknamed ATİK-İŞÇEN, the Money Laundering Investigation" dated 05/13/2008 and numbered R-61, prepared by the Bank Examiner Mehmet Tahir OZSOY, following has been determined: **Vala Dış Ticaret Ltd. Şti. [Vala Foreign Trade Limited Inc.]** which operates at Kapalıçarşı Halıcılar Caddesi No: 93 Eminönü (**Vala Doviz/Vala Currency Exchange**) titled company's partners are the individuals named Bahram Dargahi MOGHADDAM, Hassan Dargahi MOGHADDAM, and Orman Memari KHAMENEH. Inc. an investigation conducted with the Istanbul Chamber of Commerce's records, it was determined that the aforementioned company was suspended on 01/31/2011; meaning it was canceled. Consequently, the company's operation address was visited on 05/02/2011 to determine whether it

was still active or not. It was then determined that a company called **Saran Kuyumculuk ve Dis Tic. Ltd. Inc. [Saran Jewelry and Foreign Trade Ltd. Inc.]** was operating in that particular address.

When inquired with the Istanbul Chamber of Commerce records about the Saran Jewelry and Foreign Trade Co., Ltd. Inc. (Registry number: 501576); the company's capital is more than 180,000.00 TL and it's address has been registered as Grand Bazaar Halicilar Cd. No: 93 Eminonu / Fatih, its partner are individuals named **Mehmet HAPPANI** and Gulpembe HAPPANI, **it has been understood that a person named Abdurrahman ISCEN was the company's officer until 01/17/2005**, furthermore report number R-61, it's been understood that Abdurrahman ISCEN is an employee of Vala Doviz [Vala Currency Exchange], the individual has transferred such large sums of money which were way above his financial means, evoking suspicion and (*in page 40*) of the report R-61's the Summary and Result section, it's indicated as the following:

“When the suspicious money movements described in the Report were examined, the overall sums of these transactions, transactions' frequency and other reasons, these conclusions have been concluded. However, it's thought that revealing the true nature of the activities of the real and legal persons indicated in the report, and collecting enough tangible information and documentation to evaluate from the legal perspective can only be done by monitoring their activities across Turkey with detective pursuance or other methods deemed appropriate. Because, without being pursued in terms of intelligence including the police procedures by the competent authorities, it's not reliable solely to take the suspicious account activities into consideration to evaluate money laundering activities. Therefore, after this stage, it's essential to prove the relations between the related individuals other than just the bank accounts. This can be only done through police pursuit as well as other methods and it is without a doubt outside the duties, powers, responsibilities, and expertise of the Sworn Bank Auditors.”

If the monitoring determines that the suspected type of relationships is in existence, it's then possible to establish a connection with the account activities causing suspicion which are explained in the report.”

In the addendum titled “Happani Group's Evaluation Report” dated 06/03/2011 of the letter number (c) by the Directorate of Anti-Smuggling and Organized Crimes, Financial Crimes and the Directorate of Combating Against the Crime Revenues', the following is stated:

*“On the date of 02/12/2007, an eighteen-wheeler trying to exit the country from Kapikule Customs Gate with 202 kilograms of Heroin was seized, and subsequently with the decision of the Istanbul Public Prosecutor's investigation file numbered 2007/1258 and within the context of the court decision of Edirne Department of Anti-Smuggling and Organized Crime Branch Office, the measure of communication monitoring has been taken; during this process, it has been discovered that high amounts of money with unknown sources have been internationally transferred by various real/legal persons. It has been determined that among the individuals who were intermediary to the transfers were a business place called **Durak Currency Exchange [Durak Doviz]** and an employee of this place named **Abdullah**.*”

*Istanbul Communications Electronics Branch Office's notice form dated 05/07/2010 and the Notice No.: 6484 alleges that the Iranian individual named **Riza ZARRAP**, a resident of*

*Istanbul and his father who is a resident of Dubai sneaked in millions of dollars into Turkey; they've accomplished this by using various individuals working at **Durak Currency Exchange [Durak Doviz]** which is a business that operates in Istanbul Beyazit Covered Bazaar.*

*It has been reported in the national news on the date of 12/21/2010 that during a customs check by the Customs officials at the Moscow Airport, three Azerbaijanis and one Iranian individual who were traveling from Istanbul to Moscow were taken into custody after 14.5 million Dollars and 4 million Euros have been seized from the suitcases and their backpacks. According to the news in question, information has been requested by the Russian Interpol on 12/23/2010 for investigative cooperation and the answer was received on 03/16/2011 discovering that Azerbaijan citizens **Vagif BADALOV**, Ramin ISMAILOV, Gusein ISMAILOV and an Iranian citizen **Mohammadsadig RASTGARSHISHEGARHANEKH** had substantial amounts of cash on their persons while traveling from Istanbul to Moscow by airplane. However since they've made no notification, an investigation has been started in accordance with the Russian Criminal Code (Trafficking) Article 188 and that the investigation still continues.*

*According to the national news dated 04/15/2011, under the headline of "**They smuggled out 150 million Dollars in a suitcase**" the allegations stated that 14 couriers' names were determined as a result of the investigation by the Russian Federal Customs Service who reported these names to our country's authorities and it was asked that the money transfers were to be investigated. The aforementioned individuals carried 40 million Dollars and 10 million Euros belonging to the individual coming from Dubai and the Azerbaijani businessmen in 37 trips to Russia, and that among the 14 couriers was **Turgut HAPPANI** who is the chauffeur of Ebru GUNDES's husband **Riza ZARRAB**.*

*The studies conducted at different dates by MASAK, Istanbul and Edirne Police Departments as well as our Head of Financial and Narcotics Branch Management about the aforementioned real persons/legal entities and their activities did not result in substantial results, however the point reached derived the need to combine the results of the conducted studies with a meaningful analysis. The report that was prepared with this purpose in mind has scrutinized Durak Currency Exchange and its partners, the individuals named Turgut HAPPANI, **Abdullah HAPPANI**, Serdal HAPPANI, Senel HAPPANI and **Riza SARRAF** whose identification and address information, their illegal activities, tax liabilities, their assets, and their entry to and exit from foreign countries.*

The reviews revealed that most of the aforementioned individuals were Azerbaijani nationals, that many of the individual moved together and transported cash as couriers, and the evaluations on for what purpose these transportations are being done/could be done are listed as following;

- *According to the intelligence received by MASAK; The Royal Holdings Inc.'s sub-companies Durak Currency Exchange Inc., Tural Ltd. Inc. and Pirlanta Ltd. Inc. are exporting bars of gold and are producing bars of gold from the scrap gold in partnership with Atasay Jewelry in Iran, and with the export revenues they may be purchasing bars of gold from the banks as well as from Rona Currency Exchange Inc.; within this scope, they may be intermediating the monies sourced through commercial transactions linked with Iran,*

- *In order to take the monies earned abroad through unknown legal/illegal sources into Russia, they may be brought into our country from Dubai,*
- *In order to lose the trail of the income created through crimes committed by these individuals or third parties (there are no confirmations) it may be smuggled out of the country and within this scope, the crime of “Laundering the Assets Gained Through Crimes” contained in Article 282 of the Turkish Penal Code may be committed,*
- *It can also be evaluated that these monies may be earned within Turkey or in another country off the records business transactions and as such, they may be smuggled out of the country in order to avoid being subject to the tax audit.”*

Within the fax transmission numbered (d) consisting of one page on the date of 07/18/2012 through the fax used in the service of our Branch Management with the fax number 0212 6362780, following has been claimed: *“Arabaci Currency Exchange (Arabaci Döviz) and Sapan Currency Exchange (Sapan Döviz) offices have been laundering money smuggled from Iran and Northern Iraq, that these individuals have ties with the terrorist and drug mafias, however the master of all these individuals and the one who provides all the contacts are individuals named **Riza SARRAF** and **Abdullah HAPPANI** who make it seem like they’re exporting gold to Iran, Saudi Arabia and Iraq for many years through such companies as Royal Marine, Safir Gold, Hicran Jewelry, Atanur Jewelry, Taha Precious Metals, Mumtaz Jewelry, Dimet Jewelry which are owned by **Happanis from Kilis** but in reality they were laundering money for drug and smuggling mobs, that Durak Currency Exchange, Atlas Currency Exchange, and Malan Currency Exchange have been used for these purposes, that Riza SARRAF uses phone numbers 0532-2026666 and 0533-3500000 and that Abdullah HAPPANI uses the phone number 0530-3107445 for this purpose, that the individual named Riza Sarraf is the husband of singer Ebru GUNDES, that it was disclosed in the news that he bought his wife a yacht, flat, and diamond costing millions of Dollars, that the source of this money was drugs and smuggling, that they have organized all the currency exchange (offices). As an individual who loves his/her country and nation was injuring his/her pride. An individual named Nesteren DENIZ, owner of the company with ties to Iran called Taha Precious Metals who works in partnership with them uses the phone number 0532-3642199, that Iranian Babak BEHRAVESH ALAMDARI used the phone number 0507-7665079, that the famous illicit moneymaker Iranian Cafer Einaki KOCHHEH BAGH uses the phone number 0533-4227178, that their Royal Marine partner Abdurrahman NENEM uses the phone number 0532-2144264, that Riza SARRAF’s chauffeur Turgut HAPPANI uses the phone number 0530-3153584, that Cemallettin HAPPANI uses the phone number 0530-7603621, that Abdurrahmen ISCEN uses the phone number 0533-3569363, that Turker SARGIN of Pötürge uses the phone number 0536-3478492, that even if only the individual named Turgut HAPPANI were to tell the story, it would be sufficient enough to explain the illicit money laundering (operations), that this individual is Riza SARRAF’s chauffeur; in fact his news were in the newspapers, that he was apprehended with 150 million Dollars of money in Russia and that this money belonged to Riza SARRAF, that Riza SARRAF used Turgut HAPPANI as a courier. If the news in the newspapers were to be investigated, it could easily be seen how this man was apprehended in Russia; in fact, there were pictures of Turgut HAPPANI with bales of money. Riza SARRAF would appear to be selling gold to Iran and with that method he would bring the laundered illicit money back to Turkey. The message indicated that it should be checked how much gold was sold to Iran within one year; when the news about the gold export to Iran were checked in recent days, the substantial amount of drug and smuggling money that this mob launders could be observed. These men would make it look like they are exporting gold and in return they have been laundering illicit*

money. It has been claimed that *“This money would then flow into the drug mobs and to PKK. These individuals have been transferring PKK’s and drug barons’ money, and if these guys were to be confronted, Turkey would meet the pitch-black record of her history.”*

The report compiled as a result of the complaints detailed above that was sent to our Branch management, the MASAK Reports and the information collected from news reported in the visual media and sent to Istanbul Chief Public Prosecutor’s Office on 09/13/2012 with letter number (e) in accordance with the Article 158 of the Criminal Procedure Code and the Article 6 of the Judicial Police Legislation.

The result of the related reports, evaluations and the intelligence work that was conducted showed the accuracy of the complaints; the studies that were done within the scope of the investigation that started by the **Istanbul Chief Public Prosecutor’s Office with the Investigation No: 2012/120653**, technical follow up studies have been initiated within the scope of the **Code of Criminal Procedure Article 135 on 09/17/2012 at Istanbul 5th Magistrates Court based on the ruling number Different Jobs No: 2012/561** with the crimes of *Organizing Up for the Purpose of Committing Crimes, Trafficking and Laundering the Assets Gained Through Crimes*.

Additionally, in accordance with the Criminal Procedure Code Articles 153/2-3, Istanbul 5th Magistrates Court adjudicated a **RESTRICTIONS DECISION** dated 09/17/2012 and Different Jobs No: 212/562.

At the first step relevant to the matter, the interception measure has started related to the Crimes of Trafficking and Laundering the Assets Gained Through Crimes; since the studies conducted have resulted in evidences that the individuals have committed **Creating a Criminal Enterprise for the Purpose of Committing Crimes and Bribery** crimes, in the following stage, it was continued to Intercept the Communication related to these crimes.

Summary of the Studies;

The suspicious individuals have acted within the **Scope of the underground) Organization;**

- In order to meet the Russian banks’s need for hot money, they’ve been transferring money through shell companies with commission through the (old) system they’ve developed to not to get caught by the international banking practices and couriering money,
- Bypassing the embargo against Iran, carrying Iran’s money in other countries into Iran and in order to meet the hot money demand without getting caught in the international banking practices through the (new) system they’ve developed, transferring money through real or shell companies and exporting gold,
- Bypassing the embargo placed on Iran, moving Iran’s money located in Turkey into Iran and in order to meet her need for hot money through the (new) system they’ve developed, they’ve presented fake documents to Halk Bank about the exports between Dubai and Iran

which didn't exist in reality, couriating money on commission for transit food/medicine commerce,

- Related to the collection of the bar gold sent to Iran, attempting to smuggling by presenting false documents to the legal authorities about the 1.5 tons of gold brought from Ghana in violations of customs procedures,
- Taking place of the aforementioned irregularities, the ease of them, make way for them, preventing their rivals who are in the same business, causing removal of the Customs or Police Officers who tried to prevent the irregularities or created difficulties in their illegal activities, creating bribery relationships with the senior political public officials in order to duly resolve all kinds of illegal or legal transactions,
- Providing call girls to the Law Enforcement Officials from Dubai at luxury hotels in Istanbul thus intermediating prostitution.

The formation of the criminal organizations, their structuring and their executed actions will be explained in more detail under the following headings¹.

A- STARTING THE PROJECT

B- STRUCTURE OF THE CRIMINAL ORGANIZATION and ITS ACTIVITIES

C- CRIMINAL ORGANIZATION'S CHARACTERISTICS

D- PRINCIPLES OF THE CRIMINAL ORGANIZATION

E- THE MONEY ROTATING SYSTEMS OF THE CRIMINAL ORGANIZATION

1- Russia-Oriented Old System

2- Iran-Oriented New System

a. The system of rotating Iran's money through gold exports

b. Through false transit food/medicine commerce, the system of rotating Iran's money

F- ACTIONS

1- Gold Smuggling (The incident of 1.5 tons of gold brought from Ghana)

2- Bribery Actions

a. Their bribery relationship with the Minister of Economy Zafer CAGLAYAN and his group

b. Their bribery relationship with the Minister of Interior Muammer GULER and his group

c. Their bribery relationship with the Minister of E.U., Egemen BAGIS,

will be discussed in detail under the headlines mentioned above.

(B) **CRIMINAL ENTERPRISE'S STRUCTURE AND ACTIVITIES**

Through the evidence obtained during the investigation process, it has been discovered that the subjects of the investigation have been coordinated under a single communication umbrella

¹ Actions about the suspects who hold political immunity

and in respect of their managers; they were able to come together with 3 different syndicates' structure that could act in coordination with each other,

And the individuals who came together to commit the crimes of counterfeiting, smuggling and bribery, move within a hierarchical structure. The relationship between the organization's leader Riza SARRAF and the organization manager/member suspects was not a relationship of boss-employee, but rather an organization leader and staff relationship. In fact, the suspects fulfilled Riza SARRAF's instructions without differentiating whether the request was legal

or illegal with a feeling of belonging. It's also been observed that under the de factor association of the suspects who formed the said organization, the purpose was committing crimes for unfair economic gains.

Under Riza SARRAF's leadership in the organization, the individuals named Abdullah HAPPANI, Rüçhan BAYAR, (Sadık) Mohammadsadegh RASTGARSHISHEHG, Ahmet Murat ÖZİŞ, Yücel ÖZÇİL and Mohammad ZARRAB have played active roles in committing crimes; the individuals named Umut BAYRAKTAR, Murat CESURTÜRK, Emin HAYYAM, Cemalettin HAPPANI, Emir EROĞLU, Muacet KORKMAZ, Nesteren Zarai DENİZ, (Umit) Omid SAEİDZAMAN, Hüsamettin ALTINBAŞ, Halil İbrahim AKKAYA, Turgut HAPPANI, Ercan SAĞIN, Murat YILMAZ, (Şehram) Shahram Mohaghegh OROMİ, (Miandapçı) Aresh MİANGOGGIAN, Adem GELGEÇ, Ertuğrul BOZDOĞAN, Vidadi BADALOV and İrfan İŞIKGÜN have acted under the instructions and indoctrinations of the organization managers and acted in a de facto association to commit the crimes. Likewise, Taha Ahmet ALACACI and Türker SARGIN have also acted within the operations of the aforementioned organization; they have also tried to leave this organization to create their own commission group, however since they've become a rival to Riza SARRAF, they were intimidated through the bribery relations of the organization led by Riza SARRAF.

As a result of the technical and tracking studies, the organization under the leadership of Riza SARRAF has developed an unfair financial advantage relationship within the framework of the syndicate with the Minister of Economy Mehmet Zafer ÇAĞLAYAN, the Interior Minister Muammer GÜLER, E.U. Minister Egemen BAĞIŞ and Halk Bank General Manager Süleyman ASLAN. In this context, two separate groups with the management of the Minister of Economy Zafer ÇAĞLAYAN and the Interior Minister Muammer GÜLER along with the syndicate under the leadership of Riza SARRAF have come together under the umbrella of a single organization to commit the crimes of bribery; they have exhibited a de facto and continuous association, that these organizations have continuously committed the crimes of giving and taking bribery within a certain hierarchy, a coordination network and a certain system.

It has been understood that under the management of the Minister of Economy M. Zafer ÇAĞLAYAN, the organization has had his son Salih Kaan ÇAĞLAYAN, Halk Bank General Manager Süleyman ASLAN, their personal secretaries Onur KAYA and Mustafa Behçet KAYNAR who have been carrying out the business; these individuals have performed the acts of bribery within the framework of the organization's activities in-between the (crime) syndicate under the leadership of Riza SARRAF and themselves. It has also been understood that Fatma ASLAN has knowingly acted as an intermediary for Süleyman ASLAN for the bribes that were

brought to him. It was also discovered that Zafer ÇAĞLAYAN's brother Mehmet Şenol ÇAĞLAYAN has also participated in the acts of bribery.

Under the management of the Interior Minister Muammer GÜLER, the organization has had his son Barış GÜLER, Özgür ÖZDEMİR, Hikmet TUNER and Barış KIRANTA who have been carrying out the business; these individuals have performed the acts of bribery within the framework of the organization's activities between the crime syndicate that's under the leadership of Riza SARRAF and themselves.

Since it's been understood that the said organizations have committed the acts of bribery under the umbrella of a single contact network within the direction of the criminal enterprise under the leadership of Riza SARRAF, the acts, activities of the criminal enterprise under the leadership of Riza SARRAF, their systems, interests, and bribery relationships have been examined in our investigation. The monies given to the Minister of Economy Zafer ÇAĞLAYAN, Interior Minister Muammer GÜLER, EU Minister Egemen BAĞIŞ and Halk Bank General Manager Süleyman ASLAN, the return benefits (for the bribes) will be described within the bribery activities of the organization under Riza SARRAF's leadership in sections. On the other hand, about the organization ...

In this context, the criminal enterprise led by Riza SARRAF has committed the following crimes;

- Fraud
- Gold Smuggling
- Bribery
- Intermediating the Prostitution crime.

(C)

CRIMINAL ORGANIZATION'S CHARACTERISTICS

In relation to the Article 220 of the Supreme Court 10th Criminal Division's Jurisprudence decisions number 2006/1054 E. 2006/4780 K. and 2007/110 E. 2007/3049 K. explains the crime of **“Establishing an Organization in order to Commit Crimes”** in detail. According to both of the jurisprudence decisions, in order to talk about the existence of the criminal enterprise, the following headings will be discussed with examples:

1. It must contain **at least 3 members**,
2. The relationship between the members should not be an abstract one; rather it should be **a hierarchical relationship even if it's in loose terms**,
3. Even if no crime was committed, **there should be a de facto meeting for the purposes of committing a crime**,
4. Due to its nature, it must show **continuity**.

[PAGES OMITTED]

(F)

ACTIVITIES

- 1- Gold Trafficking (the incident of 1.5 tons of gold brought from Ghana)
- 2- Bribery Activities
 - a. The bribery relationship with the Economy Minister Zafer CAGLAYAN and his group
 - i. The bribery relationship with the Halk Bank General Manager Suleyman ASLAN
 - b. The bribery relationship with the Interior Minister Muammer GULER and his group
 - c. The bribery relationship with the EU Minister Egemen BAGIS

(F-1)

GHANA

(F-2)

BRIBERY ACTIVITIES

(F-2-a)

THE EVENTS RELATED TO THE BRIBERY RELATIONSHIP OF THE ORGANIZATION UNDER THE LEADERSHIP OF RIZA SARRAF WITH ZAFER CAGLAYAN AND HIS GROUP

In this section, we will give detailed wide coverage to the bribery relationship's development within the scope of the organization activity between the criminal organization led by Riza SARRAF and Economy Minister Zafer CAGLAYAN and the group he manages; we will explain in detail with the actions taken place in exchange of financial gains and procuring material benefits by suspects starting with Riza SARRAF and Zafer CAGLAYAN and suspects named Abdullah HAPPANI, (Sadik) Mohammadsadegh RASTGARSHISHEHG, Salih Kaan CAGLAYAN, private secretary Onur KAYA, private secretary Mustafa Behcet KAYNAR, Mehmet Senol CAGLAYAN, Ahmet Murat OZIS, Umut BAYRAKTAR, (Umit) Omid SAEIDZAMAN, Halil Ibrahim AKKAYA, Cemalettin HAPPANI ve Emir EROGLU.

With the audio/ electronic surveillance, it has been understood that organization suspect suspects referred to Zafer CAGLAYAN with code names as “**BRO**” or “**BIG BRO**” in their phone conversations.

The material benefits provided by Riza SARRAF and the fulfilled activities by Economy Minister Zafer CAGLAYAN and his group in exchange of these material benefits can be briefly outlined as below;

Actions Performed in lieu of the Material Benefits

1. Allowing Iran's reserves in Turkey to leave the country as gold exports
2. Lowering the bank commissions and blocking Riza SARRAF's rivals in lieu of allowing Iran's reserves in Turkey to leave the county as gold exports again
3. Turning a blind eye to fictitious transit food/ medicine trade conducted with forged documents in order to take out Iran's reserves located in Turkey
4. Preventing the judicial/ administrative sanctions, and allowing the 1.5 Tons of gold brought from Ghana with forged documents and smuggled into the country to exit to Dubai, without getting sequestrated
5. Document issued in Ankara
6. Preventing the news of Riza SARRAF's irregularities being published in the press
7. Using the Ministry of Economy's private secretaries as Riza SARRAF's private secretaries and for jobs within this scope (Getting visa, making appointments with the organization and the institutions and using influence against the Provincial Directorate and Commerce for the Sarkuysan Inc.'s General Assembly Meeting etc.)

Monies Gives as Bribes and Material Benefit Provided

Money and other material benefits sent to Zafer CAGLAYAN by Riza SARRAF can be classified as following as far as the investigative techniques are concerned;

1. The material benefits identified during the audio/electronic surveillance
 - a. The material benefits identified through the audio/electronic surveillance as well as digital evidences before the date of 04/10/2013
 - b. The material benefits identified with audio/electronic/physical surveillance after 04/10/2013
- a. 2. Material benefits identified through e-mail account review (digital evidences) before 04/10/2013

During the audio/electronic surveillances, it has been understood that the amount of the bribe monies that were sent to Zafer CAGLAYAN was based on the 0.4 or 0.5% of Iran's monies transferred to Riza SARRAF's companies' account in Halk Bank; the money that was sent has been listed by Abdullah HAPPANI, that Riza SARRAF would get this updated and show it to Zafer CAGLAYAN during their meetings and this Excel list has been sent to Riza SARRAF's e-mail account by Abdullah HAPPANI.

Thereupon, following the related Court Decision, the e-mail account belonging to Riza SARRAF named riza_sf@hotmail.com was examined on 04/17/2013;

CAG EUR.xlsx (On 03/29/2013 the e-mail that was sent from ahappani@hotmail.com)

CAG TRL.xlsx (On 03/29/2013 the e-mail that was sent from ahappani@hotmail.com)

CAG USD.xlsx (On 03/29/2013 the e-mail that was sent from ahappani@hotmail.com)

CAGGGGG.xlsx (On 4/16/2013 the e-mail that was sent from ahappani@hotmail.com)

(“CAG” name is given considering Zafer Caglayan's name, however Zafer Çaglayan was bothered by that and requested to have the names of the files to be changed⁷)

It's been understood that in the mentioned “Excel files”, the date, amount, cash currency and (if applicable) courier information of the monies, sent transfers, paid luxury watches and jewelries sent to Zafer CAGLAYAN between the dates of 03/19/2012 to 04/10/2013 have been archived (listed).

It has been understood that some of the money deliveries seen in this list have been previously identified during the audio/electronic surveillances, even though some of the monies were sent to Suleyman ASLAN, it was added under the bribes paid to Zafer CAGLAYAN.⁸ *(During the initial months they started paying Suleyman ASLAN's bribes, this amount would be deducted from the bribes paid to Zafer CAGLAYAN; later (during the audio/electronic surveillance), the bribes going to the individuals were kept in separate accounts)* For that reason, the bribes that went to Suleyman ASLAN will be excluded here and we will focus on the material benefits that were sent to Zafer CAGLAYAN.

IMAGES FROM THE DIGITAL EVIDENCES

Image of the Excel File Named CAG EUR

⁷ TK:2031539988 - 04/10/2013 3:45 p.m. Riza Sarraf to Abdullah Happani: “**E-MAIL IT TO ME, I'M GONNA SHOW IT TO THE BRO AND IT SAYS CAG THERE ... ERASE THE WORD CAG FROM THERE**”, in 04/10/2013 8:12 P.M. from Riza Sarraf to Abdullah Happani: “**CHANGE THE NAME OF THAT FILE AND SEND IT TO ME IT MAKES THE MAN PEEVED OF THAT WORD then send me another mail**”

It is understood that Riza SARRAF and Zafer ÇAGLAYAN would get together to talk and in this particular meeting, he would present the breakdown of the bribes given to Zafer CAGLAYAN by Riza SARRAF until 04/10/2013 in Excel format, that Abdullah HAPPANI named the Excel files “CAG” inspired by Zafer CAGLAYAN's last name, however Zafer CAGLAYAN has been disturbed by the file name and that Riza SARRAF ordered Abdullah HAPPANI to change the name of that Excel file's name whereupon Abdullah Happani changed the name of the file to “CAGGGGG”.

⁸ TK:2008951726 - 29.03.2013 17:50 Rıza Sarraf – Abdullah Happani

Account of		CAG [A/c 100658] A/c 100658		Period 01/01/2010 to 29/03/2013				
Tran.Date	Type	Number	Narration	FCy	Debit	Credit	Balance	Sign
Balance B/F								0,00 Dr
19.Mar.12	PV	43843	CASH TO CAG	EUR	1.750.000,00		1.750.000,00	
09.Nis.12	AD	16831	DUMAN	EUR	700.000,00		2.450.000,00	
16.Nis.12	PV	45398	CASH TO CAG	EUR	700.000,00		3.150.000,00	
01.May.12	PV	46164	CASH TO CAG	EUR	539.500,00		3.689.500,00	
07.May.12	PV	46497	CASH TO CAG	EUR	800.000,00		4.489.500,00	
25.May.12	PV	47593	CASH TO CAG	EUR	4.000.000,00		8.489.500,00	
06.Tem.12	PV	49926	CASH TO CAG	EUR	5.000.000,00		13.489.500,00	
06.Ağu.12	PV	51728	CASH TO CAG	EUR	4.000.000,00		17.489.500,00	
29.Ağu.12	PV	52956	CASH TO CAG	EUR	4.500.000,00		21.989.500,00	
11.Eyl.12	PV	53637	CASH TO CAG	EUR	2.000.000,00		23.989.500,00	
21.Eyl.12	PV	54237	CASH TO CAG	EUR	2.000.000,00		25.989.500,00	
15.Eki.12	PV	55164	CASH TO CAG	EUR	2.000.000,00		27.989.500,00	
12.Kas.12	PV	56231	CASH TO YUKARI	EUR	2.100.000,00		30.089.500,00	
17.Ara.12	PV	57636	CASH TO SULEYMAN	EUR	500.000,00		30.589.500,00	
11.Oca.13	PV	58613	CASH TO CAG	EUR	1.500.000,00		32.089.500,00	
11.Şub.13	AD	75023	GALERIA SAMI YUSUF TUTUS	EUR	97.000,00		32.186.500,00	
25.Şub.13	AD	75314	GALERI SAMI-YUSUF TUTUS	EUR	95.500,00		32.282.000,00	
05.Mar.13	AD	75495	GALERIA SAMI YUSUF TUTUS SON TAKSIT	EUR	71.600,00		32.353.600,00	
19.Mar.13	DBN	76040	SAATCI YUSUF R-1	EUR	200.000,00		32.553.600,00	

Image of the Excel File Named CAG TRL

Account of		CAG [A/c 100658] A/c 100658		Period 01/01/2010 to 29/03/2013				
Tran.Date	Type	Number	Narration	FCy	Debit	Credit	Balance	Sign
31.Eki.12	AD	20639	SIMAY B.ASYA - MEHMET SENOL CAGLAYAN B.ASYA	TRL	2.465.000,00		2.465.000,00	Dr

Image of the Excel File Named CAG USD

Account of		CAG [A/c 100658] A/c 100658		Period 01/01/2010 to 29/03/2013				
Tran.Date	Type	Number	Narration	FCy	Debit	Credit	Balance	Sign
Balance B/F								
25.Ara.12	AD	21869	SAATCI YUSUF	USD	209.480,00		209.480,00	
27.Ara.12	PV	57968	CASH TO CAG	USD	500.000,00		709.480,00	
07.Oca.13	AD	21870	SAATCI YUSUF	USD	204.740,00		914.220,00	
14.Oca.13	PV	58649	CASH PAID TO CAG- SLM	USD	500.000,00		1.414.220,00	
28.Oca.13	AD	22222	GALRI YUSUF SAAATCI	USD	197.630,00		1.611.850,00	
11.Şub.13	AD	75023	GALERIA SAMI YUSUF TUTUS	USD	60.000,00		1.671.850,00	
18.Şub.13	PV	75054	CASH TO CAG	USD	400.000,00		2.071.850,00	
25.Şub.13	AD	75314	GALERI SAMI-YUSUF TUTUS	USD	58.000,00		2.129.850,00	
22.Mar.13	AD	75880	LIDA TAS	USD	2.012.900,00		4.142.750,00	
27.Mar.13	AD	75975	LIDA- TAS ICIN	USD	2.684.011,00		6.826.761,00	

Image of the Excel File Named CAGGGGGG EUR

Tran.Date	Value Date	Type	Number	Narration	Fcy	Debit	Credit	Balance	Sign
19/03/2012	19/03/2012	PV	43843	CASH TO UMIT	EUR	1.750.000,00		1.750.000,00	Dr
04.09.2012	04.09.2012	AD	16831	CASH TO DUMAN	EUR	700.000,00		2.450.000,00	Dr
16/04/2012	16/04/2012	PV	45398	CASH TO UMIT	EUR	700.000,00		3.150.000,00	Dr
05.01.2012	05.01.2012	PV	46164	CASH TO UMIT	EUR	539.500,00		3.689.500,00	Dr
05.07.2012	05.07.2012	PV	46497	CASH TO UMIT	EUR	800.000,00		4.489.500,00	Dr
25/05/2012	25/05/2012	PV	47593	CASH TO UMIT	EUR	4.000.000,00		8.489.500,00	Dr
07.06.2012	07.06.2012	PV	49926	CASH TO UMIT	EUR	5.000.000,00		13.489.500,00	Dr
08.06.2012	08.06.2012	PV	51728	CASH TO UMIT	EUR	4.000.000,00		17.489.500,00	Dr
29/08/2012	29/08/2012	PV	52956	CASH TO SADIK	EUR	4.500.000,00		21.989.500,00	Dr
09.11.2012	09.11.2012	PV	53637	CASH TO SADIK	EUR	2.000.000,00		23.989.500,00	Dr
21/09/2012	21/09/2012	PV	54237	CASH TO SADIK	EUR	2.000.000,00		25.989.500,00	Dr
10/10/2012	10/10/2012	PV	55164	CASH TO SADIK	EUR	2.000.000,00		27.989.500,00	Dr
11.12.2012	11.12.2012	PV	56231	CASH TO SADIK	EUR	2.100.000,00		30.089.500,00	Dr
01.11.2013	01.11.2013	PV	58613	CASH TO SADIK	EUR	1.500.000,00		31.589.500,00	Dr
19/03/2013	19/03/2013	DBN	76040	SAATICI YUSUF	EUR	200.000,00		31.789.500,00	DR

Note: The majority of the Excel spreadsheets named CAGGGGGG EUR and CAG EUR are the repetition of each other, and the dates in the excel files were entered in the format of **Day/Month/Year** or **Day. Month(in Writing).Year**.

1. **The material benefits identified during the audio/electronic surveillance**
 - a. **The material benefits identified through the audio/electronic surveillance as well as digital evidences before the date of 04/10/2013**

N O	TY PE	DATE	SENT TO	COURIER	AMOU NT	TYPE
1	PV	Sept.21.12	CASH TO CAG	CASH TO SADIK	2,000,000.00	EUR
2	AD	Oct.31.12	SIMAY B.ASYA - MEHMET SENOL CAGLAYAN B.ASYA		2,465,000.00	TL
3	PV	Nov.12.12	CASH TO YUKARI	CASH TO SADIK	2,100,000.00	EUR
4	PV	Jan.11.13	CASH TO CAG	CASH TO SADIK	1,500,000.00	EUR

The money submissions prior to the date of 04/10/2013 have both been found out during the audio/electronic surveillance and have been verified through the digital evidences.

- b. **The material benefits identified with audio/electronic/physical surveillance after 04/10/2013**

NO	DATE	SENT TO	COURIER	AMOUNT	TYPE
1	08/30/2013	ZAFER CAGLAYAN	SADIK-A.MURAT OZIS*KAAAN CAGLAYAN	2,000,000.00	EUR
2	08/30/2013	ZAFER CAGLAYAN	SADIK-A.MURAT OZIS*KAAAN CAGLAYAN	2,000,000.00	USD
3	08/30/2013	ZAFER CAGLAYAN	SADIK-A.MURAT OZIS*KAAAN CAGLAYAN	1,500,000.00	TL
4	9/25/2013	ZAFER CAGLAYAN - WATCH FROM GENEVA	MURAT YILMAZ	300,000.00	FRK
5	9/27/2013	ZAFER CAGLAYAN - PIANO	UMUT BAYRAKTAR	37,500.00	

2. Material benefits identified through e-mail account review (digital evidences) before 04/10/2013

3. MATERIAL BENEFITS RECORDED IN THE EXCEL FILE AS OF 04/10/2013

NO	TYPE	DATE	SENT TO	WITH WHOM (COURIER)	AMOUNT	TYPE
1	PV	Mar.19.12	CASH TO CAG	CASH TO UMIT	1,750,000.00	EUR
2	AD	Apr.09.12	DUMAN	CASH TO DUMAN	700,000.00	EUR
3	PV	Apr.16.12	CASH TO CAG	CASH TO UMIT	700,000.00	EUR
4	PV	May.01.12	CASH TO CAG	CASH TO UMIT	539,500.00	EUR
5	PV	May.07.12	CASH TO CAG	CASH TO UMIT	800,000.00	EUR
6	PV	May.25.12	CASH TO CAG	CASH TO UMIT	4,000,000.00	EUR
7	PV	July.06.12	CASH TO CAG	CASH TO UMIT	5,000,000.00	EUR
8	PV	Aug.06.12	CASH TO CAG	CASH TO UMIT	4,000,000.00	EUR
9	PV	Aug.29.12	CASH TO CAG	CASH TO SADIK	4,500,000.00	EUR
10	PV	Sept.11.12	CASH TO CAG	CASH TO SADIK	2,000,000.00	EUR
11	PV	Sept.21.12	CASH TO CAG	CASH TO SADIK	2,000,000.00	EUR
12	AD	Oct.31.12	SIMAY B.ASYA - MEHMET SENOL CAGLAYAN B.ASYA		2,465,000.00	TL
13	PV	Nov.12.12	CASH TO YUKARI	CASH TO SADIK	2,100,000.00	EUR

14	AD	Dec.25.12	SAATCI YUSUF		209,480.00	USD
15	AD	Jan.07.13	SAATCI YUSUF		204,740.00	USD
16	PV	Jan.11.13	CASH TO CAG	CASH TO SADIK	1,500,000.00	EUR
17	AD	Jan.28.13	GALRI YUSUF SAAATCI		197,630.00	USD
18	AD	Feb.11.13	GALERIA SAMI YUSUF TUTUS		97,000.00	EUR
19	AD	Feb.11.13	GALERIA SAMI YUSUF TUTUS		60,000.00	USD
20	AD	Feb.25.13	GALERI SAMI-YUSUF TUTUS		95,500.00	EUR
21	AD	Feb.25.13	GALERI SAMI-YUSUF TUTUS		58,000.00	USD
22	AD	Mar.05.12	GALERIA SAMI YUSUF TUTUS LAST PAYMENT		71,600.00	EUR
23	DBN	Mar.19.13	SAATCI YUSUF	SAATCI YUSUF R-1	200,000.00	EUR
24	AD	Mar.22.13	LIDA STONE		2,012,900.00	USD
25	AD	Mar.27.13	LIDA- FOR THE STONE		2,684,011.00	USD

** The yellow colored parts have also been identified through the audio/electronic surveillances works*

*** Cash To CAG : It has been understood that it refers to the cash monies sent to Zafer ÇAĞLAYAN*

**** AD's been evaluated as the payment sent through bank transfer*

***** PV's been considered as the material benefits paid in cash*

******25. It has been found that the stone payment in the section has been cancelled; in its place, a stone has been purchased valued at 2,024,000.00 USD.*

- Since it's been understood that some of the accounts in the files have been repeated (except for the monies sent to Suleyman ASLAN), they're listed below. In this context;

Total in the digital accounts (Excel files) (along with the technical findings)

30,053,600.00 Euro (29,589,500.00 paid in cash + 464,100.00 for luxury watch)

4,766,750.00 Dollar (4,036,900.00 for Stone + 729,850.00 Watch)

2,465,000.00 TL

- Total after the date of 04/10/2013 (Except for those in Excel)

2,000,000.00 Euros, 2,000,000.00 Dollars, 1,500,000.00 TL

300 Thousand Switzerland Francs

Second payment of the piano: The amount 37,500 is in an undefined currency which is why it's not added to the total

TOTAL: 32,053,600.00 (Thirty Two Million ...) EUROS

6,766,750.00 (Six Million Seven Hundred Thousand ...) DOLLARS

3,465,000.00 (Three Million Four Hundred Thousand ...) TL

300,000.00 (Three Hundred Thousand ...) SWITZERLAND FRANCS

BRIBE AGREEMENT and ITS SYSTEMATICS

In order to overcome the embargo imposed on Iran to provide the flow of hot money, Riza SARRAF used Turkey as a step for the business of laundering Iran's money, gold has been purchased from Turkey with the money coming in transfers from China or transferring the money into the account in Turkey; these gold have been sent to Iran directly or to Dubai to be sent to Iran. This method of gold export activities of Riza SARRAF, as well as other methods based on forged documents for the transit food/ medicine trade activities' scope falls on the duties and jurisdiction of the Economy Minister Zafer CAGLAYAN who is responsible of exports and imports.

There's no claim in our investigation that the matter of Iran carrying away its reserves as gold to her country through Turkey in a financial operation constitutes a crime. The main subject of the actions in our investigation is not Turkey's payments to Iran for oil, natural gas etc. or the method of these payments, but rather it contains the bribes⁹* given during the operation of the system developed to overcome the sanctions Iran was imposed, the forged documents submitted to the banks, gold smuggling, and crimes carried out within the scope of the organization's activities.

During the studies it has been understood that the money that came to the Halk Bank account of the companies that belonged to Riza SARRAF would be converted to physical gold to be exported to Iran or Dubai which has shown the bribery relationship between Riza SARRAF and Zafer CAGLAYAN is in direct proportion. During the audio/electronic surveillances, it has been understood that the 0.4 or 0.5% of the monies transferred into Riza SARRAF's companies' account in Halk Bank were sent to Zafer CAGLAYAN as bribes; this shows that there exists a physical association and a bribery agreement.

The manifestation of the bribery agreement between Riza SARRAF and Zafer CAGLAYAN has not been limited to protecting the system's functionality and guarding of it, but he provided the connection needed to have with Halk Bank that holds great importance in the new system for Riza SARRAF's currency translation activities by introducing Halk Bank General Manager Suleyman ASLAN to him. Suleyman ASLAN who joined the organization led by Riza SARRAF in this manner developed the bribery relationship (with the same per thousandth system), moreover the bribes given to

⁹ Furthermore, according to the public announcement No.23 of the Turkish Statistics Agency dated 07/31/2012 titled "Public Announcement Related to Gold Exports", **an inquiry was conducted and the results of the examination of the customs documents showed that payments for gold exports to Iran were mostly made in cash; and no evidence was found that gold was used as a method of payment for imports of crude oil and natural gas.**

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- *4 - 5 per thousandth (0.4 - 0.5%) commission is paid as bribe to Economy Minister Zafer Caglayan from the money that comes into the bank accounts of Royal Marine and Safir Gold companies which Riza Sarraf uses to launder Iran's money and for gold export, excepting the legal activities,*
- *Until the date of 03/29/2012, Zafer Caglayan (this amount includes the bribes that were paid to Suleyman Aslan) received nearly 34,000,000.00 (Thirty Four Million) Euros in bribes,*
- *In the event that this bribe wasn't paid, the system suspects were executing would not be allowed. Referring to the Economy Minister Zafer Caglayan, it was started that these transactions could not be completed without paying bribes; in fact their rival Taha Ahmet Alacaci was unable to create the same system because he didn't have powerful connections like they did.*

The excel file named “Public Incoming” discussed in the conversation

GELEN MIKTARLAR HALK BANKASI		
SIRKET	TRL	EUR
ROYAL DENIZCILIK	419.879.133,00 TL	1.635.559.031,00 EUR
SAFIR ALTIN	2.799.994.344,00 TL	4.314.625.166,00 EUR
TOPLAM	3.219.873.477,00 TL	5.950.184.197,00 EUR

When the average is taken on the information contained in the Excel file, until 03/29/2013, the total figures of the transfers made through Halk Bank by the criminal organization led by Riza SARRAF: 3,219,873,477 TL + 5,950,184,197 Euros. The bribe monies sent to Zafer CAGLAYAN and Suleyman ASLAN until this date are in the same rate. The total amount that is paid to both of them is approximately at the rate of 0.5%.

When we take the exchange rate for the Euro currency for the 3rd Month (March) of the year 2013 as 2.3 TL (1 Euro) for the stated total number of 5,950,184,197 Euros, this equates to: 5,950,184,197 x 2.3 TL = 13,685,423,653 TL. The total then becomes, 3,219,872,477 + 14,685,423,653 = 16,905,297,130 TL.

When this amount is calculated at the rate of 0.5%, we find the following; 16,905,297,130 x 0.005 = 84,526,485 TL.

On the other hand, the data gathered via the audio/electronic surveillance and the other investigation methods for the same time frame (Since it's understood that some of the calculations have been repeated, except the ones that's sent to Suleyman ASLAN, the monies are listed below);

In the digital documents (within the Excel files **Total** (along with the technical evidences)

30,053,600.00 Euros (29,589,500.00 paid in cash + 464,100.00 for the luxury watch)

4,66,750.00 Dollars (4,036,900.00 for the Stone + 729,850.00 Watch)

2,465,000.00 TL

+

What is sent to Suleyman ASLAN (until that date)

2,500,000 Euros

1,400,000 Dollars

determined as above. As a result of the studies we conducted, the determined figures are,
30,053,600 Euros + 2,500,000 Euros =

$32,553,600 \times 2.3$ (1 Euro's currency exchange rate for the TL)= 74,873,280 TL

$4,766,750 + 1,400,000$ Dollars = 6,166,750 Dollars $\times 1.8_{10}$ (Dollar's currency exchange rate for the TL) = 11,100,150 TL

Additionally, when 2,465,000 TL is added, the delivered total amount is discovered as the following;

$74,873,280 + 11,100,150 + 2,465,000 = 88,438,430$ TL.

Until 03/29/2013, the organization established to commit crimes, **has paid Economy Minister Zafer CAGLAYAN and Halk Bank General Manager Suleyman ASLAN in bribes 84,526,485 TL in their own accounts, but that number is found to be around 88,438,430 TL in our own studies**, when we take the changes in currency exchange rates into consideration, it can be determined that the numbers are close and approximately 0.5% of the monies that comes to the Halk Bank account of the organization under the leadership of Riza SARRAF's companies have been given to Zafer CAGLAYAN and Suleyman ASLAN in bribes.

TK:1838240781 - 12/27/2012 10:40 Abdullah Happani – Rıza Sarraf conversation;

Abdullah Happani: “Sehram and Co. has been spending a lot of money for the last two days for the Nesteren account ... they spent 2 Million and change from China to this side in TL, but I don't think so ... in fact Nesteren asked me if they're hitting it through us, and I said no they aren't hitting through us, I said it's probably coming from China, **maybe they're hitting it to AHMET and getting it from there**“, Rıza Sarraf: “In the event it's Tose Sadirat, Nesteren can hit directly”, Abdullah Happani: “Nesteren says that they give better prices for example Tose Sadirat is hitting it to China, in other words it goes”, Rıza Sarraf: “okay, it's good price for China, but they didn't give it for Turkey, besides Tose Sadirat ... is a bank”, Abdullah Happani: “I don't know, maybe the talks about China is correct, uh, why isn't Mumtaz's account working? Is it because of us? ... does it benefit us if it doesn't work at this stage? ... **you can take credit for yourself if it benefits us when it works, I mean YOU CAN**”

¹⁰ The average exchange rate in March 2013 as a baseline figure

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Riza Sarraf: “**LET'S BE READY IN THE BATHROOM NEXT TO THE BODYSHOP. HE SAID THAT HE'LL BE THERE IN TWO MINUTES**”, Mohammadsadegh Rastgarshishehg: “**okay**”, Riza Sarraf: “**HE'LL GIVE YOU ONE PIECE OF PAPER, TAKE IT.**”

TK:1715501870 - 10/14/2012 11:50 A.M. Mohammadsadegh Rastgarshishehg (Sadik) – Abdullah Hapmani conversation

Mohammadsadegh Rastgarshishehg: “I now have that doc, I brought it last night.”

TK:1715526525 - 10/14/2012 12:13 p.m. Riza Sarraf – Mohammadsadegh Rastgarshishehg (Sadik) conversation;

Mohammadsadegh Rastgarshishehg: “**Mr. Riza, I have that document in my hand**”, Riza Sarraf: “**keep it, it'll be needed tomorrow.**”

It is understood from the conversations that, (Sadik) Mohammadsadegh Rastgarshishehg and Salih Kaan Caglayan have met at the Gordion Mall, and in order to not to stand out, they've met at the Mall's bathroom (meeting in the bathroom was Salih Kaan Caglayan's idea to dodge the physical surveillance efforts) and Sadik received a document from Salih Kaan Caglayan.

(6)

PREVENTION OF THE NEWS FROM BEING PUBLISHED ABOUT RIZA SARRAF'S IRREGULARITIES

As discussed in “the Russia Based Old System”, the suspects have transferred substantial amounts of foreign currency since 2003 from abroad to 10 different frontal companies they've started on behalf of Adem GELGEC, Ertugrul BOZDOGAN and Vidadi BADALOV, and it's been understood that these monies were physically carried to Russia.

It has been observed that during the audio/electronic surveillance, a tax audit has been started about the companies established on behalf of Adem GELGEC; this situation caused an uneasiness and concern in time within the organization led by Riza SARRAF with fear of having the organization activities deciphered. After Riza SARRAF understands that Police Chief Orhan INCE is behind the Tax Auditing who was connected with Adem GELGEC, he used the influence of the Interior Minister Muammer GULER with whom he had the material benefits relationship to have him reassigned out of Istanbul and Orhan INCE in return learns that it is Riza SARRAF who had him sent to exile.

In this section; due to the hostility between the individuals, Orhan INCE caused the information about the subject matter tax audits and the related information to be leaked to the Bugun and Yenisafak Newspapers and the publication of the news and upon Riza SARRAF's request, Muammer GULER, Zafer CAGLAYAN and Egemen BAGIS' efforts to prevent the news from being published will be evaluated.

In summary,

Documents related to Riza SARRAF's tax audits based on the old system was transmitted to a Bugun Newspaper reporter named Kamil MAMAN by Orhan INCE; upon Kamil MAMAN¹⁷ wanting

¹⁷ It is understood from the conversations that, the name of reporter who called Riza SARRAF and told

to publish this news, Riza SARRAF talked to Muammer GULER, Zafer CAGLAYAN and Egemen BAGIS who in return have contacted the Bugun Newspaper officials, and made efforts to prevent the publishing of the news.

Within this scope, Muammer GULER had a talk with the newspaper official Fatih KARACA and Erhan BASYURT, meanwhile Zafer CAGLAYAN spoke to newspaper owner Akin IPEK and the newspaper official Fatih KARACA to not to print the news; since Egemen BAGIS was abroad, he had Huseyin CELIK talk to Adem YAVUZ to not to publish the news,

Following all these efforts, it's been understood that the news story wasn't printed by the Bugun Newspaper.

Meanwhile, Riza SARRAF's request to meet the Prime Minister about the matter was warmly received by Muammer GULER and Egemen BAGIS, however Zafer CAGLAYAN who was concerned that his bribery relationship between Riza SARRAF would be deciphered had reservations. Thereupon, Zafer CAGLAYAN and Muammer GULER decided to have Riza SARRAF meet with Finance Minister Mehmet SIMSEK, however rapid rise demonstrated by Riza SARRAF caused a discomfort and they felt that he might have supporters in the cabinet among the other minister, and thus had Riza SARRAF talk to Mehmet SIMSEK through the intermediation of an individual named Edip. During the meetings, Mehmet SIMSEK did not show the attitude Riza SARRAF expected and he took the news text and told him that he is going to have it examined by MASAK which caused concern with Riza SARRAF and his top employees Abdullah HAPPANI and Ruchan BAYAR.

Following the altogether avoidance of the publication of the news article by Bugun Newspaper, Orhan INCE this time took the route to have the Yeni Safak Newspaper publish the news whereupon Muammer GULER spoke to Albayrak Corporate Group CEO Omer BOLAT upon Riza SARRAF's request and had them omit the parts about Riza SARRAF and his companies before publishing the news.

One day after preventing the Bugun Newspaper article from being published, Riza SARRAF ordered to have **500,000.00 (Five Hundred Thousand) Dollars** sent to Egemen BAGIS' home.

In this process (related to Bugun Newspaper and Yeni Safak Newspaper), Muammer GULER's efforts and making promises to exert more pressure on Orhan INCE, it has been understood through the physical as well as audio/electronic surveillance works that Riza SARRAF instructed Abdullah HAPPANI to pay to Ozgur OZDEMIR, Hikmet... and later through Baris GULER to Muammer GULER (for citizenship *1,000,000.00 Dollars*) he gave a total of **3,500,000.00 (Three and a Half Million) Dollars**.

Behind Riza SARRAF's anxiety on this topic is the gold export topic that Zafer CAGLAYAN and Suleyman ASLAN decided and started only a month ago (also based on fictitious transit food-medicine trade and money transfer system based in China) and transferring money from China and the concessions he receives from Zafer CAGLAYAN and Suleyman ASLAN would be disrupted by a single article. In fact, following the resolution of the news topics, the TK.2392571637 - 10/21/2013 5:41 p.m. Riza Sarraf – Abdullah Happani conversation; Riza Sarraf: “I constantly keep busy with this business, this thing tired me up a lot”, Abdullah Happani: “you know, if that thing, **I**

him that he wants to report news is Kamil MAMAN; due to similarities in name Riza SARRAF thought that the name of the reporter is Kamil ELIBOL.

MEAN, IF IT WAS SOMEONE ELSE OTHER THAN YOU, IT WOULD HAVE BEEN DONE MUCH EASIER, PRESS ALWAYS SCARES A BODY” talks show that they were concerned about Riza SARRAF's name appearing on the papers associated with the irregularities.

The studies conducted on the matter,

TK:2356918828 - 10/06/2013 2:40 p.m. Kamil (05065824819) - Adem Gelgec conversation;

Kamil: “I'm a reporter but I came across your statement, I'm calling with the statement you gave to the Taxing Authority from the Bugun Newspaper ... right here, **there is an audit by the Ministry of Finance regarding the monies that comes to your company** ... there are these claims that **there are money transfers from Iran and different countries but mainly money transfers from Iran** free of charge and none of these are invoiced”, Adem Gelgec: “hmm, what do you want from me?”, Kamil: “I researched about this a little more; **there are claims that these types of companies are established by Riza Zarrab and that free of charge money transfers are being made here**... there are things, bank accounts here, it can be seen that you have made money transfers to Riza Zarrab; you've sent money to his personal account”, Adem Gelgec: “this doesn't concern you mister, okay... did this go to the state? Well, whatever the penalty is, they'll issue it, whether I get locked in or not, I'll take my punishment, this does not concern you.”

From the conversation, it is understood that, Bugun Newspaper reporter Kamil Maman got in touch with Adem Gelgec; he stated that he has documents in his possession regarding subject matter tax audits that the matter goes to Riza Sarraf and that Adem Gelgec didn't want to talk.

TK:2356968211 - 10/06/2013 3:11 p.m. Sedef (05323328680)- Riza Sarraf conversation:

Sedef: “A guy named Kamil called from the Bugun Newspaper... I got irritated with the guy but later (he said) that there's **a man named Adem Gelgec**, apparently he has a court case going on right now, then **Ministry of Finance is apparently auditing him... There are 81 fictitious companies, there's money transfer from Iran, uh, a money transfer sum like 87 Million Euro, uh these money transfers are not subject to the taxation and that they're done through fictitious companies and so many other things, there are imaginary companies from Iran (hayali kurulan şirketler var İran'dan)**... apparently there's an 87 Million Euro transfer over 4 banks and these transfers don't have anything legal, he said things in that line”, Riza Sarraf: “okay, leave it, don't worry about it... leave it, no dear, why should you associate with him?... you tell him I reached (me), he can make whatever news he wants, we'll give our answers at the court.”

TK:2356979668 - 10/06/2013 3:21 p.m. Sedef (05323328680)- Riza Sarraf conversation:

Sedef: “huh, well then, you can talk (to him) anyway, **he says that the HSBC official account, the HSBC Tesvikiye Branch, uh, is by this man, has there been a serious amount of money transfer to Mr. Riza's personal account by this man, all of these he says.**”

It is understood from the conversations that the Bugun Newspaper reporter Kamil Maman, called an individual named Sedef.

TK:2356982378 - 10/06/2013 3:22 p.m. Riza Sarraf- Kamil (05065824819) conversation;

Kamil: “well, there are some claims, uh, where your name is involved in some tax auditors from the Ministry of Finance has conducted some searches, audits in some companies... in that,

Ministry of Finance auditors says that a gentleman named Adem Gelgec established some companies, transfers fictitious money, well, more accurately free of charge money transfers, uh, your name is also mentioned there that there are expressions that you also organize such things in the statement minutes etc. This is the reason I called you and bothered you, I wanted to consult with you and ask you. We're doing a news article about these claims, that's why I called", Riza Sarraf: "you may go and make your news as you wish, we will give its answer at the court."

It is understood from the conversation that Bugun Newspaper reporter Kamil Maman contacted Riza Sarraf, told him that he has documents in his possession about the tax audits, that the matter goes to him, he wishes to write news about the topic and that he wants to consult with Riza Sarraf about the matter, Riza Sarraf in return tells him that he will answer at the court.

TK:2357242730 - 10/6/2013 6:01 PM Riza Sarraf- Abdullah Happani conversation:

Riza Sarraf: "I'm saying, when did he see you last?", Abdullah Happani: "a week ago, in fact what's his name said I'm gonna retire from the Social Security bro if he pays his military premium. I gave him 8 Thousand TL ... **he didn't leak it, that's absolutely certain**", Riza Sarraf: "**who else could leak it?**", Abdullah Happani: "**well, that Orhan etc.**", Riza Sarraf: "the man has the proceedings in his hand, the press guy... **Do you think that Orhan gave it to him?**", Abdullah Happani: "**that's my guess, it's possible, I don't want to blame him wrongly, but I mean, he's a man who tried to record Adem's voice, if he has such an opportunity, he would do it.**"

It is understood from the conversation that, they guessed that the subject matter tax audit and the related documents could have been given to the reporter by Adem Gelgec and the Police Chief Orhan Ince.

TK:2357353282 - 10/06/2013 7:01 p.m. Riza Sarraf - Ahad Khabbaz Tamimi conversation;

Ahad Khabbaz Tamimi: "they're gone, they left just now", Riza Sarraf: "do you know what I was gonna say to him?... if you say I didn't do it, Orhan did it, you son of a bitch, how would Orhan get this information if you have not given it to him?", Ahad Khabbaz Tamimi: "I already said that, I did... I said, look, let me tell you, Riza said to me like this, Riza told me, it's not his doing, it's Orhan's doing... Adem has told everything, who, dishonorable man, see who you've become friends with, he turned puce, thank God", Riza Sarraf: he knows what he talked about ... **LET ME FUCK THAT ORHAN UP, BE PATIENT. APPARENTLY HE DIDN'T LEARN HIS LESSON ... FROM THIS POINT ON, I'M GOING TO GET HIM LOCKED IN A DUNGEON ... WAIT AND SEE AND BE PATIENT UNTIL MORNING.**"

It is understood from the conversation that Ahad Khabbaz Tamimi spoke to Adem Gelgec about the subject; accordingly, they are suspecting that Orhan Ince is behind this leak. Riza Sarraf said Orhan Ince whom he had got transferred out of the city has not learned his lesson, and he will do him bigger harm.

After this conversation it is understood that Riza SARRAF started talking to the ministers he's connected with about this topic.

TK:2357361167- 10/06/2013 7:13 p.m. Riza Sarraf- Mustafa Behcet Kaynar conversation:

Riza Sarraf: “thank you, are you in Istanbul?”, Mustafa Behcet Kaynar: “oh, no, Ankara”, Riza Sarraf: “is the gentleman in Ankara as well?”

From the conversation, it is understood that Zafer Caglayan is in Ankara.

Thereupon, immediately,

TK:2357366348 - 10/06/2013 7:16 p.m. Riza Sarraf- Baris Guler conversation;

Riza Sarraf: “Are you in Istanbul?”, Baris Guler: “no, I'm in Izmir, I'm coming back this evening... But my ticket is for 11 p.m.”, Riza Sarraf: “uh, no, I need to convey something to you immediately, who is with you?”, Baris Guler: “no, no, I just left the table, I'm listening to you”, Riza Sarraf: “no, no **ring me from a different number, I'll call you back**”, Baris Guler: “**huh, a different number, okay, I understand, alright.**”

From the conversation, it is understood that Riza Sarraf asked Baris Guler to ring him from a different number, that he would call him back from yet another number; this way, the individuals were trying to counteract against the Judiciary Operations within the awareness of the irregularity of their actions.

Immediately after the phone call, Riza SARRAF and Baris GULER talked to each other from different phone numbers, Riza Sarraf informing him about the news, and that information was provided by Orhan INCE; Baris GULER in return relayed the situation to Muammer GULER. Because;

TK:2357385538- 10/06/2013 7:24 p.m. Riza Sarraf- Muammer Guler conversation;

Muammer Guler: “**Baris called me, I was talking to Baris** ... who is that reporter that called you?”, Riza Sarraf: “well, it's a police reporter, this friend talked about a few things... that there's a new audit by the Ministry of Finance... he said that there are companies, transactions were done through those companies, you're behind those transactions, what do you say to that, he asked me. I told him to make whatever news he wished, my lawyers would give necessary explanations in that hearing”, Muammer Guler: “**okay, okay, DOES THIS HAVE ANYTHING TO DO WITH ORHAN**”, Riza Sarraf: “**OF COURSE, ORHAN HAD IT DONE** that's what he wants done”, Muammer Guler: “no, no, how do you know? Did he tell you himself or is it just like you know?”, Riza Sarraf: “he didn't tell me himself, I have the news of it, I have detailed knowledge that he had it done”, Muammer Guler: “**WELL, THAT INGLORIOUS THERE ... THERE HE'S DOING IT FOR HAVING HIM EXILED this is what I'm gonna do, do you know the kid that called from there?**”, Riza Sarraf: “I know, I have his number honorable Minister, his number, he called me on my own number”, Muammer Guler: “huh, police reporter, well, tomorrow, I'll **investigate from that place's owner and ask that a police reporter called Mr. Riza, what is this?**”, Riza Sarraf: “no, they're gonna publish this news, I'm saying this, **THEY MUST NOT PUBLISH THE NEWS, BECAUSE, I MEAN, HOW DO I PUT THIS, THIS WILL DAMAGE OUR BUSINESS LIVES.** The news, we're gonna prove it the next day, there'll be an offer but it'll be too late Mr. Minister... there's no accusation, the man wants to make news, he can't make any accusations, because we've not committed any crimes for him to accuse us... **I mean, remember those companies the Treasury is investigating.... he's heard that I'm behind those companies, he's got the speculation**”, Muammer Guler: “Gosh, that's what I'm talking about **I'm talking to that place's owners, the newspaper's bosses, I think the person**

you're talking about is Fatih Karaca”, Riza Sarraf: “of course, of course, their boss is Mr. Fatih”, Muammer Guler: “I’ll call Fatih myself.”

From the conversation, it is understood that Baris Guler conveyed the developments to Muammer Guler, they think that it's Orhan INCE who leaked the news to the reporter, Riza Sarraf is very much against getting the news story published, Muammer Guler said that he would talk to the newspaper officials and close the matter.

TK:2357414829- 10/06/2013 7:43 p.m. Riza Sarraf- Muammer Guler conversation;

Riza Sarraf: **“the name of the reporter is Kamil ELIBOL”**, Muammer Guler: “huh, that's interesting, he must be Nuri ELIBOL's son, well, Nuri ELIBOL had asked for an appointment from me. He wanted to get in the middle in his area, I digress but, this man named Nuri ELIBOL asks for an appointment from me, this Kamil might be his son”, Riza Sarraf: “Who is Nuri, honorable Minister?”, Muammer Guler: “Nuri ELIBOL is also a reporter”, Riza Sarraf: **“This is Orhan INCE's thing honorable minister, I'm telling you... Well if this news could be stopped in some way, it would be great honorable Minister”**, Muammer Guler: **“yes, yes, yes, we're trying to stop it, yes, okay, okay”**, Riza Sarraf: “that's possibly **that what's his name's man, Orhan INCE's.**”

It is understood from the conversations that even though the name of the reporter is Kamil Maman, because of similarities in the name, and because an individual named Nuri Elibol who sought for an appointment to talk to Muammer Guler in regard to Orhan Ince, they came to the conclusion that the reporter might be Kamil Elibol and they said that Orhan Ince is behind all this business.

TK:2357486320 - 10/06/2013 8:23 p.m. Muammer Guler- Riza Sarraf conversation;

Muammer Guler: **“I spoke with the Bugun Newspaper's Editor in Chief, Erhan BASYURT... I spoke to him, I spoke to him, and he said that there's no such news yet, but it is in the preparation stage. I said that this is discrediting, such a thing, such news wouldn't be constructive for the company's thing. They have something different as far as I understand, the boy's provoking them”**, Riza Sarraf: “that's for sure, I heard that he was gonna make this news 10 days ago, that this boy wants to do this”, Muammer Guler: **“no, I think it may be his father, Nuri Elibol, he wrote to me about Orhan's transfer etc, and I didn't give him an appointment to him... now I'm gonna give to this one, he's gonna say LOOK I SAVED YOUR MAN JUST BY TRANSFERRING HIM, BUT IF YOU KEEP PUSHING, IF I PUT IN OPERATION THAT HE'S PREYING ON SOME PLACES, THIS MAN WOULD BE GONE FROM THE JOB, THEREFORE TREAD LIGHTLY... IF HE GOES ANY FURTHER, YOU CAN SAY, BROTHER, HE WAS PREYING ON ME, HE ASKED FOR A BRIBE FOR THIS AMOUNT... NO, IF HE TAKES THIS ANY FURTHER, I CAN TAKE COUPLE OF LINES OF STATEMENT FROM YOU, AND GET IT PROCESSED THE SAME DAY AND GET THE SON OF A BITCH KICKED OUT OF HIS JOB”**, Riza Sarraf: **“okay, okay, that works, you go discuss, and let me know on Tuesday, on Tuesday, I'll go on Tuesday, I have already give a couple of lines of statement the other day, I'll go and give it more more time... I have said it then, that he asked for 1 Million Euros of money... of course the threat is in my statement, the threat incident that I conveyed through my attorney at the police headquarters, in fact, I'll go even further. Honorable Minister, wasn't my statement at the Public Security?... he's got the same photocopy of the statement in his hands... meaning the document leaked to him from within”**, Muammer Guler: “yes, yes, I'm gonna do something like this, I'm gonna have his man summoned, and tell him, look, if you take this business any further, I can do about this man, maybe that's what they're trying to prevent, let's see now what they

did about him... I'll take a look at that, when did they take your statement?”, Riza Sarraf: “my statement, it's been a while, they took my statement 1 month ago, on that threat incident, but the document related to that is in his hands”, Muammer Guler: “no noI wouldn't believe that they'll have a new thing like that, we don't know it like that ... but, I call that Nuri Elibol, since he's this Kamil's father, I'll tell him that you're making a mistake, you won't find anything from this side **THIS MAN, IF YOU BEHAVE THIS WAY, I WILL HAVE HIM FIRED FROM THE JOB he only saved himself with just a transfer, however, it's not certain what will happen since there's an investigation about him.**”

It is understood from the conversation that Muammer Guler spoke to Bugun Newspaper official Erhan Basyurt. He also said that he could say to Nuri Elibol that he has Orhan Ince transferred before, if he continues his animosity, he could lose his job, in fact a couple lines of statement could be taken from Riza Sarraf where he states he tried to extort money or asked for a bribe then putting it into process and ensure that he gets kicked out of his job.

TK:2357513247 - 10/06/2013 8:36 p.m. Riza Sarraf- Ahad Khabbaz Tamimi conversation;

Riza Sarraf: “**the business is solved, it's possibly Orhan's doing**”, Ahad Khabbaz Tamimi: “I'm telling you, it's his doing, don't be suspicious of any other man... it's his doing, it's not any other man's doing”, Riza Sarraf: “**I TIED THE END OF IT... WHENEVER HAPPENS, HE'S IN MY HANDS.**”

It is understood from the conversation that Riza Sarraf stated that Orhan Ince is in his hands due to his relationship with Muammer Guler.

TK:2358109451 - 10/7/2013 10:22 AM Riza Sarraf- Abdullah Happani conversation:

Riza Sarraf: “now, look he was exiled to a different place you know... then he filed a complaint and contested, he came to another place not Adana but someplace closer, to Zonguldak... okay? let this one uh, **I HAD HIM EXILED to a faraway location, okay?**”, Abdullah Happani: “**but it would be better if this doesn't get on the news, what if he does?**”

It is understood from the conversation that following Orhan Ince returning to Istanbul after a court decision, he was exiled again by Riza Sarraf.

TK.2358505220 - 10/07/2013 2:02 p.m. Individual X – Orhan Ince conversation:

Orhan Ince: “**WE'VE LEARNED THAT THE RICH BUSINESSMAN HAD ME TRANSFERRED**, we told about that, told about the incidents, told about the subjects **that subject that will be reflected to the press these days, that subject is that way**”, Individual X: “you're saying that there is a topic that will reflect to the press, is that it?”, Orhan Ince: “to the press, it will reflect into the press about that man, I mean, it's about that man... how he swindles the government.”

It is understood from the conversation that, the news was leaked to the press by Orhan Ince and also he learned that he got transferred by Riza Sarraf.

TK.2359171774 - 10/7/2013 7:08 PM Riza Sarraf – Abdullah Happani conversation:

Riza Sarraf: “can you read the mail from the phone...**read the news they want to print, they said that to not to print, we want a couple of million**”, Abdullah Happani: “wow, they're haggling,

huh. What did you say then?”, Riza Sarraf: “this is a little short, let him add some more on the top. **As soon as this news comes out, I'll go to the prime minister, let him know, I will definitely go**”, Abdullah Happani: “let me read.”

TK.2359189026 - 10/07/2013 7:13 p.m. Muammer Guler – Riza Sarraf conversation:

Muammer Guler: “I, that... there was a man seeking for an appointment, I called him on Thursday, he'll be here on Thursday...”, Riza Sarraf: “Honorable minister, they now delivered the text some way... if I get a chance, I will go to the honorable Prime Minister... because that's how much they disturbed me”, Muammer Guler: “sons of bitches, the inglorious bastards”, Riza Sarraf: “he sent me the text, let me send it in a mail, take a look at it and read the content... following that he says, give me 1 Million so that I won't print this or I will print it as is, 3 months ago, I gave a statement at the police station, that Orhan and co... asking for 1 million from me. Now they sent me the text, and they're saying that if you give one million, we won't print it, if they don't get 1 million, they will print it... **if you have a good relationship with the bosses, I think you should tell them, if you know them**”, Muammer Guler: “**I will talk to the bosses, but heads up, this matter is going up to the Prime Minister** ... these men will use you, will use your newspaper, they're trying to do such a thing, just FYI.”

From the conversations, it is understood that the reporter asked for 1 million from Riza Sarraf not to publish the news.

TK.2359234616 - 10/07/2013 7:23 p.m. Abdullah Happani – Riza Sarraf conversation;

Abdullah Happani: “well, about this article ... **they provided very strong information, meaning below companies etc.... AMONG THEM THERE ARE THOSE THAT BELONG TO US, WHEN I SAY BELONG TO US, YOUR COMPANIES, NEVER MIND ABOUT THE OTHER ONES... banks are correct**”, Riza Sarraf: “page long money transfer has been determined, monies are mixed, how did they determine 87 billion, anyway... **wait, it says right here that, wait a minute, after the claims that the privileged businessmen in Iran who became Turkey's star in gold export, the Euro obtained with low rates purchased gold in Turkey to finally turn them into cash in their own market put the Ministry of Finance into action. The Ministry of Finance started examining the earnings and evidences that reaches the Ministry, Presidency and Prime Minister's Office in December of 2012. The tax auditors have arrived to a terrible money laundering traffic and the name of Riza Sarraf who is married to Ebru Gundes** ... it says 2012, do you realize that?... **the gold trade existed in 2012**”, Abdullah Happani: “**yea, right, it started in February of 2012** ... well, those matters, for example those **Turkish companies are known by Adem**”, Riza Sarraf: “he may know part of it, he won't know it to that extent, he won't go digging deep, **THEY MAY HAVE LEARNED IT FROM THE ACTIVE**”, Abdullah Happani: “**it could be from the active, but how did they learn it from active?**”, Riza Sarraf: “**my departed grandfather had a saying, it's a bit lewd but, he said... shit won't stay put in an ass ready to poop** ... wait a little bit, wait a little bit, you never know what will happen... you can look from a different angle, the newspaper's bosses could go, the business would change... **he said he's gonna call the boss right now**”, Abdullah Happani: “**THE INTERIOR MINISTER, IF THE MINISTERS ARE PRESSURING HIS BOSSES, I THINK THEY CAN STOP IT.**”

It is understood from the conversation that, there are a lot of details in the documents subject to the news. It contains information about the activities discussed under the title of (Old System) and there is information that these activities were organized by Riza Sarraf and as a result of the interference by the Interior Minister to the newspaper, they said they wouldn't publish the news.

TK.2359264668 - 10/07/2013 7:45 p.m. Riza Sarraf – Sedef conversation;

Sedef: “**well, Zafer and co, wouldn't they do something**, I mean shouldn't you speak to them first, wouldn't that be you know?”, Riza Sarraf: “in order to talk, I need to go to Ankara... this is not a telephone matter”, Sedef: “**I'm gonna tell you something, something I've heard of, let him tell you when he gets here, I mean from that thing THERE MAY BE PEOPLE WHO ARE PUT OFF BY YOU... FROM THE GOVERNMENT**”, Riza Sarraf: “**do you mean, from what's its name, the ministries?**”, Sedef: “uh huh, uh huh, uh huh”, Riza Sarraf: “**you mean, are you saying that they're doing this?**”

TK.2359354746 10/07/2013 8:36 p.m. Riza Sarraf – Sedef conversation:

Riza Sarraf: “I will make a decision between going or not going tomorrow, what did you exactly hear?”, Sedef: “my dear, there's this situation, uh, those ones, uh, the Finance Minister isn't someone we know, it's not him right, which one, you know?”, Riza Sarraf: “no”, Sedef: “yes and that and a few people around him...” Riza Sarraf: “**Ali Babacan**”, Sedef: “**I don't know who he is, ugh, they told me the name, but I can't exactly, I mean, let me not guess now, the Finance Minister and the ministers, in a few things, you know, they talked in their dialogues that you're too much of, then uh, a lot of, you know, your dialogues cut a swath, then they, you know felt an unease towards you, I guess they had some things, reservations about you, they reached among themselves, I think those kinds of things**”, Riza Sarraf: “**of course dear, that exists among them**”, Sedef: “one of our best friend's nephew, what's his name, this economy thing, reporter. Later, he worked for NTV, then from NTV he went abroad... you understand that's what they said...**APPARENTLY THEY WERE SAYING THAT THERE WASN'T SUCH A MAN BEFORE, WHERE?**”, Riza Sarraf: “**but he came and became what he is by marrying Ebru**”, Sedef: “**no, okay, but, I mean there was that much, from that much stuff, I'm telling you what I've heard, I don't know, that's how I explained that thing anyway, he always had it, his family had it, he mostly had foreign businesses, etcetera... the man's infrastructure exists, he has money, well, later he continued that way, the same way, that thing becomes that, but they say that there wasn't such a thing before, because it's evident that you found us, you know people with financial, spiritual things, even if the public didn't know the names, they know... do you understand what I'm trying to say ... for that reason, apparently there's a situation like where did this come out of? Let's do something, check it out, but I don't know.**”

From the conversations it is understood that an individual named Sedef said that she heard that Riza Sarraf's rapid rise grabbed the attention of some ministers such as Ali Babacan and they had suspicions that Riza Sarraf's rise was due to the support he received from some of the ministers and this situation creates unease.

TK.2359398118 - 10/07/2013 9:00 p.m. Muammer Guler – Riza Sarraf conversation;

Muammer Guler: “**I called Fatih Karaca** now, he said bro how could such a thing happen, I said look, don't you print it, I, if the man files flagrant offenses, then you'll be disgraced. He said, bro, please, I beg you, I'll do what is necessary. I said one of their relatives, **there is a police chief. This man was transferred and they're irritated about it. He said, look, there are the names of so many companies, I have it in my possession. Nothing like this would happen**”, Riza Sarraf: “**honorable Minister, but this is related to him, related to Orhan Ince**”, Muammer Guler: “**I know, I know, his investigation is still continuing. I'll follow up on the investigation. I'LL SETTLE HIS HASH. BECAUSE IT'S**

NOW IN LEGAL...I'LL FINISH THAT SON OF A BITCH, YOU BE COMFORTABLE BROTHER.”

It is understood from the conversation that, Muammer Guler spoke to Fatih Karaca to ask him not to have the news article published, Riza Sarraf said that Orhan Ince is behind the news incident. Muammer Guler said that there's an ongoing investigation about Orhan Ince, and stated that “he'll finish him off” using that investigation.

TK.2359400196 - 10/07/2013 9:03 p.m. Onur Kaya – Riza Sarraf conversation;

Onur Kaya: “the minister will pass into the group. When he's passing directly, he can talk to you in your vehicle or at home; he says that we'll make a plan accordingly... you can call me again in the morning, direction to the home etc, I'll take care of it”, Riza Sarraf: “okay, if he's vexed, I can come another time... okay, alright, no, if he's irritated with someone else, he can blow up on us.”

It is understood from the conversation that Riza Sarraf is trying to get an appointment with Economy Minister Zafer Caglayan.

TK.2359444255 - 10/07/2013 9:24 p.m. Egemen Bagis – Riza Sarraf conversation;

Riza Sarraf: “**I want to speak to honorable Prime Minister about the press matter but, before speaking to him, I want to get your opinion... I don't know how to go about it**”, Egemen Bagis “so, you're saying you want to talk on the phone, talk now... or I'm gonna come to Istanbul on Wednesday”, Riza Sarraf: “it may be late then, let me tell you, the topic is not late right now, they called me from the Bugun Newspaper today... you know the threats are endless, they're flying in the air. They called me from Bugun newspaper... **you know we have businesses related to gold export, the gold exports to Iran...he said that a person named X told me that this man is under investigation, he had such and such amount of money transferred to his account from Iran, he hampered it, anyway, he said that do you have any relationship with this? what would you like to say about this topic? that's what the reporter asked me... I don't know someone named Elibol, I said that I have nothing to say, he said he's going to make it into a news story. I said whatever news you want to make, go ahead. My lawyers will do the necessary defense when the time comes. ...now the man sends me the text to take a look at it. He says either give me 1 Million dollars, or I'll publish this article. This is getting out of hand, I'm tired of it, I want to go to the honorable prime minister and put the article before him, and say, honorable prime minister, this is what he sent me, and in exchange of this, he's asking for 1 Million dollars to not to publish...the business I do is evident, the export I do helps to close the fiscal gap, either I don't do those, or get busy with these things...if I were to speak with the gentleman, do you think there'd be a problem?”**”, Egemen Bagis: “no, there won't be, I'm sure he's complaining about these... do you think his bosses are informed about this?”, Riza Sarraf: “**I don't know if his bosses have been informed about this. There was a Fatih District Deputy Police Chief, he comes and tries to extort 1 Millon from me in Euros. I went and filed a statement back then, two months ago, he's the one who is preying, he's preying. I'm sick and tired of dealing with them**”, Egemen Bagis: “**bro, you need to call Muammer Guler, and tell him about it**”, Riza Sarraf: “**I called up and told him**”, Egemen Bagis: “**I say this my dear Riza, let me call Huseyin CELIK, he's our assistant general director responsible for media relations. He's also good friends with the owners of the Bugun Newspaper. Let me talk to him, and if necessary, let me have him get in touch with you**”, Riza Sarraf: “do you think there would be any problems with me going to the honorable prime minister?”, Egemen Bagis: “there wouldn't be a problem however, the only issue with the prime minister is that until you get an appointment, it may be too late, that's why I'm doing this...**did you speak to brother Zafer, I can get that if he's saying**”

come on over”, Riza Sarraf: “I didn't talk to him, I'll go see him in Ankara tomorrow. I'll go and get an appointment with the honorable prime minister tomorrow”, Egemen Bagis: “I think you can get an appointment if you wanted...I'm coming back on Wednesday evening... you should speak to brother Zafer face to face...**I WILL TALK TO HUSEYIN CELIK NOW, AND TELL HIM TO CONTACT YOU.**”

It is understood from the conversation that, Riza Sarraf says that there will be news about the irregularities about him, that he was blackmailed by Orhan Ince. Egemen Bagis tells him to relay the blackmail issue to Muammer Guler, that he himself is abroad. In order for the Bugun newspaper to not to publish the news, he's going to talk to Huseyin Celik to reach out to Bugun newspaper.

In this conversation it is understood that Egemen BAGIS spoke to Huseyin CELIK about the topic, and Huseyin CELIK in return spoke to Bugun Newspaper's Ankara Representative Adem YAVUZ. Because later (on the date of 10/09/2013 upon 500,000.00 sent to Egemen BAGIS arrived Egemen BAGIS's home. Following that) TK.2374702814 - 10/12/2013 7:28 p.m. Egemen Bagis – Riza Sarraf conversation;

Egemen Bagis: “**THANK YOU SO SO MUCH FOR THE THING, YOU OVERWHELMED ME**”, Riza Sarraf: “Please, think nothing of it, my honorable minister”, Egemen Bagis: “**meanwhile ... did Hüseyin Celik call you bro?**”, Riza Sarraf: “he didn't my honorable minister”, Egemen Bagis: “he didn't call?... **because Bugun Newspaper's Ankara Representative Adem Yavuz spoke to my press advisor. He said that we received warning from Mr. Huseyin, we also received warning on the same topic from Mr. Zafer as well as Mr. Muammer, uh huh, he did** “, Riza Sarraf: “oh, they called him directly then”, Egemen Bagis: “later I have also given your number to Huseyin Celik.”

It is understood from the conversation that Egemen Bagis has made efforts about the matter, it's also understood that Muammer Guler also made efforts.

TK.2359835116 - 10/08/2013 08:20 a.m. Riza Sarraf – Onur Kaya conversation;

Onur Kaya: At around 8 thirty, 9 I'll be there. If you could be there quarter till 10, because I will tell the ones in the house, so that they can let you into the house”, Riza Sarraf: “okay, I should try to be there at 10.”

TK.2359839995 - 10/08/2013 08:31 a.m. Message sent by Onur Kaya – to Riza Sarraf:

“Alacaatli Mah. Gama cad. Gama sitesi NO:81 (Old No:13) cayyolu”

TK.2359880582 - 10/08/2013 09:23 a.m. Onur Kaya – Riza Sarraf conversation;

Onur Kaya: oh good, if you could be here within 15 - 20 minutes, because I'm going to tell the attendant in the house, he's going let you in”, Riza Sarraf: “okay, okay, alright.”

Thus, it's understood that Riza Sarraf and Zafer Caglayan have met and had touched bases.

Upon this meeting,

TK.2360060652 - 10/08/2013 11:24 a.m. Riza Sarraf – Abdullah Hapmani conversation;

Riza Sarraf: "I'm meeting, but I will meet 3 - 4 people. I'm meeting them one by one... **I'm gonna meet with the Finance Minister**", Abdullah Happani: "ha, you're not thinking of meeting with the big bro, are you?", Riza Sarraf: "I'm gonna meet with the Finance Minister... I'm gonna tell him that if there's such an investigation, let's bring our ledgers. If not necessary, if there are question marks, let's remove them. The trade we do is right here, everyone knows about it", Abdullah Happani: "that thing, for example if you get asked something about the phone?would it be enough to have it turned off?", Riza Sarraf: "go ahead and have it turned off now", Abdullah Happani: "if you were to say that to him, for example, it is evident that you know this man. He transferred money from your account... for example brother, this man is in a victim situation, he was sick a year ago, I had him get a surgery done. The hospital records are clearly evident. After he had the surgery, I gave my company's line, I also gave him a phone, a line from my company, I'm also providing a monthly small amount of help. I do this for everyone, I do this sort of thing for a lot of people", Riza Sarraf: "we'll look at it, and dress it up a bit", Abdullah Happani: "I mean in the end, you had this man get his surgery done, the place the surgery was conducted is evident, I've known this man from the market from past periods. When I heard he was sick in a critical condition, I took him, had his surgery done immediately, had it done two times. And in that situation, to support him, I gave him a line from the company and the company ...you'll say that you gave it during the hospital period, then when necessary I gave him small payments monthly, everybody asks for some help, I provide scholarships, you can say that this is what I give him."

TK.2360071378 - 10/08/2013 11:30 a.m. Riza Sarraf – Abdullah Happani conversation;

Abdullah Happani: "**did bro suggest that I speak to the Finance Minister?**", Riza Sarraf: "**uh huh**", Abdullah Happani: "so, did you speak to him?", Riza Sarraf: "**I did, I did, I presented it to him, and he found it favorable.**"

It is understood from the conversations that upon Riza Sarraf talking to Zafer Caglayan, they've decided that he speaks to Finance Minister Mehmet Simsek instead of the Prime Minister. Before this meeting, Riza Sarraf instructed to have the phone line used by Adem Gelgec canceled with fear that it may draw Mehmet Simsek's attention since one of the claims on the news text is that Adem Gelgec's phone is registered to Riza Sarraf's companies. Because, it is evaluated that Riza Sarraf would be giving an explanation to Mehmet Simsek whether he had any connection or acquaintance with his staff member Adem Gelgec.

TK.2360217379 - 10/08/2013 12:49 p.m. Riza Sarraf – Baris (Interior Minister's son) conversation:

Riza Sarraf: "I'm in Ankara, yes, I want to pay him a visit", Baris: "I'm in Ankara as well, welcome, let me entertain you, and when mr. minister arrives, we can right away meet him"

TK.2360244254 - 10/08/2013 1:03 p.m. Riza Sarraf – Baris (Interior Minister's son) conversation:

Baris: "Mr. Minister is waiting", Riza Sarraf: "alright"

Thus, it is understood that Riza Sarraf has met with Muammer Guler about the matter.

TK.2360334577 - 10/08/2013 1:47 p.m. Riza Sarraf – Edip conversation;

Riza Sarraf: "I am now with the honorable Minister... Edip: "where are you? Are you at Mr. Zafer's?", Riza Sarraf: "no, I'm with honorable Mr. Muammer, our minister... he asked, was he able to get it, what did he do?... he said let me call", Edip: "I'll talk to him now", Riza Sarraf: "We also spoke to Brother Zafer... he too said it, go talk to him, then come and visit me."

TK.2360346797 - 10/08/2013 1:53 p.m. Riza Sarraf – Edip conversation:

Riza Sarraf: "bro, I'm sorry, I bothered you... our honorable Minister would like to talk to you", (*Muammer Guler is also added into the conversation*), Muammer Guler: "Mr. Riza is a very valuable friend of us, our brother", Edip: "exactly, you're the same. I was meaning to come to you with a matter, in fact... Let me call Baris, and we'll come at a time you're available."

TK.2360534533 - 10/08/2013 3:24 p.m. Edip – Riza Sarraf conversation:

Edip: "My dear Riza, he's waiting for us within the next half hour, within half an hour", Riza Sarraf: "let me go to the Ministry of Finance directly", Edip: "half an hour, you can get there within fifteen minutes, I'm leaving here now... we'll meet at his private secretary's there."

It is understood from the conversations that an individual named Edip has intermediated a meeting between Finance Minister Mehmet Simsek and Riza Sarraf. His intermediary duty was secured by Zafer Caglayan and Muammer Guler.

TK.2360560959 - 10/08/2013 3:36 p.m. Abdullah Happani – Riza Sarraf conversation;

Abdullah Happani: "**I had the line canceled bro** he got himself a new line, he sent me a message, saying this is my new number hadji bro... I said, okay bro, I recorded it, we'll talk later, he said okay bro, I kiss your hands, and that was that in our messaging", Riza Sarraf: "okay, good, talk to you later."

It is understood from the conversations that, in order to show that Riza Sarraf had no relations with the irregularities claimed in the news story, the phone line used by Adem Gelgec belonging to Riza Sarraf's company has been canceled off.

TK2360583204 - 10/8/2013 3:47 PM Riza Sarraf – Abdullah Happani conversation:

Riza Sarraf: "I'm gonna ask you that, this Safir, how much export did it do in 2012?", Abdullah Happani: "in 2012? Let me find out and get back to you immediately. Let me ask accounting", Riza Sarraf: "ask about its profits, and tell me 2013 as well... Message me about 2012 and 2013 right away."

It is determined from the conversations that Riza Sarraf asked Abdullah Happani about the real commercial activities of the companies and their profit information, and he planned to advertise it to Mehmet Simsek.

TK.2360585984 - 10/08/2013 3:48 p.m. Abdullah Happani – Riza Sarraf conversation;

Abdullah Happani: "We're not bad in Volga either, I mean we've closed the third quarter for example 4.. 4 Million 818 thousand is our profit with Volgam", Riza Sarraf: "no, that thing, the export", Abdullah Happani: "**NO EXPORT, THESE ARE ALL FOOD**", Riza Sarraf: "okay, how much Volgam", Abdullah Happani: "4 Million 818 thousand profit from the third quarter alone."

Meaning I'll pay 962 Thousand TL tax from there for a temporary period, I'm also taking out those, eliminating”, Riza Sarraf: “okay, okay, fine”

It is understood from the conversation that Abdullah Happani doesn't account fictitious transit food trade performed through the company named Volgam as export.

TK.2360597306 - 10/08/2013 3:54 p.m. message sent by Abdullah Happani – to Riza Sarraf:

“Export conducted in 2012: 10,265,276,391 TL, paid taxes: 890,402 TL” stated as such.

TK.2360617308 - 10/08/2013 4:03 p.m. message sent by Abdullah Happani – to Riza Sarraf:

“2013: export: 4,000,712,161 TL, paid taxes: 749,287 TL” stated as such.

Thus, it is understood that Riza Sarraf has spoken to Finance Minister Mehmet Simsek.

TK.2360685714 - 10/08/2013 4:35 p.m. Riza Sarraf – Onur Kaya conversation,

Riza Sarraf: “**my meeting is over with my honorable minister** where can I meet...I left the Ministry of Finance”, Onur Kaya: “You left the Ministry of Finance, come here directly”, Riza Sarraf: “okay, to the Ministry of Economy?”

It is understood from the conversation that Riza Sarraf has had a meeting with the Minister of Finance Mehmet Simsek, and following that meeting, he went to the Ministry of Economy to meet with Zafer Caglayan again.

TK.2360889520 - 10/08/2013 5:50 conversation;

Riza Sarraf: “he said this is phony, this is for blackmail anyway. But took a **photocopy of it and he will also ask MASAK but he didn't tell me. He said it to the friend who took me there. He said, let me ask MASAK what this thing is**”, Abdullah Happani: “so, he's going to investigate it”, Riza Sarraf: “man, MASAK is subject to him... **DO YOU THINK IT WAS A BAD IDEA OR A GOOD IDEA TO TALK TO HIM?**”, Abdullah Happani: “**Well, you know he took the photocopy of it, that's what may be good or bad... HE WILL SAY YOU MUST BE CERTAIN TO CHECK THIS THING OUT, meaning your companies there are definitely going to be investigated. Aha, that's that. WHEN THIS NEWS WAS PUBLISHED, THE DANGER ABOUT YOUR JOB WAS THIS ANYWAY, AND YOU HAVE JUST INFORMED THE HIGHEST AUTHORITY WITH YOUR OWN HANDS...** I mean, if he finds it necessary to investigate, he'll do it”, Riza Sarraf: “do you think he would find it necessary?”, Abdullah Happani: “would he find it necessary? he would definitely get information from certain institutions”, Riza Sarraf: “he said he's gonna ask MASAK”, Abdullah Happani: “I mean, he's going to inform MASAK of something naturally, you know to the auditors, he'll say, examine this”, Riza Sarraf: “**Well, do you think it was good or bad?**”, Abdullah Happani: “**no, there are no good results here**, but would there be a bad result, I mean for example, the stress we've gone through in the last two days, plus this thing doesn't add anything new as something positive”, Riza Sarraf: “**YOU KNOW THAT THEY HAVE A THING WITH ALI BABACAN. THEY HAVE THE SAME MIND SET. MEANING NEITHER ONE OF THEM ARE INTERESTED IN THE EXPORT FIGURES, THEY DON'T GET TOO HAPPY, YOU KNOW... He didn't take the paper at first but took it later, I mean after he exited**”, Abdullah Happani: “We have to get ready to get the ledgers to be examined ... Man, nothing is gonna happen from our end. What would happen? In the end, like I said they'll end up investigating the other

companies. **Ultimately, there's no escape from this business...** let's see, if, uh, he gives information to MASAK asks them to investigate, these aren't things that are accomplished in a short period", Riza Sarraf: **"HE'S A STRANGE PERSON, LET ME TELL YOU. HE'S NOT LIKE THE OTHER ONES...They told me about him before I went to see him. Let's wait and see... It's not good that he took the paper."**

During the conversation, Riza Sarraf and Abdullah Hapmani were evaluating whether it was good or bad to talk to Finance Minister Mehmet Simsek, that saying that they were concerned about the different attitude they received from him when compared to the other ministers, they were as aware of Ali Babacan as they were of Mehmet Simsek, because Mehmet Simsek took the news text that was going to be published about Riza Sarraf and told him that he was going to have the subject investigated by MASAK, that they interpreted it as "they informed the highest authority with their own hands", and as a result they were thinking that the meetings weren't going to bring out a positive result.

Subsequently,

TK.2361009343 - 10/08/2013 6:59 p.m. Riza Sarraf – Ruchan Bayar conversation;

Riza Sarraf: **"I went to see the Finance Minister...he's a bit cold"**, Ruchan Bayar: **"well, HAS THERE BEEN ANY STUDY AT THE INTERIOR MINISTRY FROM ANY OF THE INTELLIGENCE (AGENCY) OR ANYTHING LIKE THAT?"**, Riza Sarraf: **"there's nothing, no"**, Ruchan Bayar: **"there's no such information, IF THERE WAS ANY, YOU WOULD HEAR IT FROM THE FIRST PERSON"**, Riza Sarraf: **"they're not here, I spoke to him as well today...** oh, he read the text I gave him, and was surprised. After I left, right when I was at his private secretary's he asked for a copy of the text. **Apparently, he's going to ask Masak"**, Ruchan Bayar: "you know, there's such a thing", Riza Sarraf: "I didn't get whether it was a positive or a negative thing", Ruchan Bayar: **"bro, I think you should just let well alone be"**, Riza Sarraf: **"No, I'll let it be but, I don't know where that end would go"**, Ruchan Bayar: **"IT WOULD HAVE BEEN BETTER IF WE HAVEN'T DONE IT MAYBE"**, Riza Sarraf: **"DO YOU THINK THE SPARK CAUSED A FIRE?"**, Ruchan Bayar: **"MAYBE WE WOKE UP THE SLEEPING THING, MAYBE, I HOPE THAT IT'S NOT WHAT WE DID"**, Riza Sarraf: "well, let's assume it happened, what would happen? the worst would be they'd examine ours", Ruchan Bayar: "there's no problem with ours, bro. They'd examine the other 35 companies as well if there's a claim...but, we have 3 companies that tie us up; we have Are, Royal... they'll fine us a little bit for the irregularities if there's something, if we forgot a document process etc. Other than that, there's nothing bro, other than the magazine aspect of it...**I spoke with Abdullah. Even if we get nothing, let's unload some of your real estate."**

*During the meeting, Ruchan Bayar asked whether the Interior Ministry started a study about them within the body of Intelligence (Service), Riza Sarraf said that there wasn't. Upon that answer Riza Bayar said that he could hear it if there was such an investigation from the first pair of lips meaning their relationship with Muammer Guler. When Riza Sarraf said that Mehmet Simsek was going to have MASAK do an investigation about them, Ruchan Bayar responded, **"IT WOULD HAVE BEEN BETTER IF WE HAVEN'T DONE IT"** **"WE HAVE WOKEN UP THE SLEEPING THING"** and then Riza Sarraf commented about this situation **"DO YOU THINK THE SPARK CAUSED A FIRE?"** Thus the individuals were alarmed with the concern that the irregularities they've committed would come to light.*

TK.2360895950 - 10/08/2013 6:11 p.m. Riza Sarraf – Muammer Guler conversation;

Muammer Guler: “were you able to go to the Ministry of Finance?”, Riza Sarraf: “I went, and met the gentleman”, Muammer Guler: “**There has been another development. Fatih Karaca called me, and I took over the matter**”, Riza Sarraf: “**I visited my honorable minister Mr. Zafer, he too has called him**”, Muammer Guler: “okay, he called me and said as a response that, he's handling the situation, I brought all the documents. Nothing will happen without my control, don't worry. I'm informing you, okay?”, Muammer Guler: “**About the matter of Orhan; I'm already following up on it, don't worry about it, and don't do anything about that matter**”, Riza Sarraf: “my honorable minister, that's the actual important topic, it's more important than anything else”, Muammer Guler: “**okay daddy, that subject is my job, that's your bro's business, don't worry about it... YOU DON'T WORRY YOURSELF ABOUT IT, I WILL MAKE THAT SON OF A BITCH PAY FOR WHAT HE MADE YOU SUFFER TEN FOLD. DON'T WORRY YOURSELF.**”

From the conversation it is understood that Muammer GULER spoke to Fatih Karaca who is an official with the Bugun Newspaper, and that the news isn't going to be published. He stated that he is following up on the investigation about Orhan INCE. When Riza SARRAF indicated that this subject is very important, Muammer Guler said to him, “THAT SUBJECT IS MY JOB” and “I WILL MAKE THAT SON OF A BITCH PAY FOR WHAT HE MADE YOU SUFFER TEN FOLD; I WILL MAKE HIM SUFFER” indicating what he would do about Orhan Ince (he would make him suffer profusely) and he took this upon himself as a duty.

TK.2361353064 - 10/08/2013 10:08 p.m. Zafer Çağlayan – Riza Sarraf conversation;

Zafer Çağlayan: “right after you, we left, uh, at around 5, what's his name called, Fatih called. He said I spoke to him. I said okay. I mean on this topic, then at around... **7, Akin called... he said well, bro, we did such a thing, we want to do this very well without involving the other side. I said, Akin, whatever you want to do, do it, but I told my opinions, I mean, I don't know if you still have intentions on this topic, I wouldn't know that, do you have a personal issue with them? have you ever taken them to court?**”, Riza Sarraf: “I don't know them at all”, Zafer Çağlayan: “**well, I said, you can get together one day, but, I SAID I WOULDN'T WANT ANYTHING THAT COULD DAMAGE THE EXPORTS, BRO, YOUR WISH IS MY COMMAND, HE SAID. THIS IS AROUND 7... of course, of course dear, Akin called me, saying, bro, if you permit us, this is what we're gonna do. I told him my net opinion. i mean, you don't need to ask for permission, I have given my opinion, I said. When we get together again, we'll talk**”, Riza Sarraf: “I mean, they called me after I got off my plane”, Zafer Çağlayan: “OK, that's why I asked the time of it. 1 hour after they spoke to me, they told you about it **which means THEY GOT MY MESSAGE, that's why I'm saying it.**”

From the conversation it is understood that Zafer Çağlayan has spoken to Fatih Karaca and Akin Ipek. After Akin Ipek stated that, they want to publish the news story, Zafer Çağlayan insinuating (sending a message), warned them not to publish the news, and stated that the message has reached to its destination.

Thus, the news to be published by the Bugun Newspaper about the irregularities in “the old system” established by Riza SARRAF has been stopped following Muammer GULER, Zafer CAGLAYAN and Egemen BAGIS's efforts per Riza SARRAF's request and following the talks they've had with the newspaper officials and the owner.

After having the subject matter news blocked from being published by the Bugun Newspaper altogether, Orhan INCE this time took the information to the Yeni Safak Newspaper to be published.

In the audio/electronic surveillance:

TK.2372278151 - 10/11/2013 4:28 p.m. Yakup Kocaman – Riza Sarraf conversation;

Yakup Kocaman: “I’m calling from the Yeni Safak Newspaper... we’ve received some documents, in it it says that they made complaints about you to the Treasury **under your instructions, uh, or through the companies you work with, monies would come to Turkey from abroad, and no taxes were paid** ... I, honestly didn't want to do anything without asking”, Riza Sarraf: “let me inform you, I got a phone call from the Bugun Newspaper... I said do the news any way you want, we're going to file a suit for damages about you, why, because... I have nothing to do with the subject matter. We've explained it to them. They too also reached the conclusion that I have nothing to do with them and **they didn't print the news AT LEAST THEY DIDN'T USE THE PART THAT HAD ME IN IT**. If they do it, I'll file a suit against them for the damages, but they didn't do it.”

It is understood from the conversation that Yeni Safak Newspaper reporter Yakup Kocaman contacted Riza Sarraf. He stated that he has documents related to the tax audits in his possession, that he didn't want to make a news article without asking Riza Sarraf. Riza Sarraf in return stated that Bugun Newspaper wanted to publish the same news story, however they decided against it, and at least they didn't include the part related to him.

Riza Sarraf stated that the Bugun Newspaper didn't publish anything about the news, and it's been evaluated as he sent the message of “don't publish the part about me”.

Meanwhile, Riza SARRAF communicated with Baris GULER through WhatsApp about the topic,

TK.2372293153 - 10/11/2013 4:33 p.m. Riza Sarraf – Baris Guler conversation;

Baris Guler: “**I was writing to you on WhatsApp Mr. Riza**”, Riza Sarraf: “the friend called from there, the newspaper... I said, well, last week Bugun newspaper came as well. It possibly came to you from there... we told them a few things about the topic and they arrived at the conclusion that it wasn't related to us and they didn't publish this news item”, Baris Guler: “**should dad call the Editor in Chief?... I'm asking if dad should call the editor in chief? I can have the Yeni Safak Newspaper's Editor in Chief... I can have him call if you want** ... I can solve this, you take it easy. I learned that these ones are close to the government, therefore there's no problem bro, I'll have him tell them right now.”

TK.2372538511 - 10/11/2013 5:24 p.m. Baris Guler – Riza Sarraf conversation;

Baris Guler: “my dad wants the name of the reporter that called you”, Riza Sarraf: “Yakup Kocaman, Chief of Economics”, Baris Guler: “**my dad is gonna call the individual at the top.**”

It is understood from the conversation that Riza Sarraf informed Baris Guler of the situation, and Baris Guler in returned informed Muammer Guler. Muammer Guler would be talking to the official of the Yeni Safak Newspaper.

TK.2372974913 - 10/11/2013 7:51 p.m. Muammer Guler – Riza Sarraf conversation;

Muammer Guler: “**The CEO of Yeni Safak, and this Albayrak CEO just came out of a meeting, I found him and talked to him** ... I specially waited for him because Omer Bolat is our party's Central Executive Board of Directors Member... **Omer Bolat** is their CEO, Albayrak CEO.”

It is understood from the conversation that in order to not to have any trouble with the news, Muammer Guler discussed the matter with the parent company of Yeni Safak Newspaper, the Albayrak Companies Group CEO Omer Bolat.

Yeni Safak Newspaper image on the date of 10/13/2013



The news article published in the Yeni Safak Newspaper doesn't include Riza SARRAF's name or any of the companies' names, and there are no hints or referrals that could bring Riza SARRAF's name to the public's mind.

This situation grabbed the attention of Orhan INCE who wanted the news to be published,

TK.2376318998 - 10/13/2013 7:30 p.m. Individual X (05323861108) – Orhan Ince conversation;

Individual X: “your case... it happened, Safak made it into a headline. Didn't you read it?”, Orhan Ince: “**I read it, but THERE ARE NO NAMES, THERE'S NOTHING**”, Individual X: “no names”, Orhan Ince: “of course, what are these people”, Individual X: “but the man is the owner of that

company”, Orhan Ince: “**OKAY, BUT IT DOESN'T WRITE IT, IT DOESN'T EVEN TALK ABOUT THAT COMPANY, WHO'S WHO, WHAT'S THE CONNECTION?**”

TK.2376046652 - 10/13/2013 4:56 p.m. Individual X (05367153844) – Orhan Ince conversation;

Orhan Ince: “Got the Yeni Safak Newspaper, and reading it”, Individual X: “seriously?... is there anything in there?”, Orhan Ince: “**I don't know, they wrote something, incomplete things**”, Individual X: “it started blowing, blowing up already”, Orhan Ince: “**it'll blow up but, after we got poked at, what difference does it make if it blows up... they had a cursory mentioned of it, they couldn't mention any names.**”

It is understood from the conversations that Orhan Ince was unhappy about the incomplete news published which didn't demonstrate Riza Sarraf's relations in it and the sensation caused by his transfer could not be remedied with this incomplete news.

In this process, upon Muammer GULER's efforts and his promises to exert more pressure on Orhan INCE; it has been understood and also was discussed in (Money Delivery-14) as well as discovered through the physical and audio/electronic surveillance works that Riza SARRAF instructed Abdullah HAPPANI to pay to Ozgur OZDEMIR, Hikmet TUNER and later through Baris GULER to Muammer GULER (1,000,000.00 Dollars received from Mohammed ZARRAB for citizenship) he gave a total of **3,500,000.00 (Three and a Half Million) Dollars.**

(7)

RIZA SARRAF USING THE ECONOMY MINISTRY PRIVATE SECRETARIES LIKE HIS OWN SECRETARIES

It has been understood by the works conducted that Riza Sarraf has used Onur KAYA, the private secretary of Economy Minister Zafer CAGLAYAN with whom he's in a bribery relationship as if he's his own secretary, making appointments from the agencies and the institutes through this authority using the influence of Zafer CAGLAYAN's office.

On the other hand, Riza SARRAF had 14,000.00 TL sent (the money was delivered by Ercan SAGIN) to the other private secretary Mustafa Behcet KAYNAR for Onur KAYA. It's been evaluated that the money was shared between the two private secretaries.

Start of the Appointment Works

TK:1704401485 - 10/6/2012 7:07 p.m. Riza Sarraf – Onur Kaya conversation;

Riza Sarraf: “Mr. Onur, I have a request of you. Could you **get me an appointment** from the Capital Markets Board (SPK) please? ...Capital Market, no, **Capital Market is Dry Capital Market**”, Onur Kaya: “SPK? Okay, okay”, Riza Sarraf: “it's very urgent, whenever there's availability first”, Onur Kaya: “With the SPK president?”, Riza Sarraf: “Yes, with the president please”, Onur Kaya: “okay.”

TK:1706467047 - 10/8/2012 12:09 p.m. Riza Sarraf – Onur Kaya conversation;

[PAGES OMITTED]

Riza Sarraf: “We have a personnel in the Chinese Consulate, but he had to go to China urgently. He was in China, he's coming tomorrow... the visa takes 1 week there, if it's possible to bother you, could you call them one day”,

Onur Kaya: “okay, however, if you could have him email me the information such as name, date, application date”,

Riza Sarraf: “immediately, immediately, if you could text me your email... I'll send you a photocopy of the passport... if we could get it in 1 day if would be immensely helpful, because all the work stopped there”,

Onur Kaya: “okay, okay, he'll be going to China.”

TK:2178508377 - 6/27/2013 1:24 p.m. the message sent by Onur Kaya to Riza Sarraf;

“kayao@ekonomi.gov.tr”

TK:2180775554 - 6/28/2013 4:08 PM Riza Sarraf – Onur Kaya conversation;

Riza Sarraf: “tell you something, **this Chinese Consulate is very busy, can't even get in to give a passport, I beg you to help, please**”,

Onur Kaya: (*This thing, what happened to China, what happened with the Chinese Consulate, they wouldn't take him in, get that sped up right away*) “okay, coincidentally that friend is with us”,

Riza Sarraf: “the man is unable to enter, please, help to resolve that”,

Onur Kaya: “of course, of course, right away, right away, I'll tell him now.”

TK:2193308047 - 07/05/2013 5:56 p.m. the message sent by Onur Kaya to Riza Sarraf;

“**Visas are granted**”

It is understood from the message that, Onur Kaya followed up on the visa process and informed Riza Sarraf of the result.

MONIES GIVEN AS BRIBES AND MATERIAL BENEFITS PROVIDED

Money and other material benefits sent to Zafer CAGLAYAN by Riza SARRAF can be classified as following as far as the investigative techniques are concerned;

1. The material benefits identified during the audio/electronic surveillance

- a. The material benefits identified through the audio/electronic surveillance as well as digital evidences before the date of 04/10/2013

IMAGES FROM THE DIGITAL EVIDENCES**The view of the Excel file titled CAG EUR**

Account of		CAG [A/c 100658] A/c 100658		Period 01/01/2010 to 29/03/2013				
Tran.Date	Type	Number	Narration	FCy	Debit	Credit	Balance	Sign
			Balance B/F					0,00 Dr
19.Mar.12	PV	43843	CASH TO CAG	EUR	1.750.000,00		1.750.000,00	
09.Nis.12	AD	16831	DUMAN	EUR	700.000,00		2.450.000,00	
16.Nis.12	PV	45398	CASH TO CAG	EUR	700.000,00		3.150.000,00	
01.May.12	PV	46164	CASH TO CAG	EUR	539.500,00		3.689.500,00	
07.May.12	PV	46497	CASH TO CAG	EUR	800.000,00		4.489.500,00	
25.May.12	PV	47593	CASH TO CAG	EUR	4.000.000,00		8.489.500,00	
06.Tem.12	PV	49926	CASH TO CAG	EUR	5.000.000,00		13.489.500,00	
06.Ağu.12	PV	51728	CASH TO CAG	EUR	4.000.000,00		17.489.500,00	
29.Ağu.12	PV	52956	CASH TO CAG	EUR	4.500.000,00		21.989.500,00	
11.Eyl.12	PV	53637	CASH TO CAG	EUR	2.000.000,00		23.989.500,00	
21.Eyl.12	PV	54237	CASH TO CAG	EUR	2.000.000,00		25.989.500,00	
15.Eki.12	PV	55164	CASH TO CAG	EUR	2.000.000,00		27.989.500,00	
12.Kas.12	PV	56231	CASH TO YUKARI	EUR	2.100.000,00		30.089.500,00	
17.Ara.12	PV	57636	CASH TO SULEYMAN	EUR	500.000,00		30.589.500,00	
11.Oca.13	PV	58613	CASH TO CAG	EUR	1.500.000,00		32.089.500,00	
11.Şub.13	AD	75023	GALERIA SAMI YUSUF TUTUS	EUR	97.000,00		32.186.500,00	
25.Şub.13	AD	75314	GALERI SAMI-YUSUF TUTUS	EUR	95.500,00		32.282.000,00	
05.Mar.13	AD	75495	GALERIA SAMI YUSUF TUTUS SON TAKSIT	EUR	71.600,00		32.353.600,00	
19.Mar.13	DBN	76040	SAATCI YUSUF R-1	EUR	200.000,00		32.553.600,00	

Image of the Excel File Named CAG TRL

Account of		CAG [A/c 100658] A/c 100658		Period 01/01/2010 to 29/03/2013				
Tran.Date	Type	Number	Narration	FCy	Debit	Credit	Balance	Sign
31.Eki.12	AD	20639	SIMAY B.ASYA - MEHMET SENOL CAGLAYAN B.ASYA	TRL	2.465.000,00		2.465.000,00	Dr

Image of the Excel File Named CAG USD

Account of		CAG [A/c 100658] A/c 100658		Period 01/01/2010 to 29/03/2013				
Tran.Date	Type	Number	Narration	FCy	Debit	Credit	Balance	Sign
			Balance B/F					
25.Ara.12	AD	21869	SAATCI YUSUF	USD	209.480,00		209.480,00	
27.Ara.12	PV	57968	CASH TO CAG	USD	500.000,00		709.480,00	
07.Oca.13	AD	21870	SAATCI YUSUF	USD	204.740,00		914.220,00	
14.Oca.13	PV	58649	CASH PAID.TO CAG- SLM	USD	500.000,00		1.414.220,00	
28.Oca.13	AD	22222	GALRI YUSUF SAAATCI	USD	197.630,00		1.611.850,00	
11.Şub.13	AD	75023	GALERIA SAMI YUSUF TUTUS	USD	60.000,00		1.671.850,00	
18.Şub.13	PV	75054	CASH TO CAG	USD	400.000,00		2.071.850,00	
25.Şub.13	AD	75314	GALERI SAMI-YUSUF TUTUS	USD	58.000,00		2.129.850,00	
22.Mar.13	AD	75880	LIDA TAS	USD	2.012.900,00		4.142.750,00	
27.Mar.13	AD	75975	LIDA- TAS ICIN	USD	2.684.011,00		6.826.761,00	

Image of the Excel File Named CAGGGGGG EUR

Tran.Date	Value Date	Type	Number	Narration	Fcy	Debit	Credit	Balance	Sign
19/03/2012	19/03/2012	PV	43843	CASH TO UMIT	EUR	1.750.000,00		1.750.000,00	Dr
04.09.2012	04.09.2012	AD	16831	CASH TO DUMAN	EUR	700.000,00		2.450.000,00	Dr
16/04/2012	16/04/2012	PV	45398	CASH TO UMIT	EUR	700.000,00		3.150.000,00	Dr
05.01.2012	05.01.2012	PV	46164	CASH TO UMIT	EUR	539.500,00		3.689.500,00	Dr
05.07.2012	05.07.2012	PV	46497	CASH TO UMIT	EUR	800.000,00		4.489.500,00	Dr
25/05/2012	25/05/2012	PV	47593	CASH TO UMIT	EUR	4.000.000,00		8.489.500,00	Dr
07.06.2012	07.06.2012	PV	49926	CASH TO UMIT	EUR	5.000.000,00		13.489.500,00	Dr
08.06.2012	08.06.2012	PV	51728	CASH TO UMIT	EUR	4.000.000,00		17.489.500,00	Dr
29/08/2012	29/08/2012	PV	52956	CASH TO SADIK	EUR	4.500.000,00		21.989.500,00	Dr
09.11.2012	09.11.2012	PV	53637	CASH TO SADIK	EUR	2.000.000,00		23.989.500,00	Dr
21/09/2012	21/09/2012	PV	54237	CASH TO SADIK	EUR	2.000.000,00		25.989.500,00	Dr
10/10/2012	10/10/2012	PV	55164	CASH TO SADIK	EUR	2.000.000,00		27.989.500,00	Dr
11.12.2012	11.12.2012	PV	56231	CASH TO SADIK	EUR	2.100.000,00		30.089.500,00	Dr
01.11.2013	01.11.2013	PV	58613	CASH TO SADIK	EUR	1.500.000,00		31.589.500,00	Dr
19/03/2013	19/03/2013	DBN	76040	SAATICI YULUSUF	EUR	200.000,00		31.789.500,00	DR

Note: The majority of the Excel spreadsheets named CAGGGGGG EUR and CAG EUR are the repetition of each other, and the dates in the excel files were entered in the format of Day/Month/Year. Month.Day.Year or Day.Month(in Writing).Year.

1. The material benefits identified during the audio/electronic surveillance

a. The material benefits identified through the audio/electronic surveillance as well as digital evidences before the date of 04/10/2013

NO	TYPE	DATE	SENT TO	COURIER	AMOUNT	TYPE
1	PV	Sept.21.12	CASH TO CAG	CASH TO SADIK	2,000,000.00	EUR
2	AD	Oct.31.12	SIMAY B.ASYA - MEHMET SENOL CAGLAYAN B.ASYA		2,465,000.00	TL
3	PV	Nov.12.12	CASH TO YUKARI	CASH TO SADIK	2,100,000.00	EUR
4	PV	Jan.11.13	CASH TO CAG	CASH TO SADIK	1,500,000.00	EUR

The money submissions prior to the date of 04/10/2013 have both been found out during the audio/electronic surveillance and have been verified through the digital evidences.

b. The material benefits identified with audio/electronic/physical surveillance after 04/10/2013

NO	DATE	SENT TO	COURIER	AMOUNT	TYPE
1	08/30/2013	ZAFER CAGLAYAN	SADIK-A.MURAT OZIS*KAAAN CAGLAYAN	2,000,000.00	EUR
2	08/30/2013	ZAFER CAGLAYAN	SADIK-A.MURAT OZIS*KAAAN CAGLAYAN	2,000,000.00	USD
3	08/30/2013	ZAFER CAGLAYAN	SADIK-A.MURAT OZIS*KAAAN CAGLAYAN	1,500,000.00	TL
4	9/25/2013	ZAFER CAGLAYAN - WATCH FROM GENEVA	MURAT YILMAZ	300,000.00	FRC
5	9/27/2013	ZAFER CAGLAYAN - PIANO	UMUT BAYRAKTAR	37,500.00	

2. Material benefits identified through e-mail account review (digital evidences) before 04/10/2013

MATERIAL BENEFITS RECORDED IN THE EXCEL FILE AS OF 04/10/2013

NO	TYPE	DATE	SENT TO	WITH WHOM (COURIER)	AMOUNT	TYPE
1	PV	Mar.19.12	CASH TO CAG	CASH TO UMIT	1,750,000.00	EUR
2	AD	Apr.09.12	DUMAN	CASH TO DUMAN	700,000.00	EUR
3	PV	Apr.16.12	CASH TO CAG	CASH TO UMIT	700,000.00	EUR
4	PV	May.01.12	CASH TO CAG	CASH TO UMIT	539,500.00	EUR
5	PV	May.07.12	CASH TO CAG	CASH TO UMIT	800,000.00	EUR
6	PV	May.25.12	CASH TO CAG	CASH TO UMIT	4,000,000.00	EUR
7	PV	July.06.12	CASH TO CAG	CASH TO UMIT	5,000,000.00	EUR
8	PV	Aug.06.12	CASH TO CAG	CASH TO UMIT	4,000,000.00	EUR
9	PV	Aug.29.12	CASH TO CAG	CASH TO SADIK	4,500,000.00	EUR
10	PV	Sept.11.12	CASH TO CAG	CASH TO SADIK	2,000,000.00	EUR
11	PV	Sept.21.12	CASH TO CAG	CASH TO SADIK	2,000,000.00	EUR
12	AD	Oct.31.12	SIMAY B.ASYA - MEHMET SENOL CAGLAYAN B.ASYA		2,465,000.00	TL
13	PV	Nov.12.12	CASH TO YUKARI	CASH TO SADIK	2,100,000.00	EUR

14	AD	Dec.25.12	YUSUF THE WATCH SELLER		209,480.00	USD
15	AD	Jan.07.13	YUSUF THE WATCH SELLER		204,740.00	USD
16	PV	Jan.11.13	CASH TO CAG	CASH TO SADIK	1,500,000.00	EUR
17	AD	Jan.28.13	GALRI YUSUF SAAATCI		197,630.00	USD
18	AD	Feb.11.13	GALERIA SAMI YUSUF TUTUS		97,000.00	EUR
19	AD	Feb.11.13	GALERIA SAMI YUSUF TUTUS		60,000.00	USD
20	AD	Feb.25.13	GALERI SAMI-YUSUF TUTUS		95,500.00	EUR
21	AD	Feb.25.13	GALERI SAMI-YUSUF TUTUS		58,000.00	USD
22	AD	Mar.05.12	GALERIA SAMI YUSUF TUTUS LAST PAYMENT		71,600.00	EUR
23	DBN	Mar.19.13	YUSUF THE WATCH SELLER	YUSUF THE WATCH SELLER R-1	200,000.00	EUR
24	AD	Mar.22.13	LIDA STONE		2,012,900.00	USD
25	AD	Mar.27.13	LIDA- FOR THE STONE		2,684,011.00	USD

* *Yellow sections are also determined through audio/electronic surveillances.*

** *Cash To CAG : It is understood that it connotes the cash sent to Zafer CAGLAYAN*

*** *AD is evaluated as the payments made through bank transfers*

**** *PV is evaluated to be the cash material benefits provided*

******25. The stone payment has been canceled in the section, instead, it's been understood that a stone was purchased valued at 2,024,000.00 Dollars.*

- Since it was understood that some of the accounts were repeated in the files (except those which are sent to Suleyman ASLAN) they're listed below. Within this context;
 - In the digital documents (in the Excel files) **Total** (along with technical detections)
 - 30,053,600.00 Euros (29,589,500.00 cash paid + 464,100.00 for the luxury watch)
 - 4,766,750.00 Dollars (4,036,900.00 For the Stone + 729,850.00 Watch)
 - 2,465,000.00 TL
- After the date of 04/10/2013 **Total** (Except those in the Excel)
 - 2,000,000.00 Euros
 - 2,000,000.00 Dollars
 - 1,500,000.00 TL
 - 300 Thousand Swiss Francs

The second payment of the Piano: It is 37,500 however since the currency is not known, it will not be added to the total.

TOTAL: 32,053,600.00 (Thirty Two Million ...) EUROS
6,766,750.00 (Six Million Seven Hundred ...Thousand ...) DOLLARS
3,465,000.00 (Three Million Four Hundred...Thousand ...) DOLLARS
300,000.00 (Three Hundred Thousand ...) SWISS FRANCS

The actions showing the delivery of the monies and the material benefits subject to the bribes, are going to be classified and examined based on the investigation technique and material benefit's type.

Accordingly, the cash deliveries made to Economy Minister Zafer CAGLAYAN by Riza SARRAF are going to be classified as those identified after 04/10/2013 through audio/electronic and physical surveillance, and those prior to 04/10/2013 and before audio/electronic surveillance (determined from the Excel and the later conversations),

The other material benefits are classified and will be described as the delivery of the luxury watch, the delivery of the watch identified through audio/technical and physical surveillance, delivery of the precious stone and the delivery of the piano.

(A)
MONEY DELIVERIES AFTER THE DATE OF 04/10/2013 IDENTIFIED THROUGH AUDIO/ELECTRONIC AND PHYSICAL SURVEILLANCE

MONEY DELIVERY - 1
The 2 Million Dollars, 2 Million Euros and 1.5 Million Turkish Liras Sent on 08/30/2013

In the studies conducted;

TK.2284137393 - 08/26/2013 12:24 p.m. Onur Kaya – Riza Sarraf conversation;

Onur Kaya: “Mr. Riza, I'm bothering you for this thing, this, this, though I called you yesterday evening but uh, the place wasn't clear, **tomorrow at 3 thirty at the ministry, in his office**”, Riza Sarraf:” **Mr. Egemen is also the same**”, Onur Kaya: “**yes, he's also coming...** yes, yes, yes, at our Ministry of Economy”, Riza Sarraf: “your, your ministry.”

TK.2286341376 - 8/27/2013 3:43 p.m. Onur Kaya – Riza Sarraf conversation;

Onur Kaya: “Mr. Riza, how many minutes do you have”, Riza Sarraf: “did our ministers arrive?”, Onur Kaya: “oh, we're about to enter, we're coming to the ministry”, Riza Sarraf: “I came, I'm at the ministry”, Onur Kaya: “in that case, go up to my 2nd floor.”

[PAGES OMITTED]

Onur Kaya: "I called because maybe they need to make preparations at home, when would that thing leave today?", Riza Sarraf: "**it'll come tomorrow**", Onur Kaya: "do you mean it's leaving tomorrow or it'll be in Ankara tomorrow?", Riza Sarraf: "well, let me ask now, and have our guys call Mr. Emrah."

TK:2337282614 - 9/25/2013 2:08 PM Riza Sarraf – Onur Kaya conversation:

Onur Kaya: "they're asking for that thing, is there anyone I need to get in touch with? So that I can organize this", Riza Sarraf: "there is 0530 967...46 85 yes, Mr. Umut."

TK:2337336137 - 9/25/2013 2:34 PM the message sent by Umut Bayraktar to Riza Sarraf; "**Mr. Riza, Mr. Minister's private secretary called, they wanted the piano for Friday, just FYI.**"

TK:2339851032 - 9/26/2013 7:50 PM the message sent by Umut Bayraktar to Riza Sarraf; "**Mr. Riza, the piano is on its way, it'll be assembled there tomorrow afternoon at 2:00 p.m.**"

When the conversations and messages are examined it is understood that per Zafer Caglayan's request and Riza Sarraf's instructions, the Piano which had 37,500 ??? left in payment would be delivered to Zafer Caglayan's home on 09/27/2013. The piano to be sent would be overseen by the Private Secretary Onur Kaya just as in the other material benefits.

(F-2-b)

THE EVENTS RELATED TO THE BRIBERY RELATIONSHIP OF THE ORGANIZATION UNDER THE LEADERSHIP OF RIZA SARRAF WITH MUAMMER GULER AND HIS GROUP

In this section, we're going to include the development of the bribery relationship between the organization under the leadership of Riza SARRAF and Interior Minister Muammer GULER and the group he's leading; among these activities the roles of primarily Riza SARRAF and Baris GULER, as well as the roles of the organization managers Abdullah HAPPANI, Ozgur OZDEMIR, Hikmet TUNER and each material benefits' procurement and what is done in return in detail will be examined.

The material benefits provided by Riza SARRAF and the fulfilled activities by Muammer GULER and his group in exchange of these material benefits can be briefly outlined as below;

Actions Performed in lieu of the Material Benefits

1. Per Riza SARRAF's requests, granting Turkish citizenships to Iranian national organization member suspects and their relatives through exceptional ways.
2. Having the Police Chief Orhan INCE transferred (exiled) from Istanbul who has bad blood with Riza SARRAF and reported the irregularities
3. Determining the Ministry Representative to assign to the Sarkuysan Inc.'s General Assembly Meeting through the Governor per Riza SARRAF's request, making attempts to win the company's management by Riza SARRAF
4. Granting Riza SARRAF's vehicles the privileges to use the emergency lane and exemption from being stopped
5. Assigning a Police Officer Protection for Riza SARRAF
6. Preventing the news of Riza SARRAF's irregularities being published in the press
7. In order to overcome the difficulties experienced by the frontal companies used by Riza SARRAF in China by the banks, having the Ministry to write a reference letter on behalf of these companies

8. Opposition to the judicial works and conducting search to see if there are any judicial or investigative works in progress about Riza SARRAF

Provided Material Benefits

Money Delivery - 1: 04/13/2013	800,000.00 Dollars
Money Delivery - 2: 04/16/2013	30,000.00 Dollars (or 700,000) ²⁹
Money Delivery - 3: 4/25/2013	300,000.00 Dollars
Money Delivery - 4: 5/24/2013	400,000.00 Dollars
Money Delivery - 5: 6/5/2013	30,000.00 Dollars
Money Delivery - 6: 7/2/2013	35,000.00 Dollars
Money Delivery - 7: 7/19/2013	200,000.00 Dollars
Money Delivery - 8: 8/6/2013	35,000.00 Dollars
Money Delivery - 9: 8/16/2013	200,000.00 Dollars
Money Delivery - 10: 9/6/2013	25,000.00 Dollars
Money Delivery - 11: 9/10/2013	200,000.00 Dollars
Money Delivery - 12: 9/13/2013	200,000.00 Dollars
Money Delivery - 13: 10/09/2013	200,000.00 Dollars (<i>Debt payment for Ruchan BAYAR</i>)
Money Delivery - 14: 10/25/2013	3,500,000.00 Dollars
Money Delivery - 15: 5/6/2013	30,000.00 Dollars

TOTAL : Bribe: 5.800.000.00 Dollars + Consultancy: 185 +

Note: Money Delivery-13; The 200,000.00 Dollars related to Ruchan BAYAR's debt to Muammer GULER has not been evaluated within the scope of the bribe)

ESTABLISHING THE BRIBERY RELATIONSHIP AND THE AGREEMENT

Right after Muammer GULER became a Minister, Riza SARRAF made a goal to develop a bribery relationship with Muammer GULER; he was in the opinion that this relationship he would be developing would "*add strength to his strength*", with these plans, through Yasar AKTURK he met Muammer GULER and within the first meeting, he reached the bribery agreement. A short time after the meeting, through Muammer GULER's son Baris GULER's intermediation and follow-up, they started actualizing the bribery activities.

It is understood that right after the news published about Muammer GULER becoming the Interior Minister, Riza SARRAF targeted to use the family relationship one of the organization managers Ruchan BAYAR had with Muammer GULER.

TK:1888176608 - 1/24/2013 6:52 p.m. Riza Sarraf – Ruchan Bayar conversation;
Riza Sarraf: “Congratulations, good luck ... what kind of a feeling is it to be the nephew of the Interior Minister? ... when are you getting me an appointment? ... congratulations to us all, I'm gonna say something, **WE NOW ADDED POWER TO OUR POWER**”, Ruchan Bayar: "I swear, it's an unbelievable power", Riza Sarraf: “what kind of a person is he? ... **IS HE LIKE MINDED WITH ME?** just tell me that”, Ruchan Bayar: “exactly”, Riza Sarraf: “**OF COURSE HE CAN MAKE CONNECTIONS TO CHINA FROM HERE**”, Ruchan Bayar: “I swear, he can make connections with any place brother. I mean he was making connections when he was the governor. He had connections with all over the world, you know, he was meeting with all the

²⁹ There isn't a clear determination as to how much money has been given in this money delivery, it will be indicated if it's determined after examining the evidences.

governors... this is really great”, Riza Sarraf: “Look, I'm gonna say something, **OUR BUSINESS IS LOW**, I'm gonna say something **THE INTERIOR MINISTER SHOULD TAKE CARE OF MY BROTHER'S CITIZENSHIP ISSUE**”, Ruchan Bayar: “yeah yeah, we'll take care of it, we'll take care of it, we'll take care of it.”

If we were to examine the 3 main issues of the meeting:

*Riza Sarraf described the relationship he was going to cultivate with Muammer Guler as **"IT ADDED STRENGTH INTO OUR STRENGTH"**. After Zafer Caglayan and Egemen Bagis, it was suggested that he would develop a relationship with a minister; purchasing the public force has been seen a strength by the organization's leader which is exemplary to show the gravity of the bribery activities.*

*The form of question asked by Riza Sarraf was, **" IS HE LIKE MINDED WITH ME"** in an attempt to determine whether he was inclined for financial gains. Because in a different meeting with Ruchan Bayar about bribing the Chinese bank officials the following conversation passed between the aforementioned individuals (TK:1936434637 - 02/19/2013 18:44) Riza Sarraf: "(have) you met with the manager yourself", Ruchan Bayar: “I have”, Riza Sarraf: **"IS HE LIKE MINDED?"**, Ruchan Bayar: **"HE IS"** Riza Sarraf: **"feed him, feed him, feed him, did you grease his hands?"**, Ruchan Bayar: “yea, we greased **the hands of the individual who introduced us**”, Riza Sarraf: **"you know that no one would do (work) without having his hands greased"**, Ruchan Bayar: “Yeah, but when you grease them too much, then they get wild brother, then the business that could get done, doesn't happen”. This shows that the expression “like-minded” is used for the individuals who are inclined to receive bribery. Thus, the above conversation shows that Reza Sarraf intended to establish a material benefits relationship with Muammer Guler before he met him in person.*

*The speech where they say, **"the business is low"** **"HE CAN MAKE CONNECTIONS IN CHINA "** and **" SO, INTERIOR MINISTER, YOU CAN TAKE CARE OF MY BROTHER'S CITIZENSHIP ISSUE"** corresponds to the details in the actions section which are acts expected to be done in compensation for the bribes. In order to resolve the difficulties they've faced by the Chinese banks for the frontal transactions, a Reference Letter was prepared on behalf of Muammer Guler and Riza Sarraf's older brother who is one of the managers of the organization Mohammed ZARRAB has been given Turkish Citizenship through exceptional ways. In summary, this conversation that took place shortly after Muammer Guler became a minister, the codes of the bribery relationship that Riza Sarraf was to develop with Muammer Guler can be clearly seen.*

*In continuation, TK:2022248889 - 04/05/2013 4:57 p.m. Riza Sarraf – Yasar Akturk conversation: Yasar Akturk: “the guy was going to Ankara, he got on right now, if it's possible, he's expecting you tomorrow, sir. Let me tell him, he's working tomorrow, he's working right now as well as the office **he's waiting for you, but speak to Baris...Baris has left now, he's in the airplane, he'll land in an hour**”, Riza Sarraf: "tomorrow or the next day?", Yasar Akturk: **"they're both waiting for you at his station ...let's inform him, whatever time you're available ...I spoke to him later, you understand, how shall I put this, I'm handling you with kids' gloves, anyway, go take care of your business."***

It is understood from the conversation that Yasar Akturk got in touch with Muammer Guler and his son Baris Guler and became the intermediary to introduce them to one another.

TK:2022739672 - 4/5/2013 8:35 PM Yasar Akturk – Riza Sarraf conversation;

*Yasar Akturk: “on Sunday afternoon 12, after 12 they're expecting you, at 12, you have Baris's phone number, right? ... **I have Baris' phone number, I'm calling Baris right now**”, Riza Sarraf:*

“okay, when I get up on Sunday, uh, I'll get on the plane, I'm flying with my own plane anyway”, Yasar Akturk: “I talked to him, he came and I spoke to him ...okay, you tell him later **TALK TO HIM ABOUT EVERYTHING.**”

It is understood from the conversation that, when Yasar Akturk said "TALK TO HIM ABOUT EVERYTHING" and in the previous conversation when he said "I'M HANDLING YOU WITH KIDS' GLOVES...GO TAKE CARE OF YOUR BUSINESS", indicates that he intermediated in Riza Sarraf's meeting with Muammer Guler for certain transactions and requests.

TK:2025424048 - 4/7/2013 12:47 p.m. Baris Guler – Riza Sarraf conversation;

Riza Sarraf: “I'm here, uh ...I mean **I can be at the his station at about one thirty** but however you wish me to do”, Baris Guler: "okay, okay, will do, it'd be fine if it's at one thirty, okay, I'm telling the friends then."

TK:2025438958 - 4/7/2013 12:56 p.m Yasar Akturk – Riza Sarraf conversation;

Riza Sarraf: "I'm in Ankara now uncle Yasar... I said at 1 thirty, it was at 2 but I got it for 1 thirty",

Yasar Akturk: "okay dear, please give my regards and respects."

It is understood from the conversations that Riza Sarraf was going to be at Muammer Guler's office at 1:30 p.m. and that Baris Guler would be in that meeting.

Immediately after this initial meeting between Riza Sarraf, Muammer Guler and Baris Guler:

TK:2025584363 - 4/7/2013 2:26 p.m. Riza Sarraf – Yasar Akturk conversation:

Yasar Akturk: “**how did it go? was it good?**”, Riza Sarraf: “thank you, it was very good, he sent his regards”, Yasar Akturk: “thank you”, Riza Sarraf: “**THEY SAID TO MAKE IT 1 AND A HALF** ... I have a bit of a problem, I'm requesting that from you if possible, I told him, your wish is my command”, Yasar Akturk: “very good, when Nese comes here **we'll talk private**”, Riza Sarraf: “Yes, I mean he was very happy, let me tell you”, Yasar Akturk: "of course, of course, of course... he's been my friend for 30 years, I can't begin to tell you."

*It can derived from the conversation that Riza Sarraf's initial face to face meeting with Muammer Guler (first meeting) went very well, (it was clearly understood from the other conversations that he was going to make demands), that it was also well understood that **MUAMMER GULER ASKED FOR \$1,500,000.00 (One and a half million Dollars)**. With that (information) Yasar Akturk suggested a private, face-to-face meeting instead of a phone conversation.*

When we examine the actions within the subject matter talks and -as it's recounted in the actions section- along with this initial meeting, the bribery relationship between Riza SARRAF and Muammer GULER has started; it's based on the agreement (they've reached) during their face-to-face meeting.

Along with the financial gains to be provided to Muammer GULER, an agreement has been reached that Baris GULER would be the intermediary to this agreement and to the bribery agreement under the title of "Consultant". So, as it will be explained in the following actions, Baris GULER will be organizing (make it continue) the intermediary actions between Riza SARRAF and his father Muammer GULER as well as receive monetary gains from Riza SARRAF due to this relationship.

Upon this agreement, Riza SARRAF started researching what kinds of work he could get the Interior Ministry resolve for him. Such as:

TK:2033258429 - 4/11/2013 2:00 PM Riza Sarraf – Mustafa Kose conversation:

Riza Sarraf: “**YOU KNOW THOSE EMERGENCY TRIPS WE HAVE TO TAKE, DON'T YOU THINK ALL MY PROBLEMS WOULD BE RESOLVED IF I WERE TO GET A**

POLICE OFFICER ASSIGNED TO ME AS PROTECTION?”, Mustafa Kose: “if you can get that, if you can get that, it would be resolved”, Riza Sarraf: “well, what would be the conditions and justifications for this and who would approve this and give authorization?”, Mustafa Kose: “**YOU NEED TO RESOLVE IT WITH THE MR. MINISTER**”, Riza Sarraf: “alright, okay, meaning, if he was to ask for it tomorrow would it work?”, Mustafa Kose: "hundred percent", Riza Sarraf: “**T'LL TELL MR. MINISTER MYSELF** tell him that I have exports, commerce etcetera, risky business, we're afraid, you know ... after that, I'll be going to the protocols **WE LOSE TIME IN TRAFFIC** like this”, Mustafa Kose: “**I think you shouldn't even bring up the traffic, because traffic is only the appetizer**”, Riza Sarraf: “alright, would it work if he wanted?”, Mustafa Kose: “it would work if he wanted it, but it won't be possible any other way”, Riza Sarraf: “**T'LL REQUEST IT OF THE MR. MINISTER** ... I'll first talk to Mr. Minister, then I'd visit our **honorable governor here**”, Mustafa Kose: “when you tell Mr. Minister, he would tell both the governor as well as the Police Chief, he'd tell them and they would evaluate and I think they'd give one ... **it would happen with Mr. Minister's orders, he's just signing it**”, Riza Sarraf: “**you know the highway patrol would detour, and stop, this and that hassle, can they go from anywhere ... I mean EMERGENCY LANE, THIS THAT OR THE OTHER, CAN THEY GO EVERYWHERE then**”, Mustafa Kose: "yeah, of course they can, they're cops in the end, is there any place that police can't go?", Riza Sarraf: “do we become something official when that's present with us ...when he's with us?”, Mustafa Kose: “well of course, exactly, you'd be official but you must definitely speak with Mr. Minister, if you don't talk to Mr. Minister, this wouldn't work”, Riza Sarraf: “**no, of course I'm gonna talk to Mr. Minister, there are no problems with me talking to him.**”

It is understood from the conversation that Riza Sarraf started researching what else he could request from Interior Minister Muammer Guler (other than citizenship and connections with China), within this context he planned on requesting POLICE BODYGUARD and RIGHT TO USE THE EMERGENCY LANE. After this conversation, Riza SARRAF went to Ankara to Zafer CAGLAYAN's son's wedding and had a meeting with Muammer GULER once again and it is understood from the below conversation that he talked to him about getting the Police Officer Bodyguard and Utilizing the Emergency Lane.

TK:2035976907 - 4/12/2013 7:38 p.m. Riza Sarraf – Baris Guler conversation;

Riza Sarraf: "I'm in Ankara... are we going back together in the evening?", Baris Guler: "of course, of course, of course."

It is understood from the conversation that Riza SARRAF and Baris GULER would travel together to come to Istanbul.

PHYSICAL SURVEILLANCE WORKS

Upon discovering through the audio/electronic surveillance works; on 4/12/2013 at: 11:55 p.m. Riza SARRAF and Baris GULER would come to Istanbul Ataturk Airport with a private jet and they would be landing to the Civil Aviation section;

On 4/12/2013 at around 11:45 p.m. the physical surveillance works has started at the Ataturk Airport Civil Aviation section located in the Bakirkoy District. On 04/13/2013 at around 12:13 a.m. **it has been observed that the individuals named Riza SARRAF and Baris GULER have arrived** through the passenger side.

[PAGES OMITTED]

EXHIBIT H

Reza Zarrab Secretly Donated Almost \$5m To Emine Erdoğan's Togem-Der

A bail application for Reza Zarrab, a Turkish-Iranian businessman in US jail awaiting charges of evading sanctions, has revealed he donated \$4.65m to Emine Erdoğan's Togem-Der, despite not being listed anywhere on their website as a benefactor.

May 20, 2016, 12:41



Reza Zarrab's bail application reveals that since 2013 he has donated \$4,650,000 to Togem-Der, a Turkish non-profit organization founded by the first lady Emine Erdoğan; however, he is not named on the benefactor list given on their website.

On Wednesday (May 18), the lawyer of Zarrab — a Turkish-Iranian businessman who is jailed in the US on charges of conspiring to evade economic sanctions against Iran — proposed his client be released on bail with a \$50 million bond and strict conditions to ensure he would not escape.

In Zarrab's bail application letter, the lawyer wrote, "In Turkey, he is a respected businessman who is devoted to his family and philanthropic causes," and gave details of

the important charitable causes he supports. To prove this, he gave details of Zarrab's charitable contributions totaling in excess of \$5 million, mostly to Togem-Der.

Togem-Der is a Turkish non-profit organization focusing on early detection and education for the mentally disabled, tuition support for low-income families, vocational programs and general assistance to the poor.

President Recep Tayyip Erdoğan's spouse, Emine Erdoğan, was the founder of the organization and their daughters, Sümeyye Erdoğan and Esra Albayrak, are among the benefactors. Beyhan Nilser Bağış, an executive board member of Togem-Der is the wife of Egemen Bağış, a former minister that resigned after the 2013 corruption scandal, which Zarrab was at the center of. It was alleged Zarrab bribed ministers — for citizenship for his family members and trade help from banks, among other things — and Erdoğan's son, Bilal.

The bail application letter also said Zarrab's philanthropic activities had started at a conference he attended in İstanbul in 2012, which was sponsored by Togem-Der. It said, "As the young father of a one-year-old daughter, Mr. Zarrab was touched by the organization's work, and driven by his general concern for the underprivileged".

After attending the Togem-Der conference, Zarrab began providing financial assistance to the organization on a monthly basis, asserted his lawyer. "His financial contributions to Togem-Der alone totaled approximately \$850,000 in 2013, approximately \$1 million in 2014, and approximately \$2.3 million to date in 2016".

President Erdoğan described Zarrab as a "philanthropist" after the charges against him and those linked to government were dropped following the corruption scandal in 2013.

Was Davutoğlu Replaced For Not Paying Reza Zarrab's \$2.7B Debt To Iran?

EXHIBIT I



TOPLUMSAL GELİŞİM MERKEZİ
EĞİTİM VE SOSYAL DAYANIŞMA
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Nevin YAKUBOĞLU
Pelin EMİROĞLU
Asuman GÜRELİ
Beyhan Nilser BAĞIŞ

Başkan
Başkan Yardımcısı
Sekreter
Sayman
Asil üye

Aynur AKBALIK
Aysel DOĞAN
Hatice Seher AYDINLAR
Nur Ala ALIŞ
Zehra BÜYÜKEKŞİ

Yedek üye
Yedek üye
Yedek üye
Yedek üye
Yedek üye

DENETİM KURULU ASİL VE YEDEK ÜYELİKLER

Rukiye Zeynep ÖZTÜRK
Ebru ÖZDEMİR KIŞLALI
Yasemin SOLMAZ

Denetim kurulu başkanı
Asil üye
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