

DIRECTORY OF EVIDENCE DOCUMENTS

Ferrari VIN #0799GT: 1991 - 1999

June, 2009

1. Mr. Friedli's note regarding his negotiations with Mr. Giudice and Mr. Gianni Meninno in German and Spanish (Spanish version: 12 November 1991 / German version with fax date: 19 March 1992) **attachment 1**
2. Mr. Friedli's note concerning his problems and negotiations with Mr. Meninno and Attorney Juan Ramirez, August 29, 1991 **attachment 2**
3. Insurance policy (and bill) of the carrier "Somatra", CH-3001 Bern, dated 7 August 1991 **attachment 3**
4. Bill of lading "Somatra AG", Bernhard Friedli / Kelvin J. Fisher, August 28, 1991 **attachment 4**
5. "Certificate of Insurance for car only", regarding Ferraris VIN 1893GT, 0799GT, 365GT13811, 2925GTE, issued by the carrier "Somatra AG", Bern, Switzerland, July 26, 1991 **attachment 5**
6. Three Swiss registration certificates, Ferrari 1893GT, 2925GTE, 365GT13811 **attachment 6**
7. Pro forma invoice regarding all four Ferraris, signed by Mr. Friedli on July 23, 1991, declaring a price below market value for Ferrari VIN 0799: USD 180,000 instead of approximately USD 1.15 million **attachment 7**
8. File note of Attorney Marc Stucki on 21 August 1991 **attachment 8**
9. Letter of Attorney Torrabadella to Mr. Kelvin Fisher, dated 16 August 1991, instructing the latter not to move the cars **attachment 9**
10. Fax message of Mr. Bernhard Friedli to Mr. Kelvin Fisher, dated 21 August 1991, instructing the latter not to dispose any of Mr. Friedli's cars **attachment 10**
11. Letter / fax message from Mr. Kelvin Fisher / Attorney Jaime Torrabadella, dated 21 August 1991, claiming that the former would be allowed to sell the cars to anyone and not just to Mr. Giudice **attachment 11**
12. Letter (registered mail) of Attorney Torrabadella to Mr. Kelvin Fisher, dated 21 August 1991, instructing the latter not to move the cars. **attachment 12**

13. Fax message of Attorney Torrabadella to Mr. Kelvin Fisher, dated 21. August 1991, instructing the latter not to move the cars. **attachment 13**
14. Criminal complaint of Attorney Torrabadella, filed against Mr. Kelvin Fisher and Motorauto Marbella at the commissariat of Marbella, dated 28 August 1991 (including summon of 23 August 1991 written by Attorney Torrabadella) **attachment 14 and 14a**
15. Fax message from Attorney Torrabadella to Attorney Stucki and Dr. Bratschi (in French) on 29 August 1991 mentioning the missing confidence in Mr. Kelvin Fisher and the obvious insurance problems **attachment 15**
16. Fax message from Attorney Torrabadella to Attorney Juan Ramirez (representing Mr. Kelvin Fisher) on 6 September 1991 complaining about the illegal retention of the cars and about the manipulation regarding the car values **attachment 16**
17. Fax message of Attorney Diego Jimenez Balboteo (also representing Mr. Kelvin Fisher) to Attorney Torrabadella on 6 September 1991 **attachment 17**
18. Fax message of Attorney Torrabadella to Attorney Diego Jimenez Balboteo (representing Mr. Kelvin Fisher) on 8 September 1991 **attachment 18**
19. Statement of Mr. Fisher at the Notary Public on 22 August 1991 **attachment 19**
20. Fax message from Attorney Torrabadella to Mr. Kelvin Fisher, warning the latter, on 27 August 1991 **attachment 20**
21. Letter from Mr. Kelvin Fisher to Attorney Torrabadella on 28 August 1991 **attachment 21**
22. Statement of Attorney Torrabadella at the Notary Public on 30 August 1991 **attachment 22**
23. Letter from Attorney Dr. Peter Bratschi (representing Mr. Friedli) to the Italian Vice Consul in Malaga/Spain on 12 September 1991 **attachment 23**
24. Letter from the Italian Vice-Consul to Attorney Dr. Peter Bratschi on 23 September 1991 (in Italian) **attachment 24**
25. Judge Order, Instruction Judge No. 2 from Marbella, 23 October 1991, instructing the deposit and sealing of all four Ferrari cars at the official Mercedes garage at San Pedro de Alcantara, Marbella/Spain **attachment 25**
26. Fax message from Attorney Javier Febregat (Madrid) to Dr. Peter Bratschi (Berne, Switzerland), both representing Mr. Friedli, dated 23 October 1991, informing about the judge's order of 23 October 1991 **attachment 26**

27. Notarized expertise regarding the real value of the cars, "Graber Automobile AG, Wichtrach, Switzerland, dated 11 December 1991 (legalized by notary Martin Ruefenacht) **attachment 27**
28. Letter from Mr. B. Friedli to Attorney Torrabadella, dated 12 September 1991, sending him the copy of the Ferrari Swiss registration documents and informing the latter, that the original Swiss registration documents are in the hands of Mr. Kelvin Fisher **attachment 28**
29. Translated (erroneous) statement of Attorney Diego Jimenez, (cousin of Attorney Juan Ramirez who is representing Mr. Kelvin Fisher), dated 20 September 1991. Attorney Jimenez claims that Motorauto Marbella would be the owner of the four Ferraris and that the agreed price would be USD 350'000 **attachment 29**
30. Fax message from Attorney Torrabadella to Dr. Bratschi and Mr. Stucki (in Berne/Switzerland), all of them representing Mr. Friedli's interests, dated 24 September 1991, explaining the erroneous statements of Attorney Diego Jimenez **attachment 30**
31. Declaration of Mr. Friedli to the Instruction Judge No. 2, Marbella, 26 September 1991 **attachment 31**
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- 38a. Fax message from Attorney Vicente Ortiz Alvarez to Attorney Marc Stucki, dated 12 March **attachment 38a**

39. Fax message of Attorney Vicente Ortiz Alvarez (representing Mr. Friedli) to Attorney Marc Stucki, informing about the new court hearings (dated 5 March 1992) **attachment 39**
40. Letter from Attorney Marc Stucki to Attorney Vicente Ortiz Alvarez (representing Mr. Friedli), dated 20 March 1992 **Attachment 40**
- 40a. Fax message from Attorney Vicente Ortiz Alvarez to Attorney Marc Stucki, dated 12. April 1992, referring to the letter of Marc Stucki from 20. March 1992 (and answering his questions) **attachment 40a**
41. Confirmation of the head of the Tax Authority (Mr. H. Zuercher) of the Canton Berne, Switzerland, dated 5 Mai 1992, stating that the correct value of all four Ferraris was fixed at ca. CHF 2,000,000. The confirmation was legalized by the Chancellery of the Canton Berne on 6 May 1992. The confirmation was also translated into Spanish **attachment 41**
42. Fax message from Attorney Stucki to Attorney Rafael Cortabarría (partner of Attorney Torrabadella) dated 6 May 1992 commenting the real value of the cars **attachment 42**
43. Fax message from Attorney Jaime Torrabadella to Attorney Dr. Bratschi, 22 April 1992 **attachment 43**
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45. Fax message from Attorney Dr. Peter Bratschi to Attorney Rafael Cortabarría on 6 Mai 1992 **attachment 45**
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47. Fax message from Attorney J. Torrabadella to Mr. Friedli, 3. November 1992 (in French) **attachment 47**
- 47a. Letter from Mr. Friedli to Attorney Torrabadella, 29. October 1992 **attachment 47a**
48. Fax message from Attorney J. Torrabadella to Mr. Friedli, 3 November 1992 (in French) **attachment 48**
49. Fax message from Attorney Marc Stucki to Attorney Rafael Cortabarría, 3 November 1992 (in English) **attachment 49**
50. Fax message from Attorney Marc Stucki to Attorney Rafael Cortabarría, 3 November 1992 (in English) **attachment 50**
51. Fax message from Attorney Marc Stucki to Attorney Rafael Cortabarría, 3 November 1992 (in English) **attachment 51**

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53. Statement and request of the Prosecuting Attorney to the Investigation Judge No. 2 of Marbella, 28 January 1993 **attachment 53**
54. Court order, Investigative Judge No. 2 of Marbella, Spain, 20 March 1993 **attachment 54**
55. Court order, Investigative Judge No. 2 of Marbella, Spain, 20 March 1993 **attachment 55**
56. Urgent fax message from Attorney Marc Stucki to Attorney R. Cortabarría and F. Febregat, 23 March 1993 **attachment 56**
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58. Fax message from Attorney R. Cortabarría to Attorney Marc Stucki, explaining the judge order and the legal situation, 25 March 1993 **attachment 58**
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60. Letter from Attorney Marc Stucki to Attorney Dr. Thomas Ruoss, 5 May 1993 **attachment 60**
- 60a. Application of Attorney Jose Luis Sanz Arribas to the Court of First Instance of Marbella, on 28. April 1993 **attachment 60a**
61. Judge order of 17 May 1993, Marbella Court, ordering the exhibition of the four Ferrari cars to Mr. Friedli and ordering a bank guarantee of 12 millions Pesetas (= USD 97'920) **attachment 61**
62. Fax message from Attorney Torradabella to Mr. Friedli, 9 June 1993, informing about the judgment of 17 May 1993 **attachment 62**
63. Fax message from Attorney Torradabella to Attorney Marc Stucki, 9 June 1993, informing about the judgment of 17 May 1993 and about the bank guarantee to be provided and warning of the danger of Attorney Juan Ramirez, even though he was in prison **attachment 63**
64. Fax message from Attorney Dr. Bratschi to Swiss Bank Union, on 11 June 1993, referring to a phone call and asking for the discussed bank guarantee in accordance to the Spanish form **attachment 64**
65. Spanish form regarding the bank guarantee (provided by Attorney Torradabella on 10 June 1993 by fax) **attachment 65**

66. Fax message from Attorney Dr. Bratschi to Attorney Torradabella, **attachment 66**
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67. Fax message from Attorney Marc Stucki to Attorney Torradabella, **attachment 67**
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- 67a. Criminal complaint, Police Commissariat of Marbella, 21 July 1993 **attachment 67a**
68. Fax message from Attorney Torradabella to Attorney Marc Stucki, **attachment 68**
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69. Fax message from Attorney Marc Stucki to Attorney J.P. Concalves **attachment 69**
Comes, 11 August 1993, asking him to represent the interests of Mr.
Friedli in Portugal
70. Letter from Attorney Marc Stucki to Ambassador Erich Lang, Swiss **attachment 70**
Embassy in Portugal, 11 August 1993, informing the latter about Mr.
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71. Letter of Attorney Marc Stucki to Attorney Dr. Ruoss (representing **attachment 71**
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72. Letter of Attorney Marc Stucki to Attorney Torradabella, 12 August **attachment 72**
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73. Letter from the Swiss Embassy in Portugal to Attorney Marc Stucki, **attachment 73**
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74. Fax message from Attorney Marc Stucki to Attorney Torradabella, **attachment 74**
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75. Fax message from Attorney Marc Stucki to Attorney Dr. José Sales, **attachment 75**
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- 75a. Minutes of the interrogation of Mr. Kelvin John Fisher by the **attachment 75a**
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76. Letter from Attorney José Sales to Attorney Marc Stucki on **attachment 76**
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77. Fax message from Attorney M. Stucki to Attorney J. Sales, **attachment 77**
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78. Fax message from Attorney M. Stucki to Attorney J. Sales, **attachment 78**
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79. Letter from Attorney José Sales to Attorney Marc Stucki on 7 March 1994 **attachment 79**
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82. Fax message from Attorney Peter Keller (replacing Mr. Stucki) to Attorney J. Sales, 30 November 1994 **attachment 82**
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87. Fax message from Attorney Peter Keller to Attorney Peter Briger (New York), dated on 11. Mai 1995 **attachment 87**
88. Fax message from Attorney Peter Briger (New York) to Attorney Peter Keller, dated on 23. Mai 1995 **attachment 88**
89. Fax message of Attorney Fernando Antunez from 23. June 1995 to Mr. Bernhard Friedli, including the interrogatin of Mr. Pedor Maneul Poiares by the Portuguese Police on 28. March 1994 (original Portuguese document + Spanish translation) **attachment 89**
90. Report of the Portuguese Police, elaborated by Inspector Alfredo Esberard and Agent Filipe Cardia on 14./18. July 1994, as response to the letters rogatory of the Marbellan Police **attachment 90**
91. Letter from Mr. Friedli to Attorney Torrabadella (in French), dated on 24. July 1995 **attachment 91**
92. Letter from Attorney Jaime Torrabadella (Interloi S.L.) to Mr. Friedli, 4. March 1996 **attachment 92**
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94. Fax message from Attorney Peter Keller to Attorney Sanz Marquez, dated on 10. July 1996 **attachment 94**

95. Fax message from Attorney Dr. Peter Bratschi to Attorney Sanz Marquez, dated on 15. August 1997 **attachment 95**
96. Fax message from Attorney Lukas Wyss (representing Dr. Bratschi) to Attorney Sanz Arribas, 26. June 1998 **attachment 96**
97. Fax message from Attorney Sanz Arribas to Attorney Dr. Peter Bratschi, 1. July 1998 **attachment 97**
98. Fax message from Attorney Lukas Wyss (representing Dr. Bratschi) to Attorney Sanz Arribas, 6. July 1998 **attachment 98**
99. Fax message from Attorney Sanz Marquez to Attorney Dr. Peter Bratschi, 20. July 1998 **attachment 99**
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