

THE SHIFT NEWS

**Mosta MST 1060
Republic of Malta**

Hand-deliver: Caroline Muscat; Camilla Appelgren

via e-mail – info@theshiftnews.com

In Zagreb, March 17th. 2020

Our tag: SH-3383.4

**SUBJECT: OACM- WHITE FLAG INTERNATIONAL;
Reprimand and call for a peaceful settlement of the dispute; is being delivered**

Dear Mrs. Muscat and Appelgren,

We are addressing you as a proxy to Mr. Kristijan Curović, 2 28 Street, Krapanj, Šibenik, Croatia, In that regard we provide you with duly completed powers of attorney for representation.

Annex: Powers of attorney to represent

As you are aware, as part of its White Flag International organization, our client has provided plastic beach cleaning services and consequently certification of beaches in Malta by awarding a white flag, which has resulted in numerous lucrative contracts with Malta authorities, and with private corporations - in this particular case, gaming companies that wanted to promote and sponsor beach cleaning by our party.

During our client's work on the systematic coast cleaning of Your country, on promoting Your country as the first country of the world completely clear of plastics, which would certainly lead to the improvement of the overall tourism of Your country - Your journalists have made a number of insults, defamations, false and mocking statements at the expense of our client in a whole series of

MB: 1893173, **OIB:** 85281016597, Commercial court in Zagreb, **MBS:** 080508590
ZAGREBAČKA BANKA d.d. IBAN: HR71 2360 0001 1021 6692 7, **SWIFT:** ZABHR2X
PARTNER BANKA d.d. IBAN: HR71 2408 0021 1000 1998 4, **SWIFT:** PAZGHR2X

Lawyers:

SILVIJE HRASTE, silvije.hraste@hraste-partneri.hr
SUZI VITEZICA, suzi.vitezica@hraste-partneri.hr
EMINA RIDZAK, emina.ridzak@hraste-partneri.hr
MARTINA PERENČEVIĆ, martina.perencevic@hraste-partneri.hr
LARA LJUBIČIĆ, lara.ljubicic@hraste-partneri.hr
SANJA KRASNEC, sanja.krasnec@hraste-partneri.hr

Law trainees:

LUCIJA TENŠEK, lucija.tensek@hraste-partneri.hr
DINO RADANOVIĆ, dino.radanovic@hraste-partneri.hr
KRISTINA DŽIGURSKI, kristina.dzigurski@hraste-partneri.hr
TONI MARINAC, toni.marinac@hraste-partneri.hr

articles with the intention of completely destroying the long-created work, reputation and credibility of our client, all from completely unknown motives to our client.

Insulting and untrue allegations were made by your journalists in a total of 15 articles as follows:

- <https://theshiftnews.com/2018/12/06/taxpayers-set-to-fork-out-millions-for-plastic-free-beaches-but-is-it-all-a-scam/> by Caroline Muscat
- <https://theshiftnews.com/2018/12/07/prince-albert-of-monaco-foundation-to-sue-white-flag-organisation/> by Caroline Muscat
- <https://theshiftnews.com/2018/12/09/the-man-with-the-big-white-flag-idea-accused-of-fraud/> by Caroline Muscat
- <https://theshiftnews.com/2018/12/11/white-flag-project-an-elaborate-scam-the-environment-minister-fell-for-pn/> by The Shift Team
- <https://theshiftnews.com/2018/12/12/taxpayers-funded-white-flags-in-gozo/> by Caroline Muscat
- <https://theshiftnews.com/2018/12/15/president-of-white-flag-international-cuts-all-ties-following-scam-revelations/> by Caroline Muscat
- <https://theshiftnews.com/2018/12/19/sponsors-start-to-withdraw-support-of-white-flag-project-amid-concerns/> by Caroline Muscat
- <https://theshiftnews.com/2019/01/04/bianca-jagger-denies-links-with-white-flag-organisation-endorsed-by-malta/> by Caroline Muscat
- <https://theshiftnews.com/2019/01/07/croatian-authorities-suing-the-man-behind-the-white-flag-in-malta/> by Caroline Muscat
- <https://theshiftnews.com/2019/01/11/ocean-ambassador-for-malta-severed-ties-with-white-flag-no-credentials/> by Caroline Muscat
- <https://theshiftnews.com/2019/02/09/herrera-where-is-your-accountability/> by Camilla Appelgren
- <https://theshiftnews.com/2019/08/13/freedom-of-information-request-reveals-e29000-price-tag-for-white-flag-in-gozo/> by Camilla Appelgren
- <https://theshiftnews.com/2019/08/19/the-shifts-investigation-cancels-plans-for-40-white-flags-in-seychelles/> by Camilla Appelgren
- <https://theshiftnews.com/2019/08/26/freedom-of-information-request-on-environment-ministrys-involvement-with-white-flag-rejected/> by Camilla Appelgren
- <https://theshiftnews.com/2019/09/30/igaming-companies-plan-to-sue-white-flag-ask-maltese-government-to-join/> by Caroline Muscat

In the 15 articles cited, a series of offensive and untrue statements were made to our client's account, each of which was cited repeatedly in several different articles, namely:

1. It is a defamatory claim that Kristijan Curavić faces charges of fraud in the Republic of Croatia (facing charges of fraud)

A number of the articles cited above state that our party is facing fraud charges in the Republic of Croatia, which is an entirely false statement.

Not only does our party not face any allegations of fraud, but no other criminal proceedings are initiated against our party either!!

It is quite clear that such false statements can significantly damage the reputation of our party and have already caused fear, discomfort and mistrust in it.

It is every journalist's duty to verify the allegations he makes to the public so as not to cause untrue statements to harm an innocent person, as is the case with our client.

If, when presenting such inaccurate information, the journalists were referring to criminal proceedings against our client in the past and ended by a final court decision, we should mention here that it should have been emphasized in each of the disputed articles, not written in the present tense the process is currently leading. Please also note that none of the above finalized proceedings involved fraud allegations.

2. **The Shift News, trying to muddle our client further, states that Bianca Jagger and Prince Albert II of the Monaco Foundation had nothing to do with the organization of our party and that they denied all ties to the party, but if they just googled those allegations, they would come across photos which unquestionably connect Mrs. Bianca Jagger, as well as Prince Albert himself with our client:**

<http://www.solaris.hr/bianca-jagger-assigned-the-white-flag-award-to-solaris-resort-3/>
<https://www.youtube.com/watch?v=ba5oiIUykw>
<https://story.hr/Video/a49791/Tko-je-sve-sudjelovao-u-najvecoj-akciji-ciscenja-podmorja-u-povijesti.html>

3. **The articles state that the Prince Albert II of Monaco Foundation will bring legal action against our party and its organization for using their logo on their websites.**

The allegations given are incorrect. The Prince Albert II of the Monaco Foundation indeed asked our party to remove their logo from our client's websites, but never planned to initiate any legal proceedings, which they confirmed to our client upon their request.

4. **The articles featured private pictures from our party's Facebook profile, scurrilous allegations that our client "jet sets around the world", etc.**
5. **In conclusion, as Camilla Appelgren herself states in her article (<https://theshiftnews.com/2019/08/19/the-shifts-investigation-cancels-plans-for-40-white-flags-in-seyelles/>) the Seychelles Government has withdrawn plans to implement 40 white flags based on articles posted by The Shift News!!**

So, by presenting various lump-sum, unverified, largely untrue or defamatory claims against our client, you have caused not only great psychological harm to them in the form

of fear and mental anguish, but you also admit significant material damage, which is reflected in the withdrawal of the Government of one country (Seychelles) from negotiations for the implementation of 40 white flags (the cost of one white flag is €29,000), and the cancellation of contracts already concluded with gaming companies in Malta.

Therefore, you caused considerable damage to our client through your articles, which is reflected in the actual damage, as well as in the lost benefit that our client could have had had it not been for your defamatory articles.

As a result, on behalf of our client, we request a primarily public apology to our client in an article published on THE SHIFT NEWS, as well as the correction of all of the foregoing false allegations against our party, and indemnity for the amount of 300.000,00 EUR that you are required to pay within 15 days of receiving this notice on Hraste&partners law firm ltd. account led by Zagrebačka banka d.d., IBAN: HR71 2408 0021 1000 1998 4 , SWIFT: ZABHR2X.

The above-stated amount does not represent actual damage done to our client, which exceeds the amount requested by this notice multiple times.

It is important to note that in case of prompt fulfillment of the above requirements, our client is willing to waive any claims for damages and payment of the amount owed plus the statutory default interest, which he has suffered through your actions, to which he is in any case entitled and authorized to claim it in court proceedings. We also want to inform you that, if you do not comply with the above requirements, our client reserves the right to take all available measures at his disposal to protect his rights with help of his law representatives situated in Malta, including initiating legal proceedings against you with a claim for payment and compensation for the damage suffered, as well as initiating appropriate criminal proceedings. We want to emphasize the fact that taking any legal actions of our client to protect his rights, including the conduct of litigation, would cause additional unnecessary costs and inconvenience for you, which in our opinion should undoubtedly be avoided.

We hope that this letter is a sufficient warning to you, and we invite you to comply with the above requirements and to respond to our requests within 15 days.

If you have any questions regarding the above, feel free to contact us. In case of need for direct telephone communication, I am also available to you personally on the mobile number +385 97 7015 045, as well as on the e-mail: lucija.tensek@hraste-partneri.hr.

I await your immediate response.

With appreciation,

Hraste & Partneri
odvjetničko društvo d.o.o.
Z A G R E B Ribnjak 40

ODVJETNIK
SILVIJE HRASTE
Z A G R E B, Ribnjak br. 40
© Tel.: 4828-060, Fax.: 4921-195

PUNOMOĆ

POWER OF ATTORNEY

Ja/Mi,
Adresa

I/We, KRISTIJAN CUBOVIĆ, 228 STREET,
Address, KRAPANJ, ŠIBENIK, CROATIA

ovlašćujemo

hereby authorize

Silvija Hraste, odvjetnika u
Odvjetničkom društvu
HRASTE & PARTNERI iz
Zagreba, Republika Hrvatska, Ribnjak 40,

Silvije Hraste, attorney in
HRASTE & PARTNERS,
Attorneys at Law, from
Zagreb, Republic of Croatia, Ribnjak 40,

Hraste & Partneri
odvjetničko društvo d.o.o.
Z A G R E B Ribnjak 40

da nas pravno zastupa / brani u postupku koji se
vodi pred

to legally represent/defend us during procedure
before the
THE SHIFT NEWS, Nosta MST 1060, Malta

pod poslovnim brojem

under case number

na tužbu / prijedlog / optužnicu

in the matter of complaint/motion/indictment

protiv

against

radi

in the matter of
REPRIMAND AND CALL FOR PEACEFUL SETTLEMENT

Ovlašćujem/o ga, da me/nas zastupa u
svojim/mojim/našim pravnim poslovima na sudu i
izvan suda, kao i pred svim drugim upravnim
tijelima, te da radi zaštite i ostvarenja mojih/naših
prava i na zakonu osnovanih interesa poduzima sve
pravne radnje i uporabi sva u zakonu predviđena
sredstva, a osobito da podnosi tužbe, prijedloge i
ostale podneske, te da za mene/nas prima novac i
novčane vrijednosti i da o tome izdaje potvrde.

I/We hereby authorize the above indicated person
to represent me/us in all my/our legal matters, at,
and out of the court of law, as well as before other
administrative bodies and to, in order to protect and
effect my/our rights and legal interests, take all
legal actions and exercise all legally accepted
means, especially to file complaints, motions and other
submissions, as well as to take on my/our behalf
money and monetary means and to issue
certificates thereof.

Pristajem da ga u slučaju spriječenosti zamijene
odvjetnici Martina Perenčević, Emina Ridzak, Lara
Ljubičić i Suzi Vitezica, te odvjetnički vježbenici
Toni Marinac i Lucija Tenšek.

The above indicated authorised person may, at all
times, with equal rights be substituted by attorneys
Martina Perenčević, Emina Ridzak, Lara Ljubičić
and Suzi Vitezica, as well as trainees Toni Marinac
and Lucija Tenšek.

Potpis:

Ime i prezime

Signature:

Name

KRISTIJAN CUBOVIĆ