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## **INVESTIGATION TASK FORCE**

**U.N.M.I.K. - Main H.Q.**

**Pristina - Kosovo**

**Tel: 038504604/3192**

**Fax: 038504604/5938**

Case No. 286/04

Pristina, 27<sup>th</sup> October 2004

To: Public Prosecutor's Office in Pristina

From: Karina Hahn - ITF Investigator

Subject: Crime Report

### **1. Introduction**

The Investigation Task Force (ITF) currently investigates in a particular case several procurement cases at Airport Pristina. Those procurements are so-called "Competitive Shopping" tenders in which the procurement officer provides appropriate companies with "Invitation for Quotation" letters. Such a letter contains usually on page 4 "Terms and Conditions" a pre-prepared table sheet including the required items to be supplied by the Company. Each company is supposed to either fill in the table sheet by hand or type a formal letter with a bid. In this case, the "Invitation for Quotation" letters were filled in by hand.

#### 1.1. Involved companies

##### **Vendor 1**

##### **Vendor 2**

##### **Vendor 3**

- No business registration trace found.
- According to KTA-PTK Division, this SIM card was bought among 20 others.
- According to KTA-PTK Division, Vendor 3 is not a subscriber by PTK, neither for mobile nor fixed telephone.

#### **Vendor 4**

- No business registration trace found.
- According to KTA-PTK Division, there is no data.
- According to KTA-PTK Division, Vendor 4 is not a subscriber by PTK, neither for mobile nor fixed telephone.

## **2. Case Background**

ITF has got the suspicion that most likely only one person filled partly and/or completely in the bids from Vendor 1 and Vendor 2 (procurement PIA/SSFS/15-02/2003) and from Vendor 3, Vendor 4 and Vendor 2 (procurement PIA/PFCA/03-06/03).

An initial consultation at a handwriting expert working for the Forensic Unit of UNMIK confirmed the suspicion.

### 2.1. The suspect

#### **Representative of Vendors 1 and 2**

Profession: Electro Engineer

The Representative of Vendors 1 and 2 is Director of Vendor 1 and 51% shareholder of Vendor 2.

## **3. Evidences /Documents for analysis**

### 3.1.

In his/her latest interview dated 14.09.2004 (ANNEX S. 6) The Representative Vendors 1 and 2 stated that it is his/her handwriting and/or signature in the following documents:

- Contract PIA/PFCA/03-06/03 - Cramer Antenna [**signature for Vendor 1 + date below it**] - *ANNEX S. 1*
- Invitation for Quotation of 3.09.2003 for PIA/PFCA/03-06/03 - Cramer Antenna [**all handwriting on page "Terms and Conditions + signature"**] - *ANNEX S. 2*
- Invitation for Quotation of 23.05.2003 for PIA/SSFS/15-02/2003- Supply and Mounting of Sonic System in Fire Station Building [**all handwriting on page "Terms and Conditions + signature"**] - *ANNEX S. 3*

- Invitation for Quotation of 3.03.2003 for PIA/C-FIDS/03-03/03- Cabling of FIDS [all handwriting in the upper table sheet + signature beside Vendor 1 stamp + word "12 month" in the lower table sheet] - ANNEX S. 4

Both interviews of the Representative of Vendors 1 and 2 conducted on 31<sup>st</sup> August 2004 and 14<sup>th</sup> September 2004 had the character of administrative interviews according to Regulation 2003/16 regarding the establishment of ITF. the Representative of Vendors 1 and 2 has not yet been confronted with the allegation and the findings, as that should be done in the frame of a criminal interview after having obtained the official handwriting analysis of the documents in question.

### 3.2.

Examples for the Representative of Vendors 1 and 2's handwriting concerning figures (dates) can also be found at the end of his/her records of interview of 31.08.2004 and 14.09.2004, when Vendors 1 and 2 wrote in the presence of the ITF interviewers the date beside his/her signature:

- Record of Interview S. of 31.08.2004 - ANNEX S. 5
- Record of Interview S. of 14.09.2004 - ANNEX S. 6

### 3.3.

The following documents appear to have the same handwriting. ( especially concerning the figures) in the "Invitation for Quotation" letters, table sheet on page "Terms and Conditions" like the documents filled in by the suspect:

- Invitation for Quotation of 3.06.2003 for PIA/PFCA/03-06/03 from Vendor 3- ANNEX Example 1
- Invitation for Quotation of 3.06.200J for PIA/PFCA/03-06/03 from Vendor 4 - ANNEX Example 2
- Invitation for Quotation of 3.06.2003 for PIA/PFCA/03-06/03 from Vendor 2 – ANNEX Example 3
- Invitation for Quotation of 23.05.2003 for PIA/SSFS/15-02/2003 from Vendor 3 - ANNEX Example 4
- Invitation for Quotation of 23.05.2003 for PIA/SSFS/15-0212003 from Vendor 2 - ANNEX – Example 5

## 4. Specific Observations / Suspicions

### 4.1.

There are indications that **Vendor 4** used the bid from **Vendor 3** as a model. The name Vendor 3 and some figures were most likely deleted with correction fluid, and afterwards a copy of that page used as "original" form Vendor 4 filled in its own figures.

### 4.2.

Parts of the figures in the bid from Vendor 3 (PIA/PFCA/03-06/03) seem to be identical with figures in the bid from Vendor 2 (PIA/SSFS/15-02/2003), as well the little letter "a" in both bids (Vendor 3: in the word "**Germania**", Vendor 2 in the words "**Korea**" and "**Caroll**") is written in a very specific and not really usual way.

4.3

Both bids from Vendor 1 and Vendor 2 (PIA/SSFS/15-02/2003) were obviously written from the same person. Especially the figures "**1, 5, 8**" lead to that suspicion.

4.4.

The bid from Vendor 1 (PIA/SSFS/15-02/2003) shows in the word "**Taiwan**" the same little letter "a" like in the bids (PIA/PFCA/03-06/03) from Vendor 3 in the word "Germania", and in Vendor 2's bid (PIA/SSFS/15-02/2003) in the words "**Korea**" and "**Caroll**".

4.5.

The very specific written figures "**3, 7**" in the bid of Vendor 3 (PIA/PFCA/03-06/03) are identical with the figures "3, 7" below the signature of Vendor 1 representative (most likely The Representative of Vendors 1 and 2) who signed the Cramer Antenna contract with the date 02/07/2003. The same would appear for the figures "**0, 2**" compared with each other in both above-mentioned documents.

4.6.

The specific written figure "7" can also be found in Vendor 3's bid PIA/SSFS/15-02/2003 within the telephone number. There can also be found the figures "**0, 3, 4**" from Vendor 1's bid PIA/PFCA/03-06/03.

4.7.

ITF compared the date "31/08/2004" written by the Representative of Vendors 1 and 2 at the end of the record of his/her interview with figures in the bid of Vendor 3 (PIA/PFCA/03-06/03). The Representative of Vendors 1 and 2's written date "31/0.8/2004" contains also the specific written figures "3, 4" like in Vendor 3's bid.

4.8.

ITF compared the date "31/08/2004" written by the Representative of Vendors 1 and 2 at the end of the record of his/her interview with figures in the other bids for the procurements PIA/PFCA/03-06/03 and PIA/SSFS/15-02/2003. There are obvious similarities, too.

## **5. REQUEST**

5.1

Based on specific observations and indications mentioned in chapter 3, the ITF requests the opening of a criminal case.

5.2.

The ITF requests also a Court Warrant to entitle the Forensic Unit of UNMIK to examine the documents in question to either confirm or disprove that the person who's handwriting appears in the documents **ANNEX S. 1 - ANNEX S. 6** is also the person responsible for the handwritings in the documents **ANNEX Example 1 – ANNEX Example 5**.

5.3.

Given the current status of the investigation it is not possible for the time being to provide more handwriting examples from the suspect, who is not yet aware of the suspicions.

5.4.

Since the listed original documents are not only part of a number of seized documents at Airport Pristina but also evidences, these original documents will be hand-delivered to the Forensic Unit by the Investigator in charge.

**LIST of enclosed photocopies of the evidences**

1. Contract PIA/PFCA103-06/03 - Cramer Antenna, **ANNEX S. 1**
2. Invitation for Quotation of 3.06.2003 for PIA/PFCA/03-06/03 - Cramer Antenna, **ANNEX S. 2**
3. Invitation for Quotation of 23.05.2003 for PIA/SSFS/15-02/2003 - Supply and Mounting of Sonic System in Fire Station Building, **ANNEX S. 3**
4. Invitation for Quotation of 3.03.2003 for PIA/C-FIDS/03-03/03 - Cabling of FIOS, **ANNEX S. 4**
5. Record of Interview S. of 31.08.2004, **ANNEX S. 5**
6. Record of Interview S. of 14.09.2004, **ANNEX S. 6**
7. Invitation for Quotation of 3.06.2003 for PIA/PFCA/03-06/03 from Vendor 3, **ANNEX Example 1**
8. Invitation for Quotation of 3.06.2003 for PIA/PFCA/03-06/03 from Vendor 4, **ANNEX Example 2**
9. Invitation for Quotation of 3.06.2003 for PIA/PFCA/03-06/03 from Vendor 2, **ANNEX Example 3**
10. Invitation for Quotation of 23.05.2003 for PIA/SSFS/15-02/2003 from Vendor 3, **ANNEX Example 4**
11. Invitation for Quotation of 23.05.2003 for PIA/SSFS/15-02/2003 from Vendor 2, **ANNEX Example 5**