

STATEMENT

I, the undersigned Marian TUPY, ID 520814 5745 083, state under oath as follows:

1. I am a white male South African of Slovak descent. I came to South Africa in November 1991. I am a Doctor of Medicine, specialising in Urology. I have my practice at Flora Clinic, room Number Suite 8, East Block. My telephone number +27 11 470 7963
2. On or about the 1st week of January 2008, I was introduced to a certain Mr Radovan Krejcir, at Peter Foukal's house, who lives in Gallo Manor. Radovan was with his wife Katerina.
3. We agreed to meet later at my consulting rooms, at Flora Clinic, where I took the full history of his health. He was at that time 39 years old, he said he had been in Seychelles during 31-07-2005 to 14-04-2007. He said he was treated by Dr Jivan. He said he had a blood in the urine problem. He also said he had an MRI scan of his brain in Seychelles, as he had a problem with his memory.
4. He then said he had been in prison in South Africa from 21 April 2007 for about two and a half months. Before he came to see me, he had availed of a further MRI scan of his brain.
5. He told me that a certain Dr Zednicek, from Prague, could give me more information about his health. He gave me a number, 00420 602 532 222. This doctor was also the Personal Advisor of President Klaus.
6. Klaus was then and is now the President of the Czech Republic.
7. He did not present with any medical problem of note. However, he repeatedly talked about blood in the urine. Many people have traces of blood in the urine, which is often related to lifestyle issues. However, as an urologist, I should say that blood in the urine can have more serious consequences, and cancer should be eliminated. Blood in the urine can also be caused by high blood pressure and Krejcir did present with a blood pressure problem.
8. It was therefore prudent of me to carry out the normal series of tests, details of which are adequately explained in the medical file of Krejcir.

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9. It will be observed that there are two files for Krejcir, as a result of him attending my practice in Trichard, as Krejcir felt comfortable attending both practices.
10. In the beginning, the tests I carried out were all what I would class as normal tests, biopsies and so on. During the same period, I arranged for him to be seen by other specialists, such as a gastroenterologist, psychiatrist and a heart specialist. I sent him to see a psychiatrist, as he appeared to be suffering from manic depressive syndrome, personality disorders, which would have included bouts of hypochondria. This also seemed to be the case for his various girlfriends, whom he would keep referring to me for various minor issues.
11. The initial tests I carried out, did not reveal any serious health problems, however, as he kept complaining and visiting, I carried out more invasive tests. These were also negative of any serious problems.
12. On or about 07th April 2008, Krejcir started talking to me about the possibility of making a false diagnosis, or to create the story of a cancer patient, with regard to him.
13. I should mention that, by this stage, I had been making some enquiries about Krejcir, as I had heard some rumours about him. He, himself had also mentioned to me that he had spent some time in prison. From my enquiries, I ascertained that he was alleged to be either the first or second in command of a mafia-type organisation that was based in Eastern Europe, with its headquarters in Prague. There were also stories about persons that had mysteriously 'disappeared', or been murdered, but no bodies found.
14. Although I had never done anything like this in my life, I was now quite worried that I might become subject to certain unlawful 'pressures' by this man. I won't say that I feared for my life, at this stage, but I did not feel safe either.
15. At no stage did I fully intend to comply with his requests. However, I told him that I would comply and hoped that this would keep him happy. I then intended to drag the thing out as long as I could, in the hope that he would sooner, or later, pack his bags and move on to the next country of adoption. This for me would have been the end of the matter and I would have been able to breathe more easily.
16. He then created the situation that, whenever he had a problem, I was the 'Personal Physician'. I would, for example, get a phone call from an emergency room, and Krejcir, would ask me to speak to a casualty officer about this or that condition that had now

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manifested itself in him. As he was taking up so much of my time, and impinging on my private life, I told him that he would have to pay over and above the normal rates, as he should now consider me in a retainer-ship like position. He had no problem with this and paid me well and paid me regularly.

17. Subsequent to this, I swapped the samples of a person that was known by me to have cancer, with samples of Krejcir, thereby indicating that Krejcir was sick.
18. I was, by about mid 2009, coming to realise that this man was not your average guy in the street and I had witnessed, what I could best describe as psychopathic tendencies. I wanted to be rid of him and his 'problems'. However, I also feared that if I just dropped him, he might do something unexpected.
19. I would sometimes meet with him at the Harbour Restaurant in Bedford Centre. He pointed out to me that he had the owners install bullet proof glass on the corner window and he paid for it. This was because he was afraid that someone might shoot him whilst he was relaxing.
20. In or about June 2009, I made a decision in my mind, to end the matter with him. I had been reading about a certain guy, called Paul O'Sullivan, who was involved in investigating and dealing with high-profile corruption cases and other serious crimes. The reputation he had, was of a person that was straight and could be trusted. This was important to me, as Krejcir often bragged that he could buy anyone he wanted. Indeed there were rumours that he had senior cops in his pocket. There were many people that mentioned about the high-level politicians, cops and prosecutors and that he had paid large bribes to them.
21. I was therefore worried that if I took the matter up with authorities, I would not know who I was dealing with. This could then, obviously, result in severe repercussions for me. I therefore decided to track down and speak to Paul O'Sullivan. I paid someone to arrange a meeting and we met at Krugersdorp airfield and had a drink and a bite to eat.
22. I then broached the subject to him and asked him if we could meet and discuss the matter.
23. We later met in my consulting rooms at Flora Clinic, once or twice. On the second meeting, I put the details of what I was supposed to do on the table and asked him what I should do. He told me that under no circumstances should I comply with Krejcir's

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request, but that I should drag the matter out as long as possible and to revert back to O'Sullivan, in the event that things became difficult for me.

24. I then kept up the appearances with Krejcir, by continuing with the charade. The details of what I actually did, is set out in the medical file itself.
25. At some point during last year, I found that a guy by the name of Mrazek, who was an enemy of Krejcir, was shot dead in the driveway of his home, in the Czech republic. Krejcir subsequently advised me that another mafia colleague of his, by the name of Pitra, is wanted in the Czech Republic for fraud, murder and money laundering, is soon going to arrive in South Africa.
26. I also recall that I met with Krejcir's mother at the OR Tambo airport, in June of 2009. We were having a chat and his mother mentioned to me that Krejcir's wife, Katerina, seemed to be very depressed. She said it would be better to kill her. This sent goose-bumps down my body and made me very scared.
27. Then, in or about January or February of 2009, Krejcir told me that he was having a problem with George Smith, and would have him extradited. This made me realise that Krejcir was able to buy anyone to do anything.
28. I later met a guy called Martin, I do not know his last name. He is from Czech Republic. As I have it, he is used by Krejcir to his dirty work, whatever it may be. For example, on one occasion, Martin was supposed to take some money through to George Smith's wife in Cyprus. However, this time there was a problem, because Martin only gave her half the money and kept the rest for himself. Upon his return, Smith beat Martin up at the Harbour Restaurant.
29. A few weeks later Krejcir himself also beat up Martin at the Harbour Restaurant. I asked Krejcir why he had anything to do with such a low-life person as this Martin. He told me that he was a low-life, but was good for certain jobs.
30. On or about the 18th February 2010, Krejcir came to my rooms. He would often come to my rooms, he would just walk into my rooms and not having made an appointment. This also made me very uncomfortable. He would bring strange people with him, people that were involved in criminal activities. On this particular day, I mentioned to him that the media had linked him to a German guy that had gone missing, by the name of Uwe Gemballa. When I mentioned this to him, he smiled. I then asked him what had

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happened to Gemballa and he then put his hand to his throat and drew his hand across his throat, making a cutting sound with his mouth and then he pointed to his own chest and said 'It was me'. I realised that he is a very dangerous man indeed.

31. In the last week or so, more particularly since the shooting of Lolly Jackson, Krejcir has been at me to hand over the file that indicates that he is dying of cancer. He has been phoning me constantly, several times a day. I wanted to simply shred the file and not to co-operate with him at all, but I called Paul O'Sullivan and he said he would come and see me.
32. I met with O'Sullivan on Thursday night, 2010-05-13 at the Campus in Auckland Park, we then drove to the Johannesburg Country Club, where we discussed the matter. O'Sullivan said I should not make any decisions yet, but that he would speak to someone at the NPA and get back to me. We then met again at my rooms on Saturday 2010-05-15 and I handed O'Sullivan the file of Krejcir, as requested by him.
33. I then met with him today, the 16th May 2010, where I made this statement. It was agreed that he would pass this statement back to the NPA and that I would therefore co-operate with them, by handing the letter to Krejcir, dated 30th April 2010, a copy of which is annexed hereto.
34. I now wish to mention other matters, that O'Sullivan has discussed with me and requested that I include in this statement, as follows:
35. Apart from the medical relationship I have had with Krejcir, I also had some business dealings with him.
36. One thing he wanted to do was to invest in my farm. My farm is down near the border with Lesotho and is about 1,000 hectares in extent. Krejcir bragged that he wanted to invest in the farm, by converting it to a game-farm with accommodation. He also said he would buy the airfield in Ficksburg, which is about 22 kilometres away. Nothing came of this, other than he made a very small deposit of R600,000 towards my farm equipment and running expenses. Long before he made any other investments, this money was used up. The total investment should have been more than forty million, but nothing else materialised. I should mention here, that I did keep two of the cheques that he gave me, in respect of the supposed investment in my farm. These cheques are annexed hereto. I note that one of the cheques is from his own company and signed him. The other cheque is signed by Lolly Jackson and is made out from the account of Teazers in

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Midrand. I do not know where Teazers fit into the picture. The money was due to me by Krejcir. Although I often saw Krejcir and Jackson together, I have no idea what their financial relationship is.

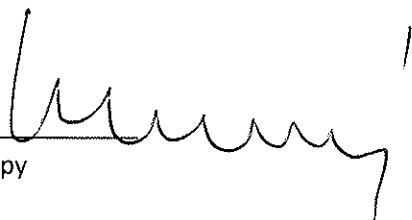
37. He then said he would build an embassy for the Government of Lesotho, if the king would give him a Lesotho passport.
38. He also said he would build a ski-slope near Sani-Pass. The whole project value would be in excess of R120million and would be a big tourism boost for the whole area. He also said he would bring his boat from the Seychelles and put that into the big dam in Lesotho. None of these things came to pass and it quickly became apparent that Krejcir was simply a con-man of enormous proportions. He even had me running up and down and attending meetings with tourism ministers and the like in Lesotho, to no avail.
39. He wanted me to fly a plane up to Zimbabwe and make an illegal landing to pick up some gold. Then upon return to drop the goods off, by parachute, so that when landing at Lanseria, nothing would be found in the plane.
40. There was another project he wanted my help with, relating to gold from Tanzania. I have the details of some guy in my room and will pass these details on. It seems they are involved in illegal smuggling of gold from different countries. Such as Tanzania and Zimbabwe. They are also involved in the black-market of un-cut diamonds. He wanted me to organise a plane, that I would fly myself. George Smith and Cyril Beeka were also involved with him on some un-cut diamonds, although I do not know the full details of it.
41. I own a plane, but my plane is too small to fly so far. He wanted me to fly Cyril Beeka, some top guy from the management of FNB, another guy, who I do not recall and myself. That we would charter the plane and fly to Harare, for the purpose of meeting government officials, to discuss some kind of mining business. I would have just gone along as the co-pilot. He involved me because I know people in aviation.
42. I would sometimes attend meetings with him, at the Vaal River, where he had a house near the barrage and some boats. I would meet with some strange people there and did not know what he was up to. He once asked me if I needed any guns, he offered me R4, Ak anything I wanted. I said I did not need anything. To my knowledge he does not have any licence.

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43. He then told me about a safe he had in the house in the Vaal, where there was a flood and the river came up and flooded part of the property. As a result, people went to dig trenches to relieve the water. Whilst this was going on, he said that the workmen found his storage for guns and they took them and were trying to sell them in that area. When one of the guys was caught by the police, the police wanted to know where they got the guns. The workers then led them back to Krejcir's house at the Vaal River.

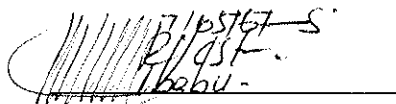
44. The police subsequently came to Krejcir, but Ian Small-Smith defended the matter and made it go away, by saying that the house is not in Krejcir's name, but is in Katerina's name and what need would she have for such guns. Krejcir later told me that he now has an even bigger store for guns and ammunitions. He told me that he has whatever you can think of hidden at that house.

I know and understand the contents of this statement. I have no objection to taking the prescribed oath, which I consider binding on my conscience.

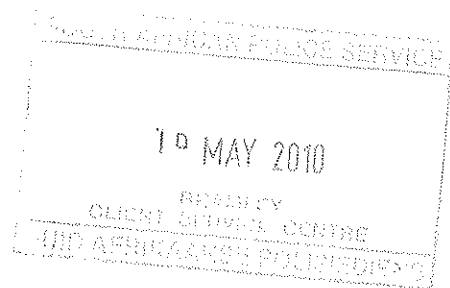


Marian Tupy

Thus done and sworn to this sixteenth day of May 2010 at Johannesburg, the deponent having declared that he knows and understand the contents, that he has no objection to taking the prescribed oath and that he considers the oath to be binding on his conscience.



Commissioner of Oaths



Dr. Marian Tupy – Specialist Urologist
MUDr.BRATISLAVA UROLOGY, SK/RSA

Pr. No: 4602455

Flora Clinic
Suite 8
1st floor, South Block
011-470-7963 Tel
011-470-7977 Fax
tupy@yebo.co.za

P.O. Box 1113
Auckland Park
2006

Secunda Urology Clinic
48 Richter Street
Trichardt
017-638-0727 Tel
017-638-0728 Fax

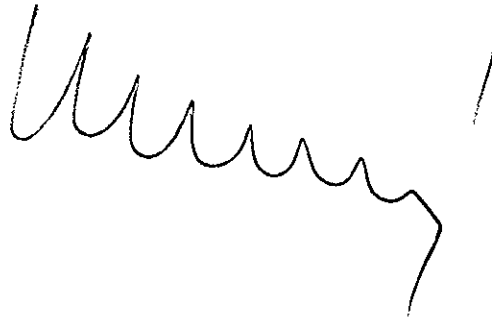
30 April 2010

To Whom It May Concern,

This is to certify that I've been treating Mr Radovan Krejcir for Cancer of the Urinary Bladder since March 2008. Mr Krejcir has, on numerous occasions, been admitted for surgery and radiotherapy. Currently the decision must be made to continue with radiation or to perform a radical cystectomy due to the discovery of positive secondaries. His prognosis is very poor.

Yours Sincerely

Dr Marian Tupy



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Date
Datum 22-02-2010
or Beate
of Toonder

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I.D. No. 520814 5745 08 3



S.A. BURGER/S.A. CITIZEN

VAN SURNAME

TUPY

VOORNAME/FORENAMES

MARIAN

GEBORTEDISTRIK OF-LAND/
DISTRICT OR COUNTRY OF BIRTH

CZECHOSLOVAKIA

GEBORTE DATUM/
DATE OF BIRTH

1952-08-14

DATUM UITGEGEIK
DATE ISSUED

1994-03-29

UITGEGEIK OP GESAG VAN DIE
DIREKTEUR-GENERAAL
BINNELANDSE SAKE

ISSUED BY AUTHORITY OF THE
DIRECTOR-GENERAL:
HOME AFFAIRS



GEREGISTREERDE WOON- EN POSADRES

1. Bewaar die bewys van u GEGISTREERDE WOON- EN POSADRES in hierdie saakke.
2. Indien u van adres verander het, of indien besonderhede van u huidige adres, by. straatnaam en/of -nommer, ens. verander het, moet die vorm KENNISGEWING VAN ADRESVERANDERING, wat in die saakke agter in die identifiseringsdokument is, gebruik word om die verandering aan te meld en moet dit ingedien word by of gepos word aan die naaste streek-/distrikkantoor van die DEPARTEMENT VAN BINNELANDSE SAKE.

REGISTERED RESIDENTIAL AND POSTAL ADDRESS

1. Keep the proof of your REGISTERED RESIDENTIAL AND POSTAL ADDRESS in this pocket.
2. If you have changed your address, or, if particulars of your present address, e.g. name of street and/or street number, etc., have been changed, the NOTICE OF CHANGE OF ADDRESS form in the pocket at the back of the identity document must be used to report the change and must be handed in at or posted to the nearest regional office of the DEPARTMENT OF HOME AFFAIRS.

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