

I, the undersigned, [REDACTED] state under oath as follows:

1

My particulars are known to the State, and I hereby give a sworn statement in connection with the murder of Uwe Gemballa.

2

I wish to start by saying that I have previously given a sworn statement, in connection with this matter. I want to categorically state that the statement I gave back in February 2010, was not truthful in all respects and there was a lot of detail missing. Where that statement is inconsistent with what I am saying here, I will explain the inconsistency by stating that I was brought under extreme mental pressure, not to say anything that would incriminate Radovan Krejcir in the murder of Gemballa. This mental pressure consisted mainly of my feeling that Krejcir was extremely dangerous. Reflecting back, I can now see that I made the right decision not to be open and co-operative with the State. I believe that if I had of co-operated, my life would have been at risk and I may even be dead today, at the hands of one of Krejcir's many criminal associates. Where this statement is contradicted by my previous statement, I wish to emphatically state that this statement I am writing today contains the whole truth and nothing but the truth.

3

I wish to start by setting out how I met with Krejcir and what my involvement with him was. I first met Krejcir in or about October 2009. I was with a friend called Brandt Visagie, and he was in the process of selling some tanzanite stones. I was helping him to find a buyer, as I would then get a commission out of it. We bumped into George Smith, aka Louca, somewhere in Bedfordview. George was known around Bedfordview and I asked him if he knew anyone that might help to sell the stones. Geogre said he would set up a meeting with a buyer by the name of Radovan Krejcir. I had heard of Krejcir and heard he was a billionaire from the Czech Republic.

4

The next day, myself, Brandt, George, Michael Arsiotis and another greek guy whose name I do not know, met with Krejcir at the Harbour Restaurant in the Bedford Centre. He bought a few stones and that was that. A few days later, we went to see him again and he bought a few more. Then I saw Radovan a day or two later at the Harbour and we sat and had a drink. He asked me what I did for a living and we had a general chat. Then he asked me if I could do a couple of small things for him here and there. He said it would be nothing illegal. For example, he asked me if I could help upgrade the power at his house, at 54A Kloof. I knew the right people and arranged it and got about R20,000 in commission from Krejcir for arranging it.

5

It looked like Krejcir need a lot of little things done, but did not have the right resources, so I saw an opportunity to do a few things and make a few bob in the process. Nothing was done illegal, but I had the right local contacts as all his people were foreigners and did not know the right people.

S. M.

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At the time, I was living at 23 Villa Del Sol, which is just across the road from the Harbour, in Kirby Road. In the evenings, I could see Krejcir from my window sitting at the Harbour. Some evenings I would walk across and have a beer and a chat with him. He would tell me about where he was from and where he studied. But he never confided in me about any of his criminal activity. At the time, he came across as a charming and intelligent guy and I was happy to be able to help him out here and there and make a few Rand on the side. We took to each other and the relationship was mutually beneficial. I was able to help him out with odd jobs here and there and was happy with the arrangements. In November, he invited me to his birthday bash at the Harbour, and he put on an extravagant firework display.

7

In fact I later recall a party that took place at the Harbour, which was the 2010/1011 new years eve party. I remember this well, because he took a gun from someone, I think it was Cyril Beeka and he fired a few shots in the air. He first asked a white guy by the name of Richard, who was a body guard of Krejcir, for his gun. Richard refused and as a result Krejcir dismissed him. I had previously worked for Lolly Jackson, at the Midrand Teazers as a manager and knew Lolly well. I subsequently heard that Krejcir had asked Lolly about me, and Lolly had given me a good reference. This improved the relationship between myself and Krejcir. He said something like *'You're not going to work for me, but you'll work for me and make some money on the side'*. I distinctly recall him saying he would be interested in deals involving gold, or anything where people needed financing or loans, or good deals where people had a lucrative deal, but no cash and he would make the deal go through. I can provide proof of some of the deals I brought to him on a speculative basis, but he did not bring to completion. A lot of time would be spent on bringing these deals together, but when it was time to put money on the table, the deals would collapse.

8

I now wish to come to the matter of Uwe Gemballa. I met with Lolly Jackson and Krejcir at the Harbour. It was around the end of January 2010. They told me that I could make a lot of money. Lolly pointed out Krejcir's car, a white Porsche 911 with a Gemballa conversion. They were chatting to me at the same time. The Porsche was parked in Krejcir's parking and we looked at the Gemballa conversion kit. The car looked great and I was impressed with it. I did not even know at that stage that Gemballa was a person. Both Krejcir and Lolly were into their cars in a big way.

9

They asked me if they did these conversions in South Africa would it work, would we make money. I was surprised they were asking me, as they were the car experts, but I agreed that if they did this, there would be a good market for it. Then Radovan told me the guy that did this was a certain Uwe Gemballa. Radovan told me that Marco, who owns a mechanics and body shop in Midrand and works on fancy cars, such as Ferraris and Porsches.

10

They said they wanted to start these Gemballa conversions in South Africa and if I wanted to make some money, I could put the deal together. As far I was concerned at that stage, I would get a share and it would be Radovan, Lolly and myself and I would be running the business. There was no talk

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about premises at that stage. I asked them what they wanted me to do. I can't recall now which of them said it, but they said they wanted me to get hold of Gemballa and speak to him about opening a franchise in South Africa. Gemballa's phone numbers were written on a piece of paper and they gave it to me. It was not Radovan's writing as he had a distinctive style of writing. I don't know if it was Lolly's writing or not. I do not have the piece of paper any more. The piece of paper was given to me by Radovan.

11

About a week before that Radovan bought me a cell phone, known as a Ferrari Virtue. It's a really expensive phone, but I think this one was a fake. I still have that phone and will hand it over. I ran through the plan with them. They wanted me to get him to South Africa, to start a franchise. I said I should first of all get hold of him and see if he was even interested. I phoned Gemballa from my number 072 360 4409 and spoke to his secretary and waited and waited. Before I got speaking to Gemballa, the airtime ran out and I did not speak to him. I was making this call from inside the centre and went back to the Harbour and told Radovan that I had run out of airtime. Radovan said *'Don't buy the airtime, take the new phone I got you and let me call Michael and get you some sim cards.'* I went home and fetched the fancy phone. By the time I got back to the Harbour, Michael Arsiotis was there with an MTN sim card for me, which I put into the phone.

12

Radovan told me to use this sim card for this business, as it was prepaid and I could use it for any other calls as well. I used the card for about a week or two. Later that day, I called Gemballa again, but could not get hold of him. I now know that that sim card belonged to guy that has since gone back to Cyprus. I recall this guys name was Nico and his ID No is 641210 5798 186 I also heard that Radovan manipulated and sold that guys house in Kensington, in Highlands Road. I don't recall his name right now, but will get it and supply this. I think the number on that sim card was either 083 399 4295 or 079 951 2229.

13

That night Krejcir called me and told me to come to the Harbour. I was at Tenielle's parents house in Talisman Road and I went through on my own. When I got there he asked me if I had got hold of Gemballa. I said I could not get him but would try again tomorrow. He said I must get on top of it, as money doesn't sleep. If I wanted to make money I must get things done. The next day I got hold of Gemballa and told him who I was and what I was interested in doing. Gemballa was interested and asked me if I thought there was a market in South Africa for Gemballa conversions. I wish to state at this stage, I really believed that there was going to be such a business and I told Gemballa that I thought there would be a good market for such things. Gemballa told me he wanted my e-mail address, which I gave him, as [REDACTED]@mweb.co.za. I attach hereto, copies of some e-mails that exchanged between us and confirm the authenticity of same by my signature thereon. I should mention at this stage, that I am not too good on a computer and I involved my then girlfriend Tenielle Dippenaar, to assist me in sending the mails back and forth, which she did. She used my computer anyway, so it was easier for her to do it. Although the e-mails came from me, the fact is that Tenielle did them at my request. She was a travel agent and needed a computer.

J Jm

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Discussions went back and forth for a few days. I discussed it all with Radovan and Lolly said that Fourways would probably be the best area, as there was an affluent community in that area. The next step was that Radovan said that I must get the man here, to see the premises and see what we would need to finalise the deals. At this stage, the discussions with Gemballa were going quite well, but there had been no talk of money at this stage. I think it was around about now that Gemballa asked me how much money I had to invest in this project. I said I would have to speak to my investors, as I did not know what sort of money would be needed for something like this. I went back to Radovan and Lolly and told them Gemballa wanted to know what our budget was for this project. They discussed it between themselves and said they could put p about R100million. This got me excited and I felt this was going to be a big thing.

15

Because of Radovan's behaviour and continuous bragging about cash, I thought that R100million would be a drop in the ocean for him. At this stage I was told by Lolly and Radovan, I do not recall now who said what, that I should go back and say we had R100 million. Radovan said, *'When you talk to Gemballa do not be specific about who your investors are. If Gemballa looks into me and sees my background and Lolly being involved in strip clubs, he might not want to do business with us. It would be better if he just comes here and we meet him and he sees who we are.'* I phoned Gemballa again and I told him I was looking forward to doing business and, although we had not yet met, we had become friends at the phone. I told him we would make R100million available, give or take a few million. He said we might require a little more. I said I did not think this would be a problem. I then said that he would obviously have to come here and look at premises. He asked who would take care of his flights. Radovan told me that I should tell Gemballa that 'we' would take care of his flights and accommodation and driver.

16

I told him that my girlfriend was a travel agent and that she would contact him to take care of the flights. Tanielle then took the matter over to arrange for the flights. Then I called him and told him that Tanielle had arranged the flights. He was happy and we were looking forward to his arrival, I do not recall the exact dates now, but something went wrong. He called me the next day and told me that he would have to cancel the flights. He said he would still be coming, but something else had come up, as he had to come to South Africa anyway, but he had to stop and meet someone in Dubai and then to meet with a partner from Angola. I said that I had arranged it and my investors would pay. He was very ethical and said he could not come here, via Dubai, and for a further meeting with someone else and expect me to pay for the flights. He said that if it made me feel better, I could later pay him half of his flights by way of crediting his account. I agreed to this.

17

At some stage, I do not recall when, Gemballa was putting a contract together and needed to get from me an address. I related this to Radovan and he provided me with an address. The address he told me to use was 'Suite 612, South African Diamond Centre, 225 Main Street, Johannesburg. I gave this to Gemballa and this is what he put into the contract.

J Jm

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As it turned out he was then to arrive on the 08<sup>th</sup> February. To the best of my recollection we had arranged for him to arrive on the 10<sup>th</sup> or 11<sup>th</sup>, I do not now recall, but Tenielle would have the correct details. He was also now paying for himself and arranging his own hotels. He said that he would arrive in the evening and would let me know he had arrived and then would meet with me around mid-day the following day. We said we might meet up that evening, if he was not too tired. He said we might meet at the airport. I was expecting to hear from him when he landed. I've communicated to Radovan that he is coming and what time he would arrive.

19

On the evening of his arrival, I was sitting at the Harbour with Radovan. There was about ten guys there that night. I can recall some of the names as follows; Ivan Savov, Michael Arsiotis, Pedro (who worked in the shop) an Egyptian guy, also there was the Greek Cypriot, Nico and his son (who's name I do not know). There were a couple of others but I do not recall who. Maybe Cyril Beeka was also there, but I cannot recall for sure. I should mention at this stage that, the next day, there were four coloured people that came to the Harbour, one short one and quite light in complexion. I distinctly recall that they gave me funny looks. Tenielle was with me and I recall her saying, why are they looking at us like that. I had a very uncomfortable feeling. They were there about an hour and then they left. I believe I would recognise one or two of them if I saw them again, for example in a line up. I believe Pedro would also recognise them as they had been to the shop to meet Michael and Pedro would have seen them there. Pedro's number is 079 049 7832. I believe he would cooperate as he was later fired by Krejcir.

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We were having a few drinks. There was a party atmosphere. As I have it, they were all going to the Grand in Rivonia that night, to continue partying and look at some girls. I was a bit reserved, I did not want to drink too much, in case I was going to meet Gemballa for business discussions. I felt it would have been rude and given the wrong impression to arrive for the first meeting smelling of liquor.

21

At around 20h00 or 21h00 or so, I was expecting Gemballa. I made a call to him, to be polite, to see if he needed anything and he was alright. The first time the phone just rang and the second time as well. I used the Ferrari phone. The third time, the phone went to voice mail. After the first call, which was not answered, I called Tenielle. I told her that his phone wasn't answering and would she mind going to the airport to meet with him and see if he needed anything. She agreed to do this. She took my uncle Dave Safi, with her, as she does not like to drive by night. I continued to try and get hold of Gemballa. By the time she got there, his phone was now off, so I called Tenielle and asked her if she could see a guy that was quite short and had long very blonde hair. She did not see him at all.

22

Radovan was sitting nearby, and I was walking up and down trying to get hold of Gemballa. I then went to Radovan and told Radovan *'The guy has supposedly landed and I can't get hold of him'*. I then told him that I had sent Tenielle there to try and meet him. I did not mention my uncle.

Jm

Radovan was put out, that I had sent [REDACTED] there and told me that Gemballa was a big man and he would be able to look after himself. He said something like *'Why are you doing that, he's able to look after himself'*. I was now confused. Radovan had been pushing me the whole week to get Gemballa here and now he did not want me to meet him. I was still under the impression at this stage that there was a deal to be done. Of course I now know differently. I recall that Arsiotis took Radovan home before going to the Grand, so he could freshen up.

23

We all then went out to the Grand until the early hours of the morning. I tried Gemballa's phone a few more times, but then gave up, as his phone was off. The next day I started calling from pretty early in the morning. I also phoned his offices in Germany to ask if they could get hold of him, or if he had another number. Now I was worried I met Lolly and Radovan at the Harbour and told them I could not get hold of Gemballa. Radovan said something like *'Maybe he's changed his mind and doesn't need someone in South Africa. If he doesn't want to speak to you, don't chase him.'* I still tried to get hold of him anyway. I continuously tried to get hold of him.

24

About two days later, I would say about the 10<sup>th</sup> February 2010, I was telephoned by the police. I could tell from the way they were talking that something was wrong. The police said they wanted to see me. I then went to the Harbour and told Radovan that the police wanted to see me, as Gemballa had gone missing. I was in a panic. Radovan laughed and said *'What did you do, there's nothing you've done you can't be in trouble with the police'*. Then Krejcir called Ian Small Smith and I then explained to Small Smith on the phone and Small Smith asked me what I was worried about. I told him I was worried as the man was missing and the police were calling me. He asked me the names of the cops and I gave it to him. Prior to this, I had already called Nick Xenophon (a friend and lawyer) and Nick said I should go and see the police and just tell them the truth. I did not tell Krejcir that I had spoken to Nick Xenophon.

25

Ten minutes later, Small Smith called me back on my phone and told me to come to his office in Market Street in town, so I went. I sat there and had a chat with the cops. I told the cops that I did not know anything. The man was supposed to meet with me and he didn't and I did not know what was going on. I was as confused as the cops were, but I was very troubled and, since I knew that Small Smith was Krejcir's lawyer I was scared to say anything that might implicate either myself or Krejcir, as I knew it would get right back to him.

26

I went back to Krejcir that evening and met with him and Lolly at the Harbour and told them what had transpired with me and the cops. They said they had no idea what had happened, maybe he had met a woman and run away from his wife. The next day, or the day after, the police picked me up from home and searched my apartment and questioned Nicole, they took me to Diagonal Street, and took my phones. They put me on a voice stress test. They kept me there for about ten hours. Whilst I was there, the guys from Ian Small Smith's office were there. One of these attorneys, I don't recall which one. Said to me *'Don't mention anything about Radovan'*. I said I would have to, as I did not have the money for this sort of business. The lawyer then said *'Keep Radovan out of it, its for*

△ Jm

*your own benefit, you don't need to mention Radovan or Lolly's involvement'*. Now I know something was seriously wrong. In addition, the cops showed me papers on Radovan and details of his overseas criminal activities. I now realised that I had been 'played', but I also knew that if I mentioned the truth to them, I would probably be killed. I had seen all these files from the cops on kidnappings and stuff, I would be in grave danger. It was at this time that I gave a sworn statement, but I deliberately played down Radovan Krejcir and Lolly Jackson's involvement, as I knew that if I showed that they were instrumental in Gemballa coming to South Africa, I would have serious problems.

27

About a week later, Michael Arsiotis came to me and told me that he needed the sim card I had been using, as Radovan wanted to give it to somebody else. I gave it to him, and do not know what happened to it. As I recall he phoned me and asked me to come to the Moneypoint shop and this is where I handed it to him. As previously stated, I still have the actual handset, and it has not been used since and has been kept by me in a box, unused and I will hand this over as soon as possible.

28

After this, I noticed a distinct difference in the behaviour of both Michael Arsiotis and Ivan Savov towards me. I felt that I was now on the outside looking in, instead of being part of the inner circle. After this things went fairly quiet and I was very worried and I decided to cleverly start to create distance between myself and the whole tribe. I started seeing them less, doing less for them. If asked to do something would make excuses, and generally started winding down my relationship, but not in such a way as to cause them to panic.

29

Subsequent to this, Krejcir got me involved with Dr Marian Tupy and asked me to take him to various places, to change statements at the police station and so on. I did not really know what this was about, I just acted as the driver, and I felt that I was being forced to keep an eye on Tupy and make sure he did what Krejcir wanted him to do. I was very apologetic towards Tupy, as he told me was very scared and I suggested that he should try and get out of what he was in. I suggested he just disappear. I distinctly recall one meeting I had with Tupy at a pub near the hospital Flora Clinic. Krejcir sent me to meet Tupy, and tell him that he was to come with me to Fairlands Polcie station, to deny making a certain statement to Paul O'Sullivan. As I understood it he was to open a case and claim that Paul O'Sullivan had intimidated him into making a statement. Whilst I was with him, Krejcir arrived and asked Tupy why did you lie in your statements, why did you make up things and lie about the people that are helping you. Tupy had in his possession copies of statements that he had apparently given to Paul O'Sullivan. I have related these facts in another statement I have given to Brigadier Mobotho.

30



After this, I had heard that Krejcir was telling everyone I was a Sate witness. Obviously this made me nervous. I'm not afraid of Krejcir *per se*, but I feel he could hire people to kill me. I had often heard them talking about Paul O'Sullivan, in derogatory terms. I heard Krejcir say that someone should get rid of O'Sullivan and do everyone a favour. I realised that O'Sullivan was a thorn in their side. I never actually heard him say he would kill O'Sullivan, as he spoke in riddles, but it was clear that that was the outcome he desired.

Jim


Sometime later in the year, in 2010, I would say about October, Gemballa's body was found. Although I had decreased my involvement with these people I was still on the periphery. I can best describe the atmosphere then as 'the shit had really hit the fan'. They scrambled for cover. Certain members of the clique seemed very much worried and on edge. In particular Ivan Savov, became very worried. He was not his normal self. I believe the police searched his house. He was spending a lot of time seeing the Krejcir's lawyers. In view of the atmosphere that had prevailed, I now realised that I had been duped into bringing Gemballa into South Africa and had been murdered as a result. I feel really very bad about this. I also noticed that Jannie the mechanic, (Yiannakis) I believe he is Michael Arsiotis' cousin, his surname is Louca, has become very nervous and in my opinion knows a lot about Gemballa and about dodgy deals with Krejcir.

This is all I can say for now. If anything else comes to mind, I will recall it and write it down.

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.

Thus done and sworn to before me at Johannesburg this 28<sup>th</sup> day of January 2012, 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

Station stamp.





Gemballa e-mails

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Subject: GZA - [REDACTED] - GEMBALLA Importer for South Africa (02-Feb-2010 18:19)  
From: Uwe Gemballa <u.gemballa@gemballa.com>  
To: First name Last name [REDACTED].co.za>, s.dilly@gemballa.com  
Priority: High

Dear [REDACTED]

it was a pleasure to talk to you today and a big + nice surprise that you like so much our products and that you have decided to apply being our Importer in South Africa.

In general I would say we are open doing business with you and it is good that you have a lot of passion and that you are not a standard car dealer.

Our products are luxury products and not just cars ....  
let's say this is a kind of " Rolling Art Work " .

As I have mentioned already during our phone conversation today it will cause a certain big investment to start an importership based on our coinditions.

Just to give you some informations :

We have had in the past a lot of various small dealers selling spoilers, wheels and bits and pieces.

This was +/- ok for a worldwide business but noone could " transfer our image to the real good customers and potential buyers " .

Around 3 years ago we have started to separate ourselves from these small dealers and we did establish strong and powerful Importers in our major countries.

This Importers do have nice and exclusive showrooms to present the GEMBALLA cars made in Germany ( called Production Cars ) and as well the local made GEMBALLA Cars ( produced with our Production Packages ) similar to your own cars. The 3rd range are the GEMBALLA Parts which can be sold to every dealer and customer in South Africa.

Finally we have 3 production ranges

**GEMBALLA Production Cars - strictly made in Germany**

 Jm.

- Avalanche
- GT 650 / 750 AERO 3
- Tornado GTS
- Mistrale GTS
- Mirage GT

### **GEMBALLA Production Packages - for local made GEMBALLA Cars\***

\* These cars have to be strictly produced in your facilities

\* Parts are not allowed to be distributed to 3rd Parties

- GT AERO 3 Packages for Cayenne
- GT EVO Packages for 997 Series
- GT Packages for Cayman ( only Serie 1 )
- GT Packages for Panamera

### **GEMBALLA Parts - for nationwide distribution**

- Wheels
- Limited Aeroparts
- Suspensions
- Brakes
- Exhaust systems
- Steering wheels
- Accessories + more

In order to have a good and luxury representation it is necessary to have at least **3x GEMBALLA Production Cars** in the showroom same as

- **Avalanche** Coupe or Roadster based on 997 Carrera or Turbo
- **Tornado** based on Cayenne Turbo
- **Mistrale** based on Panamera

Our Target Request is a total sale of min 12 Production Cars per year all over South Africa with a min. Order Volume of EUR 75.000,00 per car ( w/o Basic Car )

This Target will increase in year no 2 to around 15 cars and in year no 3 to 20 cars.

The requested turnover per year in Production Packages and Parts will be EUR 350.000,00

for the 1st year increasing to EUR 500.000,00 and 750.000,00 in year 2 and 3

In regards of the local installations we will train you production team 1 - 2 times a year in Germany. They will get a certificate that they are trained and authorized producing GEMBALLA

↗ Jm

Cars with our products delivered from Germany.

We know that South Africa is a good and powerful market. We was active years ago but we never did really find the right partner to establish ourseves and to grow in this market.

We would be more than glad if you would have the right enthusiasm, the thime and the financial power to start this business **right** !!!

You can reach me always under 0049 172 69 88 993 or 999

Office 0049 7152 97 99 010

Email [u@gemballa.com](mailto:u@gemballa.com)

Mobile Email [ug6534@gmail.com](mailto:ug6534@gmail.com)

Skype - skypeug2

I am always available and ready to help you to establish this new market.

Please find some business informations and catalogs for cars and parts in order to start the business.

In case you would be ready shortly we would need around 3 months to produce the production cars as listed above.

This would give you enough time to find a showroom and to open the business in order to start eventually in May 2010 - GEMBALLA South Africa !

Please check my mails and let`s talk today or tomorrow

Regards from Germany and looking forward to start a successful business with you

Uwe Gemballa



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Mit besten Grüßen / Best regards  
Distinti saluti / Saludos / Yoroshiku onegai shimasu

**Uwe Gemballa**  
Management / Export Sales

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Email: [u@gemballa.com](mailto:u@gemballa.com)  
Web: [www.gemballa.com](http://www.gemballa.com)

Sitz der Gesellschaft Leonberg.  
Geschäftsführer: Uwe Gemballa  
HRA 254270, Amtsgericht Stuttgart  
UST-ID-NR.: DE 146 0234 32

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**Original Message**

processed by David.InfoCenter

Subject: From Jerome (02-Feb-2010 16:44)  
From: [First name Last name <\[REDACTED\]>](#)  
To: [u@gemballa.com](mailto:u@gemballa.com)

Dear Mr. Gemballa,

This is my email address and I am looking forward to our future successes.

Regards

[REDACTED]

Handwritten signature or initials.