



EXHIBIT CC 1(e)

**SUBMISSION BY
M WILLIAMS
RE:
R SUNDARAM**



**JUDICIAL COMMISSION OF INQUIRY INTO ALLEGATIONS OF STATE CAPTURE,
CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE**

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BDK ATTORNEYS

OUR REF: Mr. R. C. Krause/mv

YOUR REF: Mr. M. Williams

03 June 2019

The Judicial Commissioner of Enquiry into allegations of State Capture
 2nd Floor, Hillside House
 17 Empire Road
 Parktown
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 2001

PER EMAIL

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FOR THE ATTENTION OF : MR. P. PEDLAR and MS. B. RATSHIKANA

Dear Sir and Madams,

ESTABLISHED 1960

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**IN RE: NOTICE IN TERMS OF RULE 3.3 OF THE RULES OF THE STATE
CAPTURE COMMISSION
OUR CLIENT – MR. MOEGSIEN WILLIAMS**

1. We refer to the above and in particular to your email correspondence of 29 May 2019.
2. We enclose herewith an affidavit deposed to by Mr. Williams in response to the Rule 3.3 Notice given him in respect of the witness, Mr. Rajesh Sundaram.
3. You will notice from the affidavit that Mr Williams does not wish to apply to cross-examine Mr. Sundaram, but that he nevertheless wishes to raise certain factual disputes with the witness.
4. We are confident that the evidence leaders will deal with the matter objectively.

Your acknowledgement and response per return would be appreciated.

Yours faithfully,

MR. R. C. KRAUSE
DIRECTOR

BDK ATTORNEYS
DAVID H BOTHA, DU PLESSIS & KRUGER INC.



ENCLOSURE:

1. Affidavit – Moegsien Williams




IN THE JUDICIAL COMMISSION OF ENQUIRY INTO ALLEGATIONS OF
STATE CAPTURE, CORRUPTION AND FRAUD IN THE PUBLIC SECTOR
INCLUDING ORGANS OF STATE

MOEGSIEN WILLIAMS

Deponent

AFFIDAVIT

I, the undersigned,



MOEGSIEN WILLIAMS

do hereby make oath and state as follows:

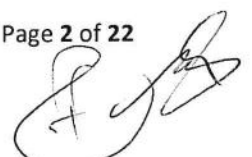
1. I am an adult male South African citizen of full legal capacity and an implicated person served with a notice in terms of the provisions of Rule 3.3 of the Rules Governing the Proceedings of the Commission ("the Rules").
2. I can be contacted through my legal representatives, Messrs. David H. Botha, du Plessis & Kruger Incorporated ("BDK Attorneys"). I am advised that the contact detail of my attorneys, and in particular that of Mr. R C Krause, is known to the Commission.



3. The content of this affidavit is true and correct to the best of my knowledge and belief and fall within my own personal knowledge, save where I state to the contrary or where such appear from the context hereof.

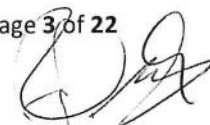
PURPOSE

4. The purpose of this affidavit is to deal with a notice ("the notice") received from the Commission, and a true copy whereof is hereunto annexed as annexure **MW1**, for ease of reference.
5. I propose to deal with the notice, and the facts underpinning such notice, as follows:
- 5.1. The service of the notice;
 - 5.2. The assertion of my rights in terms of the Rules Governing the Proceedings of the Commission;
 - 5.3. A brief personal background;
 - 5.4. A brief introduction in respect of the allegations made;
 - 5.5. A response to the allegations itself; and
 - 5.6. Conclusion.



SERVICE OF THE NOTICE

6. I am prejudiced in complying with the Rules of the Commission and, in particular, dealing with the evidence of the witness, Mr. Rajesh Sundaram ("Sundaram") in respect of whom I received the notice by virtue of the fact that, on 15 May 2019, I received a message from a telephone number 071 319 7843 on the WhatsApp communication medium advising me that a notice has been issued by the Commission in terms of Rule 3.3 of the Rules.
7. I was sent the notice (annexed as annexure **MW1**) from this number. I proceeded to enquire from the sender as to the annexure referred to in the notice, ostensibly containing the affidavit of Mr. Sundaram, and was advised to provide an email address to which the notice must be sent. I provided such an email address, but did not receive the notice.
8. When I had not received the notice on 28 May 2019, having monitored my email inbox daily, I consulted attorneys who wrote to the Secretary of the Commission and requested a copy of the statement. A copy of the letter is hereunto annexed as annexure **MW2**.
9. The Secretary of the Commission responded in an email, a true copy whereof is hereunto annexed as annexure **MW3**. I did not receive the email referred to. On 1 June 2019 I did a thorough search and discovered that the email from the Commission's Secretary had been stored in the SPAM folder of my email account. I do not look at this account, for

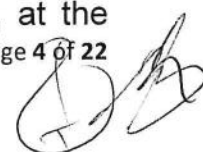


obvious reasons, and did not see the email before then. In the meantime, however, my attorneys were supplied with the statement (annexure A as it is referred to in the notice) on 30 May 2019.

10. In so far as it is necessary, and should it be said that I did not comply with the Rules, I submit that any non-compliance is not due to any deliberate fault on my part and that any non-compliance with the Rules be condoned, in so far as it may be necessary.
11. I have, in the circumstances, anxiously considered my position in relation to the notice. I will not make application to cross-examine the witness, but nevertheless wish to submit this affidavit and request the Commission, its Legal Team and the Investigators to consider what I set out herein.

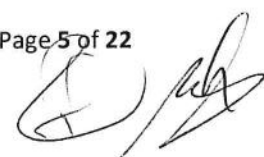
**MY RIGHTS IN TERMS OF THE RULES GOVERNING THE PROCEEDINGS
BEFORE THE COMMISSION**

12. In paragraph 2 of the notice it is alleged that Mr. Sundaram will implicate me, *inter alia*, in the participation of various acts of corruption, bribery and/or fraud.
13. I am advised, which advice I accept, that the common law crime of bribery no longer exists in the context of the South African legal landscape and that the offence of corruption is presently regulated by the provisions of the Prevention and Combatting of Corrupt Activities Act, 2004 (Act 12 of 2004). It is, accordingly, incorrect to suggest that I could be implicated, at the

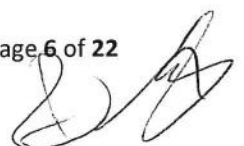


same time, in offences of corruption and bribery. I am furthermore advised, which advice I similarly accept, that during the period in which Mr. Sundaram alleges the events as set forth in his two affidavits, the aforesaid Prevention and Combatting of Corrupt Activities Act ("the Corruption Act") had been enforced and that I will therefore limit my response to allegations of corruption allegedly perpetrated in terms of and in contravention of the provisions of the Corruption Act.

14. In paragraph 1 of the notice it is also stated that I am implicated in unlawful, illegal or improper conduct in the respects set out in the notice. I understand the notice to mean that I am implicated in acts of unlawful and illegal conduct, in that it is alleged that I have participated in various acts of corruption and/or fraud, and therefore committed a crime(s).
15. Although I am not certain to which extent the conduct ascribed to me is improper, or in what context I am alleged to have acted improperly, I cannot imagine that attending a meeting with the President of the Republic of South Africa in my official capacity, can be labelled improper. There are no further allegations of improper conduct on my part alleged in the affidavit of Mr. Sundaram.
16. I state, from the onset, that I deny any involvement or participation in any act of corruption or fraud. To make such an allegation is, in fact, harmful to my reputation - if not defamatory. I also deny that I acted improperly in any way whatsoever.



17. I shall endeavour, in the course of this affidavit, to point out why I assert that I have not committed any unlawful, illegal or improper acts, let alone committed the crimes of corruption and fraud.
18. I submit that the evidence of Mr. Sundaram is not true and his evidence ought to be properly tested with the view of determining the credibility and veracity of the allegations he makes. It is doubtful that cross-examination of the witness will be allowed, in the circumstances, and I will therefore not apply to cross-examine the witness.
19. I, accordingly, do not wish to assert my right to cross-examine and do not apply to cross-examine Mr. Sundaram. I have confidence in the Evidence Leaders in that they will present all relevant evidence to the Commissioner and that such evidence will be presented to the Commission fairly and objectively.
20. For the reasons set out hereinunder, I also do not intend to give evidence before the Commission for the following reason:
- 20.1. I have not done anything improper and have not committed any crime(s);
- 20.2. I have most certainly not committed the offences of corruption and fraud or participated in such offences in any way whatsoever; and,



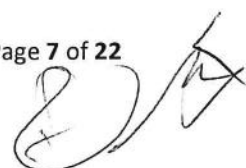
20.3. I am not in possession of any evidence which may assist this Commission to make any conclusive finding in so far as the Commission's terms of the reference are concerned.

21. I do, however, depose to this affidavit in order to place the affidavit of Mr. Sundaram in context and in the hope that the Evidence Leaders will interrogate the veracity of the evidence of Mr. Sundaram and confront him with the issues I raise in this affidavit as I have seen the Evidence Leaders do in respect of previous witnesses. Hopefully this will enable the Commissioner to arrive at a balanced and well informed conclusion, particularly with reference to the evidence of Mr. Sundaram.

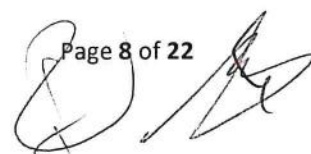
MY BRIEF PERSONAL BACKGROUND

22. I am adult male South African journalist with more than 40 years' experience. I was born in Cape Town and studied education at the University of the Western Cape. My studies were interrupted by my involvement in the struggle against apartheid and my involvement in political activities, which made me a target of the authorities and, in particular, the security branch of the South African Police Force.

23. In 1977 I joined the Cape Argus as a cadet reporter where I worked until 1982 when I joined the South African Broadcasting Corporation as a radio reporter.



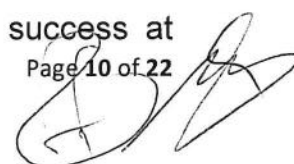
24. In 1984 I returned to the University of the Western Cape where I took up the position of Media Officer and where I had the privilege of working, amongst others, with Professor Jakes Gerwel.
25. In 1987 Professor Gerwel seconded me to a weekly anti-apartheid newspaper called - The South.
26. In 1991 I joined The Sowetan as its night editor and I later became the newspaper's managing editor as the deputy to the late Aggrey Klaaste.
27. In 1995 I was appointed the editor of the Pretoria News and in the same year I was appointed as the editor of the Cape Times.
28. In 1997 I was appointed the editor of the Cape Argus and the Weekend Argus, a position I held until 2001 when I was appointed editor of The Star and later The Saturday Star.
29. In 2006 I was appointed as the editorial director of Independent Newspapers in addition to my duties as aforementioned as the editor of The Star.
30. I held this position until September 2012 when I took up the position as the editor of the New Age Newspaper. In June 2017, I reached retirement age and I retired, at the age of 65, from my position as the editor of the New Age Newspaper. I had, in the interim, also served as the editor in chief of the television news channel African News Network 7 ("ANN7").



31. I was an executive member of the South African Students Organisation (for the Western Cape in 1972) and a founding member of the Media Workers Association of South Africa (in 1980). I am also a founding member of a community newspaper, called Grassroots (1979) which laid the basis for the launch of the United Democratic Front in the Western Cape (1983).
32. I was detained in solitary confinement for a period of 3 months between October to December 1985 under the Internal Security Act for links associated with the functioning of the military wing of the African National Congress, Umkhonto we Sizwe.
33. In 1995 I was elected to represent the Republic of South Africa on the Board of the Vienna Based International Press Institute and in 1996 I was a founder member and second chairperson of the South African National Editors Forum.
34. In 1998 I was elected as the chairperson of the International Press Institute which represented more than 1300 editors and publishers worldwide.
35. At present I am an active trustee of the African Diaspora Forum, an advocacy group formed to serve the interests of migrants and refugees in South Africa.
36. I am retired and still happily married with 2 children and 6 grandchildren.

The allegations

37. I consider the allegations against me in an extremely serious light, especially that these allegations may tarnish or blemish my reputation, a reputation of professional and personal integrity I have taken a lifetime to build up and which I cherish. It may now be destroyed as a consequence of allegations made by an individual who has an axe to grind.
38. Although I have not read the entire book itself, I am quite aware of the fact that Mr. Sundaram has published a book entitled "Indentured, behind the scenes at Gupta TV" which was published shortly after his brief tenure as the editor of ANN7 in South Africa. I understand that he came to the Republic of South Africa on the 3rd June 2013 and left the Republic on the 3rd September 2013. He worked and lived in the Republic for a very brief period of time.
39. Based on what I have read, it appears to be clear that Mr. Sundaram has not been very successful in obtaining employment after his brief tenure with ANN7, that he is reliant upon the sales of his book and that he may well be motivated by an immense dislike for the Gupta family, and in particular, Mr. Atul Gupta. All of this against the background of a disastrous launch of the television station, a launch he was primarily responsible for. Apart from having spent only three months in the country, having not been very successful as the editor of ANN7, having a tumultuous relationship with his employers and having left the Republic under a cloud, Mr. Sundaram appears to justify his lack of success at



ANN7 with reference to allegations which are simply not true, in a book he wishes to sell and to protect a professional reputation.

40. I must also say that, at the time (June to September 2013) I felt immensely sorry for Mr. Sundaram. He was alone in a foreign country, in circumstances he was not accustomed to and under a type of pressure he could unfortunately not cope with. I also felt at the time it was unfair that he alone had to bear the responsibility for the problematic launch of ANN7 on 21 August 2013.
41. Be that as it may, the purpose of this affidavit is to place the allegations implicating me, as aforementioned, in its proper context insofar and as it relates to me only.

BRIEF INTRODUCTION IN RESPECT OF THE ALLEGATIONS

42. I do not consider the affidavits deposed to by Mr. Sundaram to directly implicate me in any acts of corruption or fraud. I understand the allegations to simply mean that I, in the company of others, attended three meetings at the official residence of the former President, Mr. Jacob Zuma, in Pretoria and that I, furthermore, was present at a visit to the studios of ANN7 by Mr. Zuma on 19 August 2013.
43. I met Mr. Zuma for the first time when I was the editor was of the New Age Newspaper and when the newspaper hosted a public business briefing

breakfast in December 2012, following the National Conference of the African National Congress in Mangaung.


44. I received Mr. Zuma in a private room at the venue where the breakfast was held, escorted him to the breakfast and introduced him to the audience.
45. Mr. Zuma thereafter regularly attended similar breakfast briefings with the exception of one year when he was unable to attend and when the briefing was attended by (then) Deputy President Cyril Ramaphosa.
46. During my tenure as editor of the New Age Newspaper I also met Mr. Zuma on two further occasions when I accompanied members of my staff and/or reporters of ANN7 for on the record interviews with the former President and for several off the record briefings subsequently. I interpose to invite attention to the fact that members of the media regularly meet with senior politicians, and do so for a variety of reasons. Quite frequently politicians would engage members of the media in relation to matters concerning their political parties and in an endeavour of attempting to persuade members of the media to be sympathetic to their party or their particular cause or even to sway members of the media in favour of their political views.
47. It is not uncommon, even for present sitting ministers, to make contact with members of the media in an attempt to sway media in order to report favourably in relation to their parties or their causes. I have been

contacted, as such, on many occasions by different politicians at each of the newspapers I had worked at over the years.

48. It was, therefore, not uncommon for journalists, including journalists from the New Age Newspaper and ANN7 to meet with the President and other politicians off the record and to get some personal insight into political developments in the country and internationally. From the perspective of a journalist, such meetings ensured that one gets the information first (and proverbially from the horse's mouth) and such meetings were thus advantageous to both the politician and the media. I consider the single meeting which I attended with representatives of ANN7 with former President Zuma, at his official residence in Pretoria, to fall within this category.
49. It is widely known that the New Age Newspaper and ANN7 were inclined to report on the positive achievements of Government and the ruling party, rather than to focus on negativities as did the vast majority of news outlets.
50. It is preposterous to suggest that Mr. Zuma would, in the circumstances, have had any input in editorial policy and decisions and commercial decisions relating to the newspaper and the television station. It would not be uncommon though to discuss in general terms with a person, such as Mr. Zuma, the general approach a publication such as the New Age Newspaper or a television station such as ANN7 would follow insofar as its article and program content are concerned.

51. Mr. Sundaram should know, as does any seasoned journalist, that there is a virtual *Chinese Wall* (as it is referred to in journalistic circles) in all journalistic enterprises between journalists and its editorial staff, on the one hand, and a management of the commercial enterprise, on the other.
52. Mr. Atul Gupta in particular, but the Gupta family in general, never interfered with the editorial policy, direction or integrity of the New Age Newspaper for as long as I was involved in it. They never interfered with the editorial independence of the television station as far as I am aware either although I was never, at any time, the *de jure* or *de facto* operational editor of ANN7.
53. I interpose to invite attention to the fact in all journalistic endeavours there are constant tension between journalists, on the one hand, and the commercial managers, on the other. These sets of individuals have different aims and purposes in mind and their respective objectives are not always the same. It frequently creates tension between these parties.
54. It is, therefore, preposterous to suggest that a person, such as Mr. Zuma as an outsider, or anyone else for that matter, would have actively participated or interfered in the journalistic or business end of the newspaper and the television station. I specifically deny that anything of this nature was ever discussed in my presence or in the context of the meeting suggested by Mr. Sundaram.

55. I understand his allegations to mean that Mr. Zuma had a direct say in the commercial aspects of the newspaper and the television station in particular in order to secure lucrative Government advertising for the television station. I also understand Mr. Sundaram to allege that it was by virtue of having to 'cash in' on lucrative Government advertising contracts that the television station had to launch and go live on air in circumstances where it was not nearly ready to do so.
56. It is easy for the Commission to verify with reference to information which should still be readily available, what the advertising content of the television station was immediately after the launch and for a considerable period thereafter. Various companies (independent companies such as AC Nielsens) exist to measure advertising spend in various media outlets and should have information available relating to ANN7. The Commission should therefore be able to determine, with relative ease and objectively, whether there is any veracity in the allegation that the launch was urgently promoted by Mr. Atul Gupta in order to benefit from lucrative Government advertising. I can emphatically state that this was not the case in respect of the newspaper.
57. Mr. Sundaram's assertion in his affidavit that I, amongst others, stayed on in a meeting with Mr. Zuma to discuss advertising support for the New Age Newspaper is false and amounts to hearsay evidence (as much of his affidavits do). I specifically deny his version that representatives of the television station were asked to leave the meeting in order for a discussion to take place in relation to the commercial affairs of the newspaper.

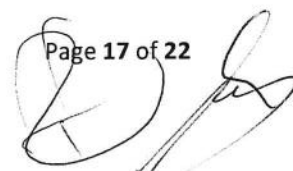


58. The purpose of the meeting with the President was simply to give the President, by way of introduction, some information pertaining to the television station and to introduce to the President Mr. Sundaram as its editor.

SPECIFIC ALLEGATIONS

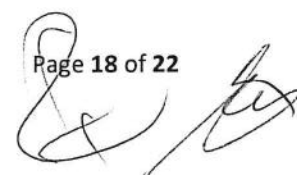
59. Mr. Sundaram alleges that I participated in three meetings at the official residence of the President in Pretoria and a meeting at the studios of ANN7 in Midrand on 19 August 2013.
60. I specifically deny ever having been present at three meetings, within a relatively short space of time, at the official residence of the President.
61. It speaks for itself that the President is an extremely busy man and that it would be extremely difficult, for anybody for that matter, to secure three appointments within a relative short period of time, with the President for two hours on end, especially on a Sunday.
62. To the best of my knowledge the President's schedule is determined by a diary and I am confident that, if he had three meetings over a weekend with representatives of the Gupta family, the newspaper and the television station, that it would have been entered into his diary.

63. I attended one meeting and one meeting only with the President on an off the record basis in order to discuss, in addition to what I have already mentioned, the general objectives of the television station, its imminent launch and how it would pursue the objective reporting pertaining to Government and the ruling party. For the reasons aforementioned, I did not consider this meeting out of the ordinary.
64. If there were any planning discussions prior to and about the meeting, I was not part of it. I deny his evidence in so far as it is alleged that I was part of any such planning.
65. I specifically deny the allegation that the vehicles, in which the persons attending the meeting were travelling in, were simply waved through by security. In fact, every person, which includes every single occupant in every single vehicle, would have been required to identify himself/herself at the entrance to the Governmental housing estate and when one proceeds through to the residence of the President, a further check is done at a second security point. Each person, without discrimination or fail, is required to identify himself/herself with reference to the production of a valid identity document, be that in the form of a driver's licence or identity document or identity card and a person will only be permitted to enter the estate once such identification has been confirmed.
66. Although I do not recall the specific date on which I attended the meeting, it may very well be the 22nd of June 2013, the date referred to by Mr. Sundaram. It is no small significance that he is unable to recollect the



date in July or August, when the second and third meetings are alleged to have taken place, as I am confident that the records at the security checkpoints within the official estate of Government residences will not support the presence of any one of the individuals he claims to have been at the residence of the President during July and August 2013. Regardless of the dates though, I am confident that the delegation only visited the President's residence on one occasion.

67. I urge the Commission to investigate and verify with reference to the security measures in place at the official residence of the President, whether anybody is ever allowed to negotiate both security checkpoints without having to comply with the strict security measures which are in place.
68. I also point out that there is a discrepancy in the statements of Mr. Sundaram as to who attended all three meetings, which discrepancy I assume the Evidence Leaders will properly investigate as well. I also dispute the allegation that Mr. Duduzane Zuma was present at the single meeting I attended at the residence of the President, as aforementioned.
69. In the circumstances I, therefore, specifically deny that there were three meetings with the President at his official Residence and I am certain, although I cannot specifically recall the exact date of the single meeting that we had with the President, that the access records to the official residence will belie the version of Mr. Sundaram.



70. I dispute any allegation that I was present at the studios of premises of ANN7 on 19 August 2013 when the former President allegedly visited the studios of ANN7.

AS AN ASIDE

71. The launch was described by other media outlets as a fiasco and placed Mr. Sundaram under severe personal pressure. I regret to say that Mr Sundaram was not able to handle this pressure. I vividly recall an occasion at which he phoned me late one night advising me that he could not handle the pressure anymore and that he was wandering around in the streets of Midrand because he was lost and really did not know where to go. I explained to him that wandering around in the late hours of the night may be detrimental to his personal safety and that I would come and fetch him. Before driving off I tried to phone him on several occasion, but he did not or could not take my calls. I reported the matter to the company CEO, Mr. Nazeem Howa, and it was felt that we would look into the matter the next day.
72. The next morning Mr. Sundaram turned up for work as if nothing had happened. I felt sorry for him as I thought, at that stage, that the pressure of opening and launching the television channel, and all the teething problems normally associated with a start-up operation, were simply too much for Mr. Sundaram to handle.

CONCLUSION

73. In the circumstances I submit that the version of Mr. Sundaram is not correct. His version is not correct in the following respects:

73.1. There were never three meetings at the official residence of the former President;

73.2. Although the President was informed of the progress made in the launch of the television station, commercial matters and editorial content were never discussed with the President and neither did the President make any suggestions or provide any input in relation to these issues;

73.3. No discussions about the newspaper were entertained during the course of the single meeting I attended with the President;

73.4. The delegation from ANN7 were never permitted to circumvent security measures and not to comply with the strict security measures in place and enforced at the Government Residential Compound.

74. I dispute the fact that the statement of Mr. Sundaram implicates me in the commission of any offence(s) or that I participated in the commission of any offence(s). I simply deny, not only the veracity of his version, but the

interpretation of such a version to implicate me in the commission or the participation in any unlawful activities or improper conduct.

75. I implore the Evidence Leaders to set the record straight and that my good reputation and integrity as a person and journalist not be tarnished.

76. As I have indicated, I am in no position to assist the Commission in discharging its functions as I am not aware of my own personal knowledge and experience of the commission of any unlawful acts by any the employees of the New Age Newspaper, with which I was knowingly or intentionally involved.

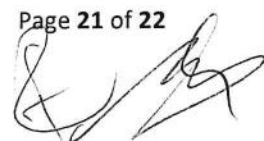
77. That is all I can state at present.

THUS DONE AND SIGNED at Johannesburg on this the 3rd day of June 2019.



MOEGSIEN WILLIAMS

SIGNED AT JOHANNESBURG on this the 3rd day of June 2019 by the deponent having declared that he knows and understands the contents of this affidavit and that the provisions of Government Notice R 1258 dated 21 July



1972 having been complied with.

*Imapess
Thelma Telidada*

COMMISSIONER OF OATHS

Ex Officio

Full Names:

*Imapess
Thelma Telidada*

Capacity:

*15 Sturdee Avenue
ROSEBANK
2196*



[Signature]



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**JUDICIAL COMMISSION OF INQUIRY INTO ALLEGATIONS OF STATE CAPTURE,
CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE**

NOTICE IN TERMS OF RULE 3.3

TO : MR MOEGSIEN WILLIAMS

CELL : 082 498 0518 - (WHATSAPP)

IN TERMS OF RULE 3.3 OF THE RULES OF THE JUDICIAL COMMISSION OF INQUIRY INTO ALLEGATIONS OF STATE CAPTURE, CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE ("THE COMMISSION"), YOU ARE HEREBY GIVEN NOTICE THAT:

- 1 The Commission's Legal Team intends to present the evidence of Mr Rajesh Sundaram ("Mr Sundaram") at its hearing to be held during the week of 3 to 7 June 2019 at 09h30 at 4th Floor, Hill on Empire, 16 Empire Road, Parktown, Johannesburg. The evidence in question implicates, or may implicate you in unlawful, illegal or improper conduct in the respects set out below.
- 2 The allegations set out in the evidence of Mr Sundaram implicate you in, *inter alia*, allegedly participating in various acts of corruption, bribery and/or fraud.
- 3 The evidence of Mr Sundaram which implicates, or may implicate you in the above allegations is set out in paragraphs 18, 19.3, 19.22, 19.24, 19.39, 21, 25.5, and 30 of his supplementary statement.

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4 Mr Sundaram's supplementary statement is annexed hereto marked "A".

5 Due to the fact that you are implicated or may be implicated by the evidence of Mr Sundaram, you are entitled to attend the hearing at which that evidence is being presented. You are also entitled to be assisted by a legal representative of your choice when that evidence is presented. The full statement of Mr Sundaram will be uploaded on the Commission's website (www.sastatecapture.org.za) as soon as he concludes his evidence. The transcript will be uploaded daily.

6 If you wish to:

6.1 give evidence yourself;

6.2 call any witness to give evidence on your behalf; or

6.3 cross-examine the witness

then you must apply, within fourteen (14) calendar days of this notice, in writing to the Commission for leave to do so.

7 Please take note that the witness lives outside the country and in order to preserve the Commission's interests, an application referred to in paragraph 6 above must be submitted to the Secretary of the Commission within the prescribed 14 day period. The application must be submitted with a statement from you in which you respond to the witness's statement in so far as it implicates you. The statement must identify what parts of the witness statement are disputed or denied and the grounds on which they are disputed or denied.

8 In the event that you believe that you have not been given a reasonable time from the issuance of this notice to the date on which the witness is to give evidence as set out above and you are prejudiced thereby, you may apply to the Commission in writing for such order as will ensure that you are not seriously prejudiced.

9 Please take note that even if you do not make an application under Rule 3.4:

A handwritten signature in black ink, featuring a stylized 'S' and 'A' with a small superscript '2' above the 'A'.

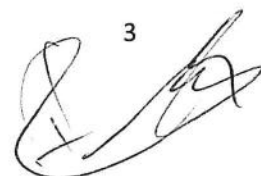
- 9.1 in terms of Rule 3.10, the Chairperson may, at any time, direct you to respond in writing to the allegations against you or to answer (in writing) questions arising from the statement; and
- 9.2 in terms of Regulation 10(6) of the Regulations of the Judicial Commission of Inquiry into Allegations of State Capture, Corruption and Fraud in the Public Sector including Organs of State GN 105 of 9 February 2018 published in Government Gazette 41436, as amended, the Chairperson may direct you to appear before the Commission to give evidence which has a bearing on a matter being investigated.
- 10 The witness statements provided to you are confidential. Your attention is drawn to Regulations 11(3) and 12(2)(c) governing the Commission, which make it a criminal offence for anyone to disseminate or publish, without the written permission of the Chairperson, any document (which includes witnesses' statements) submitted to the Commission by any person in connection with the Commission's inquiry.

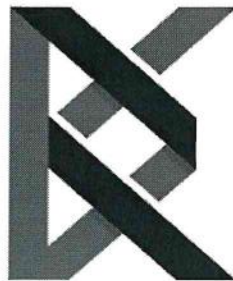
DATED AT PARKTOWN ON THIS 15TH DAY OF MAY 2019



MR P PEDLAR
Acting Secretary
Judicial Commission of Inquiry into Allegations of
State Capture, Corruption and Fraud
in the Public Sector including Organs of State
(JV)

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BDK ATTORNEYS

OUR REF: Mr. R. C. Krause/mv

YOUR REF: Mr. M. Williams

29 May 2019

The Judicial Commissioner of Enquiry into allegations of State Capture
2nd Floor, Hillside House
17 Empire Road
Parktown
Johannesburg
2001

PER EMAIL

: PeterP@commissionsc.org.za

: BoipeloR@commissionsc.org.za

FOR THE ATTENTION OF : MR. P. PEDLAR and MS. B. RATSHIKANA

Dear Sir and Madam,

IN RE: NOTICE IN TERMS OF RULE 3.3 OF THE RULES OF THE STATE

ESTABLISHED 1960

David H Botha, du Plessis & Kruger Inc. Reg No. 98/16549/21
VAT No.: 4040180012

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Houghton Estate, Johannesburg

P O Box 8013, Docex 243, Johannesburg, 2000

**CAPTURE COMMISSION****OUR CLIENT – MR. MOEGSIEN WILLIAMS**

1. We refer to the above and in particular to the Rule 3.3 Notice served on our client per WhatsApp by Ms. Ratshikana on 15 May 2019.
2. We record that, pursuant to having forwarded Mr. Williams the notice on the WhatsApp platform, our client has received no further communications from the Commission, despite his request to be provided with annexure A, as it is referred to in the notice, and which appears to be the statement in which he is ostensibly implicated by the witness, Mr. Rajesh Sundaram.
3. We record that to date our client has not received annexure A and is, accordingly, not in a position to exercise his rights in terms of the rules governing the proceedings of the Commission.
4. Kindly furnish us, as a matter of extreme urgency, with the statement allegedly implicating Mr. Williams to enable him to assert his rights.

Your acknowledgement and response per return is requested as a matter of urgency.



Yours faithfully,

MR. R. C. KRAUSE
DIRECTOR

BDK ATTORNEYS
DAVID H BOTHA, DU PLESSIS & KRUGER INC.



Rudi Krause

From: Shannon S. Van Vuuren <ShannonV@commissionsc.org.za>
Sent: 29 May 2019 14:36
To: Margot Verburg; Rudi Krause
Cc: Peter P. Pedlar; Andre A. Lamprecht; Boipelo B. Ratshikana; Ouma Thagane
Subject: RE: NOTICE IN TERMS OF RULE 3.3 OF THE RULES OF THE STATE CAPTURE COMMISSION / OUR CLIENT – MR. MOEGSIEN WILLIAMS
Attachments: FW Notice in terms of rule 3.3

Dear Ms Verburg,

We refer to the above matter.

Kindly note that the Rule 3.3. Notice was sent through to your client via Whatsapp in an attempt to establish a successful connection with your client within the timeframe concerned.

The Commission was not able to obtain an email address for your client prior to the 15th May 2019 and as a result the Rule 3.3. Notice was sent via Whatsapp on this same date.

Ms Ratshikana of the Commission has since established this successful connection with your client and has sent him the Rule 3.3 Notice and Annexure A by way of email dated 16 May 2019 (please find this email and its attachments attached hereto). This email address was provided to Ms. Ratshikana by your client in a Whatsapp message and no delivery failure notification was received on our side.

We trust this resolves the queries raised in your letter, please do not hesitate to contact us in this regard.

Kindly acknowledge receipt hereof.

Kind regards,

Shannon Van Vuuren

Legal Advisor: Operations & Investigative Support
COMMISSION OF INQUIRY INTO STATE CAPTURE

Hillside House, 17 Empire Road, Parktown,

Johannesburg, 2193 | Gauteng | South Africa |

Email: shannonv@commissionsc.org.za | www.sastatecapture.org.za



From: Margot Verburg <margot@bdk.co.za>

Sent: Wednesday, 29 May 2019 11:46

To: Peter P. Pedlar <PeterP@commissionsc.org.za>; Boipelo B. Ratshikana <BoipeloR@commissionsc.org.za>

Cc: Rudi Krause <rudi@bdk.co.za>

Subject: NOTICE IN TERMS OF RULE 3.3 OF THE RULES OF THE STATE CAPTURE COMMISSION / OUR CLIENT – MR.

MOEGSIEN WILLIAMS

Importance: High

Dear Sir and Madam,

Attached, please find letter relating to the above matter.

Yours faithfully,



MARGOT VERBURG | Personal Assistant | BDK ATTORNEYS

Tel: +27 11 838 1214 | Fax: +27 11 836 8740 | Email: margot@bdk.co.za | Web: www.bdk-attorneys.co.za

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From: Rajesh Sundaram [<mailto:rajeshs@ann7.com>]

Sent: 27 August 2013 08:28 PM

To: 'L N Goel'; 'Atul'; atul@ann7.com

Cc: 'Nazeem Howa'

Subject: Resignation

Dear Laxmi ji and Atul ji,

I have had the most exhilarating 3 months working with Infinity Media. It has been by far the best phase in my career. Working with the launch team and taking it from a shell to a wonderful world class channel has been my honour and privilege.

I have gained a lot from the wonderful management team both as a journalist and as manager. The passion and determination I have seen and learnt here will remain with me throughout my life.

However, at this point I would like to part ways with Infinity media and spend time with my ailing mother.

While I would like to be relieved at the earliest, I assure you that I will stay with the project for as long as I am needed.

Please treat this communication as my resignation letter.

I have the highest love, regard and respect for the two of you and leave with the satisfaction of having played my small role in launching a wonderful institution that I am sure will outlive me.

Thank you for your love, support and help at every step of the way.

I seek you blessings for my journey ahead.

Rajesh Sundaram