



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 03/12

3 of 11

IR No:

Statement of: Kim DOTCOM

On the 15th of April 2010 Mr Banks called me. I am not sure if the call was made to my Hong Kong roaming mobile number [REDACTED] or my Skype in number [REDACTED]

I am not able access my records to tell you the phone number Mr Banks called me on.

During the call Mr Banks once more offered to assist me with my residency application. He never made any specific mention of how he would assist me and no names were mentioned during the conversation.

I explained to Mr Banks that I had spoken to my lawyers and been told not accept his assistance.

Mr Banks seemed to understand and accept the advice I had received.

On the 16th of April 2010 I emailed Mr Banks and thanked him for his offer to assist with my residency. I mentioned that I was confident our residency application would be successful and suggested that we meet again sometime to discuss some of the business ideas I had previously mentioned to him

I have provided Detective Phillips with a copy of that email.

Another meeting was arranged between us for the 9th of June 2010.

On this occasion Mr Banks and his wife drove to my home for lunch.

My wife and Wayne Tempero were present again during this meeting and my butler Mark was also around during the time.

I believe my Chief Financial Officer (CFO) at that time Grant McKavanagh was there at the Mansion, but wasn't present at the meeting.

Signature: Signature witnessed by:



KZ POLICE
WITNESS STATEMENT CONTINUED

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IR No.

Statement of: Kim DOTCOM

A comment that I remember distinctly from that meeting was when Mr Banks said "your wife is the most beautiful woman I have ever seen."

I was surprised he would say that with his own wife present.

During the course of our meeting and lunch Mr Banks started talking about his ambitions to run for the Auckland mayoralty. He said that he would need to raise money to be able to campaign and that raising campaign money in New Zealand is a lot harder than in countries like the United States.

I offered to help him and told him I would donate \$50,000 to him.

Both he and Wayne looked a bit shocked and impressed when I said the amount.

I wanted to give him the money because I was thankful that he had offered to help me with my residency and I thought it would cement that goodwill.

I did not expect anything in return for my donation.

Mr Banks immediately accepted my offer, so I asked Wayne who was behind the kitchen table to go and tell Grant my CFO to write out a cheque for Mr Banks right away.

Mr Banks then said to me that it would be better to split it into two cheques for \$25,000.

I asked him why?

He told me it was because then he would not have to declare where it came from.

I was a little offended by that explanation as I felt it implied that he did not want to be seen to be associated with me.

I told him that I didn't have a problem with it being known that I had made a donation to him.

Signature: Signatures witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 00/12

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IR No.

Statement of: Kim DOTCOM

He said to me "I want to help you Kim and I can help you more effectively if no one knows about this donation."

He did not specify what he meant by helping me.

At that time I was not aware of the rules in relation to donations to campaigns for local government. I assumed that Mr Banks wanted cheques for \$25,000 because there was a threshold and amounts higher than that would have required him to declare who had made the donation.

I have since learnt that this is not the case and that the source of donations should be listed if it is known.

Wayne passed on my request to Grant and two cheques for \$25,000 were prepared. They were made out to 'Team Banksie' by Grant and I just signed.

I can't remember with certainty whether I signed the cheques during or after the meeting.

I have provided Detective Phillips with a photo copy of those cheques.

During the course of that same meeting I also mentioned to Mr Banks I could run an advertising campaign for him on my website to help him get elected. I told him I was happy to do it for free.

He seemed excited by the suggestion.

I subsequently checked with my lawyers at Simpson and Grierson and they told me that the advertising campaign was not a good idea as it would have to be declared as an election expense and donation.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

IRMS 03/12

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IR No.

Statement of: Kim DOTCOM

After the meeting Grant took the two cheques with him to deposit into Mr Banks' election account. Grant happened to be going on holiday in the South Island at that time as it was a long weekend.

He deposited them in the South Island during that trip. The only reason they were deposited at that location was because that was where he happened to be at the time.

The cash from those cheques came out of my bank account on the 14th of June 2010. I think there may have been a short delay because of the banks being shut over the long weekend.

I have provided Detective Phillips with a copy of my ANZ bank statement showing the two transactions in which the money from the cheques was withdrawn from my account.

I had been concerned that the money had been forwarded as I directed so I asked Wayne to make sure it had been received. Wayne told me that he had called Mr Banks and that Mr Banks had confirmed that he had received the money.

A few days after that, I am not sure of the date Mr Banks called me sometime between 10am and 4pm. I was on my work bed and Mona was there with me. I had the call on speaker phone, as I prefer that to holding a phone up next to my head.

Again I am not sure what number he called me on, on that occasion. Due to my phone set-up I am also unable to see the phone number of the person calling me either, so I cannot say what phone number he called me from.

Mr Banks asked me about the internet campaign I had mentioned at our last meeting. I explained to him how it could work and what would be involved.

I then told him about the legal advice I had received and that on that basis I didn't think it was a good idea.

Mr Banks seemed to accept that the advice was correct.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

D-WB 03/12

7 of 11

IR No.

Statement of: Kim DOTCOM

During the course of the conversation I asked him "did you get my donation."

He said "yes thank you very much."

During 2010 I had viewed two fireworks displays in Hong Kong. One was for the Chinese New Year in February and another I believe was at the Asia Games.

I met the person responsible for those fireworks displays and thought it would a good gesture to arrange something special for New Zealand, as by this time we had obtained our residency.

I had previously mentioned to Mr Banks that I wanted to give something back to Auckland.

I therefore arranged for my contact in Hong Kong to be put in touch with Grant or Wayne and for them to liaise with Sky City in Auckland so a large fireworks display could be planned for New Years 2010/11.

Mr Banks informed me that he was helping with the process, particularly in relation to obtaining the appropriate permits.

On New Year's Eve 2010/11, my wife Mona and I watched the fireworks display from a helicopter and following the display the helicopter landed and we proceeded to the Hilton Hotel where I had rented the Henderson penthouse for a New Year's Eve celebration party. Upon our arrival at the Hilton, we met Mr Banks and his wife in the foyer of the hotel. We had invited Mr Banks and his wife to the party, and to view the fireworks display from there. We spoke briefly before Mr Banks and his wife departed.

Mona and I then proceeded up to the Henderson Penthouse and joined our guests there.

On the 21st of January 2011 I had my birthday party here at the mansion.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

IR-008 03/12

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IR No.

Statement of: Kim DOTCOM

Mr Banks came to the party and at some point we had a discussion in which I mentioned that I was trying to purchase three properties the house and mansion at this address and another property in Doubtless Bay.

I told him that we were either applying to obtain approval for the purchase from the Overseas Investment Office (OIO) or the decision was pending. I can't remember what stage we were up to at that point.

Mr Banks told me that he would be happy to assist with my OIO application and that he would be speaking with Mr Williamson, who he knows well. Mr Williamson was the Minister that was responsible for the decision and Mr Banks said he would that he would tell him his opinion of me and pass on some good words on my behalf.

I took that to mean that he would speak positively of me and that he would outline the benefits I was contributing to the country.

In April/May 2011 we were back in Hong Kong. Mr Banks called Wayne and told him he had been in contact with the OIO and that Mr Williamson had signed off approval for the purchase.

He told Wayne, 'we're close to the finish line now, there is only one minister left to sign off approval and there is no reason he would overrule another minister and not approve.'

We returned to New Zealand and in July/August that same year we found out that the Minister Simon Power had declined my application and that Mr Williamson had joined him in now declining it as well.

I was upset by this decision because it appeared to contradict what I had been told before from Mr Banks.

Not long after that Wayne told me that he had received an email from Mr Banks asking me to make a donation to the ACT party. I told Wayne to tell him that I would not be donating.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

IF-VES 03/12

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IR No.

Statement of: Kim DOTCOM

Towards the end of 2011 Wayne told me that Mr Banks had contacted him and asked for a recommendation for a good hotel in Hong Kong.

During our previous conversations I had told Mr Banks that I had stayed in the top floor of the Hyatt in Hong Kong for six years. It was obvious therefore that I would recommend that hotel and it was clear to me that he was seeking my help in getting him a good rate at the hotel.

I told Wayne to tell him that he could have our suite while he stayed there, but apparently Mr Banks said he could not accept this as he was now a Member of Parliament and it would be a breach of the rules.

I then called the Hyatt and told them Mr Banks was going to be coming and staying with them and that he was a friend of mine. I told them that he was a VIP in New Zealand and that he should be treated as such and that he should be offered my room rate when he stays.

After being arrested at my home in January I was placed in custody at Mt Eden Prison. I suffer severe back pain as a result of two slipped discs and require ongoing treatment including medication, swimming and a specialist mattress.

While in custody I suffered severe debilitating back pain and convulsions. The staff at Mt Eden Prison did not appear to take my condition seriously and did not assist me by providing the ongoing care I require.

I spoke with my lawyers and based on their advice, I directed them to write directly to Mr Banks as he was the local MP for the Mt Eden Prison.

The purpose of the letter was to ask him as the local MP to contact the prison staff and make sure that my health was being properly taken care of and that I was treated humanely.

My lawyer received a reply from Mr Banks saying that intervening to make such a call would have been inappropriate.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

NWS 03/12

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IR No.

Statement of: Kim DOTCOM

I was disappointed in this response as Mr Banks had been approached as the local MP and I felt it was his duty to act in the interests of one of his constituents, not because of our previous friendly contact.

After I was released from custody I rang Mr Banks and asked to meet him to explain the nature of the charges I faced and the fact that they had been brought for political reasons.

Mr Banks said he would be happy to meet me, but that he was in a meeting and that he would need to call me back. He never contacted me again after that call.

That is the last contact I have had with Mr Banks.

The reason I have brought the donations I gave to Mr Banks to the attention of the media is because I wanted to do the right thing.

I have watched the news items in which Mr Banks 'anonymous' donation from Sky City had been raised and it reminded me of my own situation.

I remember Mr Banks saying to me "I can help you more effectively if no one knows about this donation."

This made me think of this whole deal about Sky City getting more police machine for providing a convention centre and I thought of Mr Banks getting an anonymous donation from them.

I also thought it was ridiculous that Mr Banks in one interview said he hardly knew me and had only met me for about five minutes.

As I have told you we have met several times and had some long conversations, so I just thought what sort of a friend is that when I saw that interview.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

IL-WIS 03/12

- 11 of 11 -

IR No.

Statement of: Kim DOTCOM

I did not provide donations to any other candidates during the 2010 Auckland Mayoral Elections.
The only photographs or footage I have of Mr Banks and I together have already been published in the media.

Everything in this statement is true to the best of my knowledge and belief. I make this statement knowing that it might be admitted as evidence for the purposes of a standard committal or at a committal hearing and that I could be prosecuted for perjury if this statement is known by me to be false or intended by me to mislead.

(Signed)

Statement taken and signature witnessed by:
(Signature & QID)



NZ POLICE
WITNESS STATEMENT
Statement must be disclosed
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U-425 03/12

IR No.

Statement of: Wayne Phillip TEMPERO

DOS: [REDACTED]

Statement taken by: A.Z.K HEADIFEN

Date: 08/05/2012

Time: 1530 PM

Wayne Philip TEMPERO states

I have worked for Kim Dotcom as a security consultant for over two years providing close protection and security consultation for the family worldwide. I live with the family and live on site and my job also means I take care of personal administration and organisation for Kim and the family.

I am the one who facilitated the meeting with John Banks

In late March early April 2010 Kim wanted to meet the then mayor of Auckland, John Banks because Kim was donating half million fireworks for New Years Eve 2010/11 and it had to go through council for resource consent. Kim just wanted to meet the Mayor. Kim had never meet John Banks before that.

I contacted John Banks through a friend of mine [REDACTED] I knew [REDACTED] had a connection to John BANKS.

[REDACTED]

I had actually meet John Banks on a handful occasions through my work at various VIP functions such as the Americas Cup and David Beckham visit things like that. I knew him well enough to say hello too in passing but nothing more than that and had no phone contact for him.

I made arrangements for Kim to meet John Banks with [REDACTED] Between [REDACTED] and I we arranged it so that about three weeks after Kim had asked to meet the Mayor we went with our helicopter pilot

Signature: Signature witnessed by:

P380



NZ POLICE
WITNESS STATEMENT CONTINUED

IR-WF 03/12

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IR No.

Statement of: Wayne Philip TEMPERO

and picked John Banks up from Mechanics Bay flew him into site at 186 Mahoenui Valley Road, Coatesville. That happened on the 13th of April 2010 and I know that from the helicopter log which I had subsequently viewed.

On that helicopter flight there was me, the pilot [REDACTED] and John Banks. The helicopter used was leased privately [REDACTED]. This was the only occasion that John Banks has been in the helicopter [REDACTED].

There was nothing unusual that happened on the helicopter flight.

When we got to the main house it was just a nice meeting and a sit down. The people present were [REDACTED] John, myself, Kim. I don't think Kim's wife Mona was there.

I think while the meeting took place [REDACTED] was around waiting to take John back. There would have been other staff around but I am not sure who they were.

In the house there is a large breakfast island and the large main table. My practice is that if people come to meet Kim I won't be sitting at the main table where the meeting is taking place but I will be close by, not because it is a threat situation, but just to clarify something or get something.

I tend to sit on a bar stool at the breakfast island so that I am far enough away to be private but can hear everything while still remaining respectful.

This is essentially what I did at that first meeting. As normal and I also went in and out of the room.

Nothing unusual happened during that first meeting which may have lasted about an hour or so. After it finished [REDACTED] John, [REDACTED] and I went back to Mechanics Bay to drop John and [REDACTED] off. There was no unusual talk during the flights.

About two weeks after that first meeting I can recall a second meeting at 186 Mahoenui Valley Road, Coatesville.

Signature: Signature witnessed by:

P381



NZ POLICE
WITNESS STATEMENT CONTINUED

IL-WFS 03/12

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IR No.

Statement of: Wayne Philip TEMPERO

I don't know the exact date but I know it is written on the cheques. If I hadn't seen the cheque butts I would not know the exact day it was.

This second meeting was basically for Kim and his wife to have lunch with John Banks and his wife. That second meeting was arranged through Kim. I think he informed me in the morning that John would be coming out for lunch with his wife.

On the day the cheques were signed I remember John Banks and his wife drove up in his private car. I remember I gave him a hard time because he came up in a silver Holden Commodore or a Ford and I remember I said something like "this is not like you John where's all your Ferraris?" because I know he talks about his Ferraris.

John said something about staying under the radar and said something about "it is probably not good for me to be riding around in a Ferrari".

I took John and his wife to the main area where Kim was and they sat down for lunch.

I remember they were served by chef at the time and one of the butlers and I took my usual position at the bar island. I can not remember the chef's name. It might have been an Italian guy called Alex who was on a short term contract. The butler was Mark ELDERS who I believe is now in Hong Kong.

While they were meeting and having a meal. I was cruising in and out. Kim, Mona, John Banks and his wife were all there.

I remember that while the meal was finishing there was some small talk.

I remember sitting there on the stool at the island and John breached the subject of how hard it was to get people to donate money to his mayoralty campaign.

Kim asked how much is normal.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 03/12

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IR No.

Statement of: Wayne Phillip TEMPERO

I can't remember the response from John.

Kim said "I will give fifty thousand dollars then, I am very happy to help".

Even though I don't remember John's response when Kim first asked John how much was normal to donate I think that John had said an amount that was a lot less than fifty thousand dollars. I think this because I remember when Kim responded with fifty thousand dollars I thought to myself that that is a lot of money and that it would have been a good lunch for John.

When Kim made the offer, John and his wife were positioned so that they had their backs to me so I could not see their reaction.

I just looked at Kim. I know Kim likes to do things straight away. Kim said to me "Is Grant still here?"

By Grant, Kim meant Grant McKavanagh who controlled the Megastuff listed company. He is the General manager of the Megastuff business that runs the household and the salaries for about forty staff.

I said "I don't know I will check" because Grant was in the office in another building on the property. I told Kim "I think so I will go and see him."

Kim said "Can we get Grant to write a cheque now?"

This was said in John's presence.

I remember as I was getting out, walking to the door to get Grant, they called me back. I can't remember if it was John who stopped me or Kim who stopped me.

I remember John Banks said "No, not one cheque, write two checks out for \$25,000 each."

Signature: Signature witnessed by:

P383



NZ POLICE
WITNESS STATEMENT CONTINUED

IL-WS 03/12

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IR No.

Statement of: Wayne Philip TEMPERO

Kim said "why?"

John said that by making them out for that amount the cheques can be made anonymous.

Kim said he didn't mind that his name was out there.

John Banks replied "I like you Kim, I would like to help you but unless it is anonymous I can't do that."

I then went to see Grant. I told Grant to write out two cheques for \$25,000.

I can not remember how Grant knew the details to write on the cheques although I think Grant has said I handed him a piece of paper with those details.

I can't remember if I had a piece of a paper with the names and the account numbers on it.

I don't remember actually seeing Grant writing out the two cheques I may have gone to my room momentarily while Grant wrote out the cheques. My room is near where Grant was working so I might have gone into my room to check my emails while Grant wrote out the cheques.

I think the cheques were written by Grant and I carried the cheque book into Kim. I can't remember if Grant remained in the other building or if he walked over with me.

I didn't pay a lot of attention to who the cheques were made out to when I took them back to Kim.

I only know those details and the dates when I saw the cheques afterwards. As far as I know now both cheques were Megastuff Limited cheques made out to Team Banksia. For the record I used to be a director of Megastuff Limited but never had signing authority for the cheques.

I remember I took the cheques back to Kim for them to be signed.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

8-WIS 03/12

- 6 of 9 -

IR No.

Statement of: Wayne Philip TEMPERO

I don't specifically remember Kim signing the cheques but it is my routine to just take the cheques back for Kim to sign.

When I took the cheques back for Kim to sign I can not recall if John was still there with his wife or if he had left. I do not recall anyone discussing anything to do with keeping distance between John BANKS and the cheques.

From memory the only reason that I have got for why that we didn't take the cheques to the bank straight away after they were signed was because the banks were closed. If the banks had been opened I would have got Grant to bank them straight away.

I remember Kim gave the cheques to Grant and Grant said he was flying down to Queenstown that night and he would bank them the next day.

I do remember walking John Banks and his wife out to the car and thanking them for coming up and just general small talk.

I walked out with John and his wife and he said "I will see you again. I have your number. We will keep in touch."

At some point I had exchanged my number with John. I would say probably at the first meeting.

That was it for that day.

After that Grant did bank the cheques in Queenstown I think over Queens birthday weekend.

The following week after that had happened Kim was asking me if the cheques had gone through, if they had been cleared. Kim hounded me because he was interested in if the cheques had been cleared just to make sure it had been done.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

B-WFS 03/12

- 7 of 8 -

IR No.

Statement of: Wayne Philip TEMPERO

I asked Grant and he said there was no way we would know because they had gone into the private bank account and we would have to wait for our statement to come back. Grant told me the cheques can show up on a person's statement very quickly but the funds are not available until they have been cleared.

I can not remember if I rung John Banks or if John Banks rung me but I remember that around this time I had a conversation with John Banks. I would have asked "Have the cheques been cleared or not" and he said yes they had been cleared and I told Grant. I don't remember anything else about that phone call.

Before that I would have had only one or two phone calls with John Banks. Those phone calls would have been about how to get through the gates when John and his wife came to 186 Mahoenui Valley Road, Coatesville for the second meeting with Kim and would have occurred on the day of that meeting or the day before.

I think that the phone conversations with John were on my mobile phone [REDACTED] and John was using his cell phone number which is [REDACTED]

After that I had about six phone calls with John banks over a six month period. I spoke to him on his personal number [REDACTED]

The phone calls would have included when I rang John to come to Kim's birthday party and when I invited John to the fireworks.

I remember one time John rung up and asked us who our lawyers were for the Overseas Investment Office. Our lawyers were Simpson Grierson. John was trying to help and just ask questions on our behalf that was all.

My conversations with John were all short and there was no other contact on any other phone numbers.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

01-WSS 03/12

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IR No.

Statement of: Wayne Philip TEMPERO

As far as I know after that second meeting between Kim and John when the cheques were made out Kim and John meet two more times face to face.

One time was at the fireworks display in the viaduct on New Year Eve 2010/2011. Kim was going out of the Hilton as John was going into the Hilton. Kim was on his way to watch the fireworks display from a helicopter and it was just a brief hello.

The next time was on January the 20th 2011 at Kim's birthday party here at the lower house. I remember John gave a happy birthday stand up speech. There were about fifty other people there and no private meeting between Kim and John.

About a month ago John rang up and asked me about my firearms case and just asked how it was going. I think around that time he had also sent me a text asking how I was going. This was before the Sky city donations came up and there was no talk about donations or anything related. This conversation was well before the sky city donations came out.

John was just ringing me to see how I was going and seeing if he could offer me any advice given my situation. This was a call made to me and was not an attempt to contact Kim.

As part of this statement I have been asked why John Banks might have called me in this way given that I my relationship with John Banks has been limited to the times that John has meet with Kim. My explanation is that John was just being a nice guy. I think he was genuinely being a nice guy just seeing how I was going after reading about the firearms charges in the papers.

I have not had any email contact with John.

Since it has come out about the donations made to John Banks I have spoken to Kim about what happened but we have not sat down and discussed the detail of what has happened and what was said.

My recollection of what was said is my best efforts to recall unaided or prompted by Kim.

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 03/12

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IR No.

Statement of: Wayne Philip TEMPERO

I am not subject to any influence from Kim. There has been no coaching. This is what I recall on those meetings on those days.

Everything in this statement is true to the best of my knowledge and belief. I make this statement knowing that it might be admitted as evidence for the purposes of a standard committal or at a committal hearing and that I could be prosecuted for perjury if this statement is known by me to be false or intended by me to mislead.

(Signed)

Statement taken and signature witnessed by:
(Signature & Q/D)



NZ POLICE
WITNESS STATEMENT
Statement must be disclosed
- 1 of 4 -

SI-VWS 03/12

(R No.)

Statement of: <u>Gregory Brett TOWERS</u>	DOB: <u>[REDACTED]</u>
Statement taken by: <u>Detective Sergeant Mark Franich</u>	
Date: <u>21/05/2012</u>	Time: <u>1010 AM</u>

I am speaking with Detective Sergeant Mark Franich of the Auckland City Police Criminal Investigation Branch in relation to contact I made with the Hon. John BANKS of behalf of my client Mr Kim DOTCOM in early 2012.

Mr DOTCOM has waived 'legal privilege' on this matter for me to discuss it with you.

Also present at this meeting is Detective Inspector Mark BENEFIELD of the Auckland City Police Criminal Investigation Branch.



Since this time Simpson Grierson has been the New Zealand law firm acting for Mr DOTCOM. Many different lawyers in the firm have done work for him however I am his principal lawyer contact here at the firm.

Simpson Grierson has provided legal advice for Mr DOTCOM on different matters including acting for him in his Overseas Investment Office [OIO] applications to purchase the mansion and associated property at Coatesville, Auckland and a property in Northland.



Signature: [Signature] Signature witnessed by: [Signature]



NZ POLICE
WITNESS STATEMENT CONTINUED

WWS 03/12

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IR No.

Statement of: Gregory Brett TOWERS

[REDACTED] Mr DOTCOM never asked my views on using John BANKS to help him [REDACTED] I did however subsequently learn through Mr Wayne TEMPERO, an employee of Kim DOTCOM, that John BANKS had been offering advice [REDACTED]

On learning this my advice to Kim DOTCOM was to let them [the OIO applications] go through the normal processes.

I was not aware of any donation Mr DOTCOM made to John BANKS to assist with his campaign to be Mayor of Auckland in the 2010 Auckland Council elections.

I was also unaware (until I read about it in recent media coverage) that there was also a request put to Mr DOTCOM to donate money to the ACT party for the 2011 parliamentary election.

[REDACTED]

I have provided Detective Sergeant Mark FRANICH a copy of the email dated Monday, 20 September 2010 at 1:25pm that provided this advice.

In early 2012, Mr DOTCOM's residence was the subject of a search warrant and subsequently he was arrested and spent nearly 6 weeks in custody at the MI Eden Remand Prison.

While in custody Mr DOTCOM was suffering from major health issues concerning two slipped discs in his back and a torn back muscle that had required surgery to repair. Mr DOTCOM asked me if I would

Signature: [Signature] Signature witnessed by: [Signature]



NZ POLICE
WITNESS STATEMENT CONTINUED

B-WIS 03/12

- 3 of 4 -

IR No.

Statement of: Gregory Brett TOWERS

contact John BANKS on his behalf to seek assistance from Mr BANKS to get Mr DOTCOM additional mattress support to relieve the aggravation of his back injuries.

On the 7th February 2012 I telephoned Mr BANKS' Ministerial office and left a message asking him to please call me about Kim DOTCOM.

On the 8th February 2012 at 12.00pm I received a telephone call from John BANKS on the mobile number [REDACTED]

He explained to me that he had met with Judith Collins the day before and that she wanted support by ACT for some Search & Surveillance legislation and that he had told her that he was concerned about it.

John BANKS said that as much as wished to publicly support Kim that may backfire on Kim if it became known about the election support. He said he was very supportive however of Kim's case.

He claimed to have only ever have spoken with Kim DOTCOM for about half an hour in total but as he was his current Member of Parliament Kim DOTCOM could request a visit by his MP at any time and that he may be able to do something for Kim if Kim asked.

In the remainder of the conversation I discussed the lack of merits of the case against Kim DOTCOM in the United States.

[REDACTED]

Later that day (after speaking with Paul DAVISON QC, Mr DOTCOM's barrister who had also visited him) I followed up this phone conversation with a formal request by email to John BANKS' ministerial email address requesting John BANKS visit Kim DOTCOM in custody at the Mt Eden Correctional Facility (Remand Centre). I pointed out that Mr DOTCOM's medical condition and lack of a suitable mattress was the issue Mr DOTCOM wanted him to visit.

Signature: Signature witnessed by: [Signature]

P391



NEW ZEALAND POLICE
WITNESS STATEMENT CONTINUED

IL-WIS 03/12

- 4 of 4 -

IR No.

Statement of: Gregory Brett TOWERS

On February 20 2012 I received a reply by email from [REDACTED] of John BANKS' ministerial office. It stated that he had received my request and that he [Mr BANKS] said he would try and get to Mt Eden that afternoon.

I have provided Detective Sergeant Mark FRANICH a copy of these emails dated Monday, 20 September 2010 at 1:25pm, and Monday, 20 February 2012 at 11:23am.

I am not aware of John BANKS ever visiting Kim DOTCOM while he was on remand custody in prison.

About a week or more later I received a phone call from John BANKS ministerial office and I was advised that "John BANKS would not be visiting so please do not make contact again."

There is no file note recorded receiving this call on file.

I have no association with John BANKS and may have met him on only one or two occasions. [REDACTED]

Everything in this statement is true to the best of my knowledge and belief. I make this statement knowing that it might be admitted as evidence for the purposes of a standard committal or at a committal hearing and that I could be prosecuted for perjury if this statement is known by me to be false or intended by me to mislead.

(Signed)

Statement taken and signature witnessed by:
(Signature & QID)

MP 6452



NEW ZEALAND POLICE
WITNESS STATEMENT

II-WS 03/12

Statement must be disclosed

- 1 of 5 -

IR No.

Statement of: <u>Grant McKavanagh</u>	DOB: <u>19/11/1969</u>
Statement taken by: <u>Clare McRae</u>	
Date: <u>08/05/2012</u>	Time: <u>12:58 PM</u>

I started working for Kim DOTCOM in May 2010 and finished working for him on the 29th or 30th of April 2011. To begin with I was on a contract rate then went to monthly.

I was the Chief Financial Officer for Megastuff Ltd which meant that I ran the operations in New Zealand, anything that Kim was doing in New Zealand. This included the running of the properties and their finances, the renovations of the properties and the related finances, and the development programmes on the cars (adapting them to Kim DOTCOM's requirements, adding NOS and camera kits).

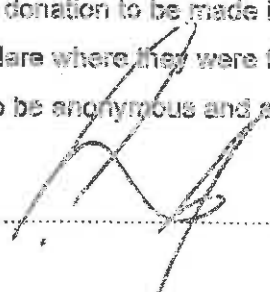
On Wednesday the 9th of June 2010 I was working from my office in the mansion at 198 Maheonui Valley Road, Coatesville, AUCKLAND.

At about lunchtime, between 1pm and 2pm, I was sitting in the office and saw John BANKS and his wife arrive in a Holden car that drove past my office. About half an hour before this I had been told by Wayne TEMPERO that he was coming to have lunch with Kim. I don't know what the purpose of this meeting was.

Wayne TEMPERO is Kim's Head of Security. I have known him about 15 years.

Lunch was held in the mansion but the office I was working from is on the other side of the mansion so I did not see John BANKS and his wife apart from when they arrived. I am only aware of Kim DOTCOM and John BANKS and his wife being at the lunch.

I think it must have been about 4pm that Wayne TEMPERO came to the office and spoke with me. He told me that Kim wanted to donate \$50000 to John BANKS mayoral campaign and that John BANKS wanted this donation to be made in two payments of \$25000 each, which meant that he would not have to declare where they were from. Wayne told me they (not specific as to who) wanted the donations to be anonymous and as removed as possible, by this I assumed they meant with no trace

Signature:  Signature witnessed by:

P397



NZ POLICE
WITNESS STATEMENT CONTINUED

8-WS 03/12

2 of 5

IR No.

Statement of: Grant McKavanagh

back to where the donations came from. I stated that we should bank them away from the Albany Branch.

We had a discussion about how this was going to happen. Wayne suggested doing \$25000 in his name and \$25000 in Kim's name, but I told him that this wouldn't make any difference, they were still coming out of the same cheque account.

I was going to Queenstown the next day so suggested that I would bank or post the cheques from down there. I remember part of the conversation was that it wouldn't be possible to bank them that afternoon because it was getting late. They, I am not sure who, were wanting as much distance as possible and wanting it to be anonymous therefore I decided it would be better to bank or post them in Queenstown than at the normal Albany branch Megastuff Ltd used. At that time we were trying to keep Kim out of the media as he had come to New Zealand to enjoy the beautiful country with his kids, not be in the media.

I have since seen a copy of the cheques printed in the media and know that they were made out to Team Banksia 2010. I can't remember whether this had "Ltd" on the end of it or not. I know these details from seeing the cheques in the media recently. The copies of the cheques that were printed in the paper appear to be accurate copies of the cheques I wrote out on the 8th of June 2010.

Wayne had brought a piece of paper to me in the office with the details of the account name to make the cheques payable to. I wrote two cheques out as requested, for \$25000 each to Team Banksia 2010. These were both from the Megastuff Ltd account.

There was only one Megastuff Ltd account. If I needed more funds I would ask Kim for them for the NZ operations. Initially John LO, Kim's personal assistant at the time, Kim DOTCOM and I could all sign off on the account but then it was reduced just to Kim.

Wayne and I both went over to see Kim and get the cheques signed. I did not come across John BANKS or his wife. I told Kim while he was signing them that I was going to bank or post them down in

Signature:  Signature witnessed by:

P398



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 03/12

- 3 of 5 -

IR No.

Statement of: Grant McKavanagh

Queenstown the next day. I believe Kim said "good" in response to this. Kim is a "no surprises" kind of guy.

I went to Queenstown the next morning. My wife and I had planned this trip as we both have properties down that way. We stayed in a hotel for the weekend. I probably posted the cheques on the 10th, the day we went down there. I have looked at a map and think I posted them at the Queenstown Postshop or near there, on Camp Street. I had the piece of paper with me that had the account and post details on for Team Banksie 2010. I put the cheques into an envelope and addressed it myself but I cannot remember the address to which I posted them. I put them into a post-box at the post shop.

I received a phone call from Wayne after the cheques were posted, to say that the funds had been received. I don't know when this phone call was or who it was from. I am not aware of any receipt or acknowledgement from John BANKS or his associates.

I don't know the extent of the association between John BANKS and Kim DOTCOM. I don't know how they first met and I was not involved in their association so I can't describe it. I am assuming their first meeting was in April 2010, which was when John BANKS arrived at the mansion by helicopter but this is because I have been told about it. I was not working for Kim at this time.

The only times I saw them meet was on the 9th of June 2010 and at the fireworks night which was on New Year's Eve 2010/2011. At the fireworks night John BANKS was a guest there with his wife. Kim and his wife arrived after midnight as they had been up in a helicopter to watch the display. He met briefly with John BANKS and his wife after they arrived but I do not believe this was a "meeting" as such, he was a guest. John BANKS and his wife left not long after Kim and his wife had arrived. I did not actually see or hear them talking together. I was there with my kids.

I came to Kim's birthday party in 2011 but I don't recall seeing John BANKS there, but I was not there for the whole party.

Signature:  Signature witnessed by:



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 03/12

- 4 of 5 -

IR No.

Statement of: Grant McKavanagh

I believe Kim would have generally communicated with John BANKS by calls. They could have possibly used text messages but I can't really see him and John BANKS texting.

I have read the newspapers in relation to the cheques and am aware of the interest that they have generated. I also received a phone call from Wayne about the cheques around the beginning of May 2012. He told me that they couldn't find them, that they were looking in April 2010 and that they needed the details of them. I told him that they were in June 2010, not April.

I received another call from Kim on the same day that Wayne called me. He asked me how the cheques would have shown up on the account statement. I hadn't spoken to Kim since I left [REDACTED]

We have chatted a few times since the beginning of May about the cheques as initially the actual cheques couldn't be found as the date of April was incorrect. I came to see him on the 5th of May 2012 at his Coatesville home address. We discussed meeting with the police about the cheques and arranged this for the 8th of May 2012.

I do not know John BANKS myself.

Everything in this statement is true to the best of my knowledge and belief. I make this statement knowing that it might be admitted as evidence for the purposes of a standard committal or at a committal hearing and that I could be prosecuted for perjury if this statement is known by me to be false or intended by me to mislead.

(Signed)

Statement taken and signature witnessed by:
(Signature & QID)

Signature: Signature witnessed by:



NZ POLICE
WITNESS STATEMENT
Statement must be disclosed
- 1 of 7 -

II-WS 03/12

IR No.

Statement of:	[REDACTED]	DOB:	[REDACTED]
Statement taken by:	A.R. BICKNELL		
Date:		16/05/2012	Time: 12:10 PM

[REDACTED]

I first met John Banks in 2001 during the Auckland Mayoralty campaign.

[REDACTED]



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 03/12

- 2 of 7 -

IR No.

Statement of: [REDACTED]

Over the next couple of years John lost contact with a number of his former political colleagues. However I continued to catch up with him and talk politics. John was considering running for mayor again and sought my assistance. I said that I would help but we needed to address some of his weaknesses and for him to appear less abrasive. [REDACTED]
[REDACTED]

In 2007 John was re-elected as Mayor [REDACTED]
[REDACTED]

For the mayoralty campaign in 2010 I was the [REDACTED]
[REDACTED]

[REDACTED]

In 2010 my role was the [REDACTED] in John's mayoralty race. This involved me helping to develop the message for the campaign and assist on daily matters as they arose.

Signature: [REDACTED]

Signature witnessed by: [REDACTED]

P442



NZ POLICE
WITNESS STATEMENT CONTINUED

IL-WS 03/12

- 3 of 7 -

IR No.

Statement of: [REDACTED]

My tasks included a lot of policy drafting. [REDACTED]

I also worked on the set up of the website and managed the site content. I worked on the polling analysis, interpreting a lot of data and looking at when and where to expend effort in this area.

I did quite a bit of work around direct mailing. Direct mailing is letters addressed to specific people, personalised for area or demographic and sent to people selected off the electoral role.

The letters would include John's vision, policy, something specific to area, information about how to help and respond with support to John. The general idea being that the person would vote for John and/or support his campaign in some way.

In regards to the response aspect of the letters, on the back of the letters there is a response device for how people can help John. For example as a volunteer, help putting up signs, have a sign on their property, human hoardings, distributing pamphlets, join an Email list, host a function or meeting or make a donation.

To make a donation a person could access the campaign website, send a cheque to the Private Bag or make a deposit via credit card or internet banking or at a bank branch, into the campaign account which was published on the website, in the direct mail response device, and in our mass emails.

For this type of strategy we only expect about a 1% response rate reply, which is typical of grassroots level responses.

I had no involvement in fundraising outside of the direct mailing and the online campaign. I managed weekly/bi-weekly emails to the supporters list of around 4000 people. Again donations would be sought periodically through these emails.

Signature: [REDACTED]

Signature witnessed by: [REDACTED]

P443



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 03/12

- 4 of 7 -

IR No.

Statement of: [REDACTED]

I had no role in collecting donations outside the above. I had no one-on-one contact seeking donations. There were maybe some emails where I referred people to the website but no contact with people with high net worth.

[REDACTED] I was a volunteer on the campaign and did not receive any remuneration for campaign work.

I was not the campaign manager. The difference being that a campaign manager is someone who has the authority to write cheques, which I didn't have.

[REDACTED]

In regards to donations received during John's mayoralty campaign I had no knowledge of the donations coming in. [REDACTED] was the Treasurer who managed expenses and donations, keeping the books, accounts for the campaign and monitoring the in/out flow of funds.

My interest of the campaign's finances was for cash flow rather than donations, as I needed to be aware there was money available for the various initiatives we wanted to engage in.

My involvement with [REDACTED] related to cashflow availability.

[REDACTED]

Signature [REDACTED]

Signature witnessed by:

P444

Alison Burtwell



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 03/12

- 5 of 7 -

IR No.

Statement of: [REDACTED]

During the campaign we held meetings at a variety of different locations, including at the Mayor's office (as John was Mayor at the time), and at John's business offices [REDACTED]

During the campaign documents were kept on each individual's computers or laptops. I have copies of the direct mail letters that were sent out. There were three major initiatives, two where up to 70000-80000 letters were sent out, and another of around 40,000. Once in June 2010 which requested support and/or donations, one a couple of days before voting papers went out (no response device for donations), and a final reminder letter to people we thought who had not voted about 7-10 days prior to polling closing (again no request for support/donations).

There was no central network for storing documents, people worked from their own computers. My direct mail, policy, and polling work was sometimes emailed between people, though we also worked off hard copies quite often to prevent leaks.

[REDACTED]

I do not know about any specific radio donations as I only worked on developing relevant messages, not booking time slots. I did meet with the Radio Bureau very early on in the campaign to discuss radio costs once but that particular plan came to nothing. This was around March 2010.

I have been shown a copy of the Electoral Donations form submitted by John Banks on 9th December 2010. I am aware of the form but have not seen it before. I do not recognise the handwriting of each of the donations written down but I can confirm that I recognise the signature of John Banks on the bottom of the form.

I have no knowledge of a specific donation of \$15690.00 for radio advertising.

Signature: [REDACTED]

Signature witnessed by: [REDACTED]
P445

Alison Birchall



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 03/12

- 6 of 7 -

IR No.

Statement of: [REDACTED]

In regards to the Local Electoral Act 2001 I am aware there is a campaign spending limit of around \$585000 over the last 3 months for the Mayoral campaign and there are bylaws regarding where signs can be placed, timings, authorisation statements etc.

I was not aware of any donations coming from Kim Dotcom to John Banks. The first I ever knew of Kim Dotcom was when I saw him in the paper in early 2011 in relation to an expensive home he wished to purchase.

I have no knowledge of any donation made by Sky City to John Banks in the 2010 mayoral campaign.

I was not involved in collecting donations or fundraising, so I do not know who was specifically involved, aside [REDACTED]

I never saw John Banks receive any donations when I was with him over the course of the campaign.

I would regularly communicate with John by text, phone and email. The nature of our contact was that I would usually find it easier to speak with him by phone or in person.

[REDACTED] of
There was never any kind of briefing from John to myself about recording donations. It was not a responsibility of mine during the campaign, and I never saw John give a briefing to anyone else over recording donations.

The PO Box for the campaign was Private Bag 93516, Takapuna

Because my role on the campaign was centred around message, voter outreach and voter turnout, I did not have to focus on fundraising rules, rather, I needed to be aware of the laws, but mostly focused around authorisation, campaign spending, signs, and communications.

Signature: [REDACTED]

Signature witnessed by: Robert Beithell
P446



NZ POLICE
WITNESS STATEMENT CONTINUED

II-WS 03/12

- 7 of 7 -

IR No.

Statement of:



Everything in this statement is true to the best of my knowledge and belief. I make this statement knowing that it might be admitted as evidence for the purposes of a standard committal or at a committal hearing and that I could be prosecuted for perjury if this statement is known by me to be false or intended by me to mislead.



Statement taken and signature witnessed by:
(Signature & QID)

Alison Mitchell ABJ409

ATT00001

Hi Adam,

Please find attached two files as requested.

1. "Reverse Side June GM" - which was a common response device for all of the letters sent out
2. "North Shore June GM" - which is the North Shore focused version of the June direct mail salvo that was posted out.

The letters GM are a reference to "golden master" which means the final version that was sent out and not modified further.



REVERSE SIDE JUNE GM

Here's why you should support John Banks

John Banks has the experience and leadership when you need it most. For example, he has helped solve the leaky homes crisis with Prime Minister John Key and will apply those same values to making sure the new single council for Auckland becomes a social and economic success for you.

As a Member of Parliament for 18 years, John helped families with problems to reach their goals. **He is a former Minister of Local Government,** so he understands how the machinery of Wellington can be harnessed to work for you locally. **As a former Minister of Police** he knows how to deliver you a safer city.

Banksie was an award winning talkback radio host, he listens to people and cares about their concerns.

As a two term Mayor of Auckland City, John Banks knows the new Auckland Council represents an opportunity to restore local decision-making to true grassroots levels by empowering the new local boards representing your community. It's also a way to deliver savings to ratepayers through efficiencies and better decision-making. After all – why do we need seven separate water retailers plus a wholesaler for Auckland?

John is a pioneer in the hospitality industry. For thirty years he was a partner in the highly successful Tony's Restaurant Group, with a key role in building and restoring numerous neighbourhood eateries and taverns. **John knows how to invest in Auckland** to make it a prosperous and exciting place, while keeping your rates affordable.

You might have known him as a local councillor, a businessman, a Member of Parliament, a Cabinet Minister, a Mayor, a mentor or a supporter of charities. One thing has always been the case with John - no matter what he's been doing - he is a straight talker who says what he means and does what he says.

John has come from "the school of hard knocks", which means he knows the value of money. **He's a family man,** married to Amanda (a pharmacist) with three children, a strong supporter of charitable service clubs, a Paul Harris Fellow in Rotary International, a life member of the Lloyd Morgan Lions Club Charitable Trust, and a campaigner for animal rights. John has been awarded the Queens Service Order for Public Service.

With his vision, experience and humanity John Banks can make Auckland a Great city.

You can help Banksie become Mayor for a Greater Auckland by filling out the form below.

Help John Banks become Mayor for a Greater Auckland

Post back in the pre-paid reusable envelope provided to: Team Banksie 2010, Private Bag 93516, Takapuna 0740

YES! I'd like to help John Banks win the Auckland Mayoralty!

I'd like to make a financial contribution (*cheques made out to Team Banksie 2010*)

☐ \$250 ☐ \$100 ☐ \$50 ☐ \$25 ☐ \$10 ☐ other \$ _____

You can also make a credit card donation via www.johnbanks.co.nz or direct credit to Westpac 03-0259-0304767-00

I would like to help the campaign by:

- ☐ Providing volunteer services like putting up signs or helping at meetings
- ☐ Organising a public meeting with a community group or club I'm involved with
- ☐ Receiving emails or other communications from John Banks

Name _____

Phone _____

Email _____ (this is helpful for the campaign!)

Postal address _____

NORTH SHORE JUNE GM

As Auckland moves to become one council, it's important to me your community gets the attention it deserves. Your support for my Mayoralty campaign will deliver these benefits to the North Shore:

I will push for a new harbour crossing and better ferries

Many North Shore residents are frustrated with traffic congestion due to the area's growth. I will use my close relationship with the John Key National led Government to lobby hard to deliver you a tunnel harbour crossing as a priority, including rail, so the North Shore can have quality public transport choices.

My vision is to have the best ferry network in the southern hemisphere. This means enhancing North Shore's ferry connections, integrated ticketing, and improving Stanley and Devonport wharves. We should expand Birkenhead services and consider Beachhaven and Takapuna for future connections.

You deserve to have your rates kept down

Many of us are concerned about rates rises and we want careful spending in a Greater Auckland. I will make sure you get the benefits of the savings and efficiencies we expect from a single council. I have always kept council spending down, with rates rises of **no more than 2.0% for the last two years**. This compares with **my Labour Party opponent who hiked rates by as much as 8.3% when he was the councillor in charge of Manukau City's annual budget**. That is a worry for people who need to budget!

You get protection for the character of the North Shore

North Shore residents tell me how proud they are of the character of their suburbs and their heritage values. As Mayor for the new Auckland, I will continue to nurture the uniqueness and local character of your suburbs, as well as promoting the future plans for business areas like Takapuna.

I have a proud record of recognising heritage, from investing in the Auckland Art Gallery and Pah Homestead, to protecting unique buildings, and working closely with heritage groups to ensure heritage zones have controls to stop predatory demolition. I will also ensure your local board can make decisions, support local events and promote local identity. These are the values and vision I bring to a new Auckland.

Thank you for your support, and kind regards

PS – Please turn over and use the response form to help deliver a Greater Auckland.

FORMAL WRITTEN STATEMENT

[REDACTED] states

- [REDACTED]
7. I became involved with John Banks in assisting with campaigning during 2001 where I met John Banks in Remuera and I also met a [REDACTED] who was involved in 2001.
- [REDACTED]

9. I've helped in all the major campaigns since 2001. The one Super City Election Mayoral Campaigns and also with the Epsom / Act Election.

10. My role really is the Treasurer. I do budgets, **expenses**, spending cap, cashflow, costs and true costs for the last three months of the campaign. The major thing we are concerned about is the spending cap for this Super City Election which was

\$580,000.00 including GST that we were able to spend in the last three months of the campaign.

11. In charge of the bank account on one of the signatures on the [REDACTED] Bank Account which is [REDACTED] and we have a savings and cheque account in the name of Team Banksie. The savings account is currently still open and has an amount of \$500.00 in it. The cheque account is closed. [REDACTED]

12. Most of the meetings during the campaign were run in the Mayoral Chambers in the Town Hall, usually we had meetings around morning tea time and those ran between 30 minutes to a 2 hour period. I couldn't attend them all due to work commitments. I was also overseas for the whole month of September 2010 so missed all information in the month leading into Election Day.

13. John Banks was very strict about expenses; an example of this is that morning teas that were provided to our campaign at the Town Hall were always paid out of campaign expenses. He didn't want the perception that he wasn't paying for anything and he was very strict about our expenses and how they were dealt with.

14. There was a large team involved in the Campaign, including [REDACTED] who volunteered for John; she was an experienced fundraiser [REDACTED] and a large network of potential donors to approach. [REDACTED]

15. The largest campaign donor was John Banks who donated \$80 - \$90,000.00 of his own money.

16. Everybody on the campaign was a volunteer. [REDACTED]

17. I have been shown the Candidate Booklet for the Super City Elections by Detective Sergeant Tim Traviss. I have never seen this document before. I have never read the local Electorate Act 2001.
18. We had a legal firm that advised us on the legislation behind donations and we took advice from them. [REDACTED]
[REDACTED] Early in the campaign we learned that Len Brown, the main opponent in the Mayoralty race, was channelling the majority of his donations through a secret trust. Our advice was that was not in the spirit of Local Body Electoral law, and that we should continue to report in the spirit of the law as we had done over many campaigns, and disclose individually.
19. We initially drew up people to approach for donations; these included people on the NBR Rich List. Our donation target was set [REDACTED] 10 donations of \$25,000.00. We knew we would need to raise in the vicinity of a million dollars, which we considered ridiculous that candidates for a local body election should need to do this.
20. In order to assist people in donating we ordered booklets of bank deposit slips from Westpac and these deposit slips were basically handed out to all campaign team to hand out to people who could deposit direct to our bank account at any time.
21. We also took donations via the website, direct mail was also involved with over 200,000 pieces of mail to households, these Direct mail letters encouraged donations direct to our bank Account and our bank Account number was prominently displayed. I was in charge of the post box which was a Private Bag based at Takapuna Post office. I collected mail sacks regularly, much of it incorrectly addressed mail..but also many donation replies. When it came to collating the Return, I added all the small donations received (nearly 500 individual ones from memory) and declared in the return as an amount received. We didn't need to do this, but wanted to show we had received donations from all over Auckland for small amounts.
22. When the Electoral Expenses Form was filled out we relied on source documents and I had in a folder. The source documents were used to fill out the Expense Forms and obviously the bank statement was used for the donations. I have handed [REDACTED]

this folder to Detective Sergeant Traviss. The documents are contained in the orange folder.

23. [REDACTED] received some donations that were anonymous and she would not tell me who they came from. Everything was notated to a bank statement, and these are in the folder.

24. John Banks to my knowledge has never seen the bank statements and he asked not to know. He never wanted to see the bank statements and he did not want to know where the money came from.

[REDACTED]

is my handwriting on the form; I filled out all expenses using the source documents and the bank statement. I then went to John Banks who signed it and I delivered the Return personally to the Electoral Officer

26. My understanding of what 'anonymous' is, as it relates to donations given during this campaign, is if a person had donated money but they wanted to stay anonymous then it could remain anonymous. We never told Banks where the money came from as he was simply not interested. His main concern was having the funds in the Bank to pay for approved expenses, and the risk that he & Amanda could be left bridging a big money gap. He would tell us off if we ever mentioned donations as he didn't need to know, just the bank balance as mentioned.

27. My understanding of 'anonymous' comes from legal briefing that we have had. I have never read the Act. I have never read the definition of 'anonymous' in the act. We read the meaning of anonymous on the Donation part of the Expenses return & were very comfortable we had completed the form thoroughly.

28. John Banks was always thanking people and one of his strategies was to thank people for donating even if they hadn't and I guess it was just to remind them that we were seeking donations.

29. I did not know of Kim Dotcom in 2010 and only became aware of Kim Dotcom after his arrest and [REDACTED]

[REDACTED] I was surprised at the Campbell Live show advising that Dotcom had donated to the Campaign. [REDACTED]
Subsequent 'reporting' in the Herald showed copies of the cheques as coming from a company called Megastuff, not Dotcom, and that they had been banked in Queenstown. All news to me.

30. I do recall that we received five lots of \$25,000.00. Most of which I still do not know who they came from to this day.

31. With regard to the Sky City cheque the person who signed the cheque was from a legal position at Sky City and I recall receiving the cheque I believe it was in the post and I believe that I rang this person who I knew, worked in the legal department in Sky City and asked them whether they wanted to be either anonymous or have their name on the Donations Ledger and the advice I was given from them was that they wanted to remain anonymous. They did ask for an acknowledgement for their records, and I sent them 1 from the Campaign Team. The donation remained that way through to the Return stage. I read in the Herald after the returns were published (Herald cutting I handed to you) that Sky had donated to both main candidates, which I considered fine if they wanted to now be public about a donation to our Campaign. We had lost the mayoralty, and John had no intention to return to Public life, so we just moved on.

[REDACTED]

33. I never went to Sky City and met with anyone to receive the cheque.

34. [REDACTED]
donations were posted to our Private Bag at Takapuna, some cheques I deposited through Westpac drop boxes in Queen Street. There was no campaign Office. All meetings were at the Town Hall. John banks was incumbent mayor, working 18-20 hour days , 7 days a week on the Campaign trail, he was exhausted, it wasn't an easy Campaign.

35. Facebook and Twitter were run by the Young Nats.

[REDACTED]

36. I as the Treasurer very rarely wrote receipts and I took all the donations for the Expense Form from a bank statement and the expenses obviously from a source documents.

37. When we took the Expense Forms and Donations Forms to John Banks to sign he asked, "Can I rely on you to make sure it is true and correct" and I said, "yes" and his only other concern was to make sure that the document had been filed by the deadline. He explicitly said that he did not want to see a bank statement and he was also quite conscientious and made the comment to say that it was important that all expenses during the course of the campaign were clear in the document and he was very particular about that.

38. I have no knowledge of the company Megastuff and I did not know that was associated with Kim Dotcom at that time.

[REDACTED]

40. Someone on the team said something with regards to advertising and this is with regards to the amount of \$15,690.00. I put this figure in both the expenses and donations forms. I ^{recently} ~~later~~ found out the sum was actually less than we declared because John Banks is so particular about expenses and having heard this come up in a meeting I was quite conscientious to put it down so it was declared. We were really trying to be over careful.

[REDACTED]

[REDACTED]

42. If John Banks got a donation he would give it to me in an envelope these were generally small ones from friends /neighbours. I believe the person who gave us legal advice was [REDACTED]

43. With regards to the \$15,000.00 donation and the deposit slip from Sky City that is my handwriting on the deposit slip.

[REDACTED]