

Dear Gentlemen,

ATP Vojvodina is on the list of 24 controversial privatizations solving of which has been demanded by the European Commission in accordance with the report submitted by the Anti-corruption Council. *ATP Vojvodina* differs from the other 23 privatizations due to the fact that it is the only case in which the investor suffers damages.

The tenth hearing was held in Novi Sad on 3 July, 2014, before the Higher court in accordance with the complaint I filed on 15 December, 2011.

The hearing was postponed for 2 October, 2014, because the commercial and financial expert, Jovan Dragaš, at consternation of all the present, did not understand the court order.

The decision on financial and commercial expertise was given to the expert Jovan Dragaš even in May, 2013. After longer than a year of work on the subject, the expert based his findings on the business activities of *ATP Vojvodina* from the moment of its selling to me on 27 July, 2004, till the beginning of the investment – building of the bus station and the service.

It means that he covered the period in which the damage was not made!!!

I filed the lawsuit on 15 December, 2011, against the City of Novi Sad because the City of Novi Sad did not act in accordance with its part of the contract by which it had to redirect the traffic to the new bus station built by my company *ATP Vojvodina* using the loan guaranteed by the property of my mother companies as well as my personal property.

In spite of having all the valid documents, *ATP Vojvodina* company could not start the work of the bus station which in that time employed 500 workers. The company went bankrupt and the same happened to my mother company.

I filed the lawsuit in order to define and get the money for the lost profit because neither company nor me generated any income from the investment.

During the bankruptcy proceedings it was found out by the final decision that the City of Novi Sad did not obey its part of the contract and *ATP Vojvodina* collected 390 million dinars from the City budget as compensation for the damage. Even that amount was several times smaller than it should have been.

It is very interesting that the expert in that case, in accordance with the same demand and identical documentation, was also financial and commercial expert, Jovan Dragaš.

I was astonished when I received the finding for the period I was, in this case, not interested in at all, because it was not the subject of my complaint because it covered the period before building of the bus station and service, i.e. before the investment. It is also very strange that the court coldly accepted the statement of the expert that he had had such an order and that the period to be expertly analysed had not been determined. The period to be expertly analysed was very clearly defined in the complaint and it should have especially been clear to the expert Jovan Dragaš who has been involved in the case from 2008.

This is a real political and criminal pressure on the independent judiciary and obstruction.

I would like to remind you about the way in which the political pressure was exercised in the court procedures in case of *ATP Vojvodina* from November 2012:

- 1) Forming of the work group for investigation of the *ATP Vojvodina* case and the group consisted of the group of citizens, members of the city councils of the public companies in the City of Novi Sad.
- 2) Submitting of the pointless report of the work group to the Court of Appellate in Belgrade on the eve of the judgement making and out of all the terms for submitting the complaints.
- 3) The Court of Appellate's judgement brought in January, 2013, saying that the City of Novi Sad had to pay 14 million Euros to *ATP Vojvodina*; the City of Novi Sad filed the demand for protection of legality and the pressure was being put on the independent judiciary and prosecutor's office.
- 4) Under political and criminal pressure, the Supreme Court of Cassation made their decision in the record time of 24 days saying that the judgement was in favour of *ATP Vojvodina* but with enormously reduced amount of money.
- 5) On 21 June, 2013, I filed the constitutional complaint to the Constitutional Court of Serbia which was also under the political and criminal pressure.
- 6) As for the litigate for the personal damages compensation before the Higher Court in Novi Sad, there are obstructions and political and criminal pressure is being put on the experts and the judges in the proceedings.

All the abovementioned facts can be seen on my personal site www.ilijadevic.com

Bearing in mind the fact that the screening for the chapters 23 and 24 has been completed, the report of the European Commission is being expected.

Best regards,

Ilija Dević , the investor of *ATP Vojvodina* company