

## **IVAN CATALIN DANIEL – WITNESS STATEMENT**

**10.06.2014**

The undersigned Ivan Catalin Daniel, I hereby state:

I have been the general director and administrator of S.C. MEGACONSTRUCT S.A. since 2008, for approximately two or three years.

From what I know, this company's shareholders are THE NOVA GROUP INVESTMENT BV and S.C. THE NOVA GROUP INVESTMENT ROMANIA S.A. and the representative of the majority shareholder is Peter Wisse, German citizen.

The company's main object of activity is the distribution and delivery of natural gas, through pipes.

Although in Romania S.C. MEGACONSTRUCT is an independent company, related to the majority shareholder, respectively THE NOVA GROUP INVESTMENT BV – Dutch company, the company is part of a holding, same as S.C. BAUMEISTER S.A.

During the performance of its activity, this company had commercial relationships with S.C. SIGUR INDUSTRIAL CONSTRUCT, former S.C. BAUMEISTER S.A. On behalf of this company, I was keeping in touch with MIHAI IONESCU – general director, FIRESTAIN DANIELA, about whom I cannot say what capacity she had and also with ONUTE DANIEL, that was a jurist. Regarding ONUTE DANIEL, I mention that he has also been employed as a jurist in 2010 for a few months at S.C. MEGACONSTRUCT S.A.

At the time I was employed as general director of S.C. MEGACONSTRUCT S.A., I had discussions with ADAMESCU BOGDAN ALEXANDER, whom I think he was the administrator of the company in that period. Also, at ADAMESCU BOGDAN ALEXANDER's suggestion I became the administrator of S.C. MEGACONSTRUCT S.A.

In regard to ADAMESCU GRIGORE DAN, although he did not had an official capacity with S.C. MEGACONSTRUCT S.A. in the papers, I have perceived him, as other people did, as a boss. The important decisions regarding the company's investments were taken by me, but after I was consulting with the latter.

During the first years of activity, considering that ADAMESCU BOGDAN ALEXANDER was in the country, I have been meeting him often yet during 2013 – 2014, I had the meetings regarding the company's activity with ADAMESCU GRIGORE DAN.

I was keeping in touch with ADAMESCU DAN GRIGORE either by means of ASTRA's secretary or by telephone (I was calling him on his personal telephone number).

I know the fact that S.C. SIGUR INDUSTRIAL CONSTRUCT, former S.C. BAUMEISTER S.A. has entered in insolvency state during 2013 and that S.C. MEGACONSTRUCT S.A. has a receivable claim in value of approximately 50.000 RON, which is registered with the table of debts.

I was perceiving FIRESTAIN DANIELA as financial director of S.C. BAUMESITER S.A. and thus we had casual discussions, considering that S.C. MEGACONSTRUCT S.A. was the gas contractor of the headquarters where the companies from S.C. BAUMEISTER S.A group where performing their activity.

From what I know, although S.C. SIGUR INDUSTRIAL CONSTRUCT S.R.L. was in insolvency, I have delivered a notice regarding the registering of the receivable in the last day of the legal term. Also, I do not know whether other creditors had problems with the registration of the receivables.

On 14.05.2014, I had a discussion with FIRESTAIN DANIELA, ONUTE DANIEL and a lawyer named POPESCU at S.C. NOVA GROUP INVESTMENT ROMANIA S.A. headquarters. During that discussion, ONUTE DANIEL informed us that there is a possibility of losing a trial yet he did not mention anything in regard to the object of the file.

On Friday, 16.05.2014, I have requested a meeting with ADAMESCU GRIGORE DAN in order to discuss aspects in relation with the activity of S.C. MEGA CONSTRUCT S.A. FIRESTAIN DANIELA has also participated at this meeting, which took place at HOTEL INTERCONTINENTAL, 21<sup>th</sup> floor. In this meeting, after I have emphasized the problems about the company that I represent, I assisted for approximately 10 minutes at the discussion between FIRESTAIN DANIELA and ADAMESCU DAN GRIGORE, where I found out that they have discussed about the possibility of losing the trial regarding S.C. BAUMEISTER S.A.'s insolvency. In respect of this situation, ADAMESCU DAN GRIGORE has requested FIRESTAIN DANIEL to calculate the value of the amount which he should have been forced to pay, in case of losing the trial. Moreover, ADAMESCU DAN GRIGORE had tried to contact ONUTE DANIEL on his telephone but the latter did not answer, reason why ADAMESCU DAN GRIGORE requested me to contact him and to inform him that on the following day, there should have taken place another meeting between ADAMESCU DAN GRIGORE, FIRESTAIN DANIELA, GEORGE DUMITRU CLAUDIU and ONUTE DANIEL.

I have not personally met GEORGE DUMITRU CLAUDIU.

I have forwarded the message to ONUTE DANIEL and the latter replied that he could not attend the meeting that day, because he had a chirurgical intervention at his jawbone.

I mention that the object of the discussion from the following day between FIRESTAIN DANIELA, ADAMESCU DAN GRIGORE and ONUTE DANIEL was related to the ending of the trial in case of losing the insolvency file.

Saturday or Sunday, on 17 or 18 may 2014, I have contacted FIRESTAIN DANIELA on the telephone, in order to have a meeting at a cup of coffee and the latter replied that I should come at her domicile in Corbeanca, thus informing me about the address and mentioning that MIHAI IONESCU – former general director – should also attend.

When I arrived, FIRESTAIN DANIELA and MIHAI IONESCU were discussing about the likelihood of losing the trial of S.C BAUMEISTER S.A and about the technical consequences in this respect. I stepped out of the courtyard with FIRESTAIN DANIELA in order to smoke a cigarette, occasion when the latter requested me to contact ADAMESCU DAN GRIGORE whom should call her, as she needed a lawyer. In this context, I found out from FIRESTAIN DANIELA that she had been heard as a witness in a file from National Anticorruption Directorate.

On that day, I have contacted “Dorel” – the chauffeur – of ADAMESCU DAN GRIGORE whom has arranged a meeting with the latter during the same day, at the house of ADAMESCU DAN GRIGORE from Aviatorilor. Thus, I have informed ADAMESCU DAN GRIGORE about the request of FIRESTAIN DANIELA for appointing her a lawyer, because she was summoned at National Anticorruption Directorate.

Further to this meeting, during the next week, I met FIRESTAIN DANIELA once again and we have discuss only private issues, which are not related to the insolvency file whatsoever.

The statement has been given at National Anticorruption Directorate between 09:30 and 10:35.

The statement has not been audio/audio-video recorded.