

From: Bestuur Emoya-Europe info@emoya-europe.org
Subject: Re: Email to LAEOU, EEF, SOS
Date: 19 May 2018 at 1:24 PM
To: Albert le Roux albert@emoya.org.za
Cc: info@Lionel de Lange info@laeoukraine.org, Minunette Heuser minunette@emoya.org.za, Savannah Heuser misshouser@gmail.com, Lloreen le Roux lloreen@emoya.org.za

Albert,

Thanks for your reply but we and our lawyers are a confused by this reaction from Emoya South Africa.

It seems that Emoya SA thinks that they are still in control of the situation and are able to demand terms and agreements, but as of 16 may 2018 Emoya South Africa is no longer part of this rescue and **the lions are not going to Emoya South Africa.**

In the letter from 16 may there is a clear message that states: **As organizations we have decided to stop working with Emoya South Africa immediately.**

Because of this letter we feel that we are not bound to react to any of the remarks Emoya South Africa is giving because it no longer matters. But, to be fair we list our answers below.

- **You claimed that the official e-mail address of Emoya Europe was changed**

We cannot help it when people skip the email address where the e-mail was sent from. A simple **reply to all** was more efficient and easier than creating a new e-mail and sending it to us as private persons instead to Emoya Europe Foundation as the legal entity in this.

The 5 working days Emoya SA enforced to respond was done without consulting us. We weren't allowed 5 working days after the question was made on the Monday of the Skype meeting. Albert was fighting over the phone with Lionel 2 days after this Skype meeting as to why we did not post the agreement. We have a video copy of that Skype conversation sent to our lawyers for what was said and what is not said.

- **You confirm the termination of the agreement between LAEOU, EEF, SOS and Emoya Sanctuary by LAEOU, EEF & SOS**

We would like to see a written version of that agreement because as far as we know we only agreed on working together verbally and EMOYA SA was the first to pull out of this verbal agreement by not keeping themselves to the task that we, and Emoya agreed upon, such as fundraising and promoting the Emoya Europe Foundation including the three lionesses. Emoya SA has violated this agreement themselves when they stopped promoting and by removing the donation webpage without prior knowledge to us, so that means that we can not be hold legally to any agreement if EMOYA SA violated this agreement. So, in the end there was no agreement after all.

- **You write about that we violate the original Foundation Policy**

To which policy are you referring and do you have a written agreement that we accepted that policy. For your information, Emoya Europe Foundation is an independent Dutch organization/foundation and not legally bound to Emoya SA what so ever. As Dutch/European citizens we are operating under the Dutch/European laws so any policy that is not validated by Dutch or European law is not valid if there is no written agreement between organizations bound by it.

- **You demand us to stop using the name Emoya any longer**

Who do you think you are that you can demand us to stop using a name that does not belong to you either?

Since the name of the foundation is in accordance with the Dutch and European laws, a South African organization with the same name can not claim to remove this official name by having the foundation cancelled as that name is not trademarked by International law. The name Emoya is from Swahili and it existed long before Emoya South Africa ever started using it. Therefore it doesn't belong to Emoya SA and since the name is free you have no say in if we keep on using it or how we are using it.

But we removed the name Emoya out of our communication because we do not want any association with it any longer. But we are still the legal owner of the domain name Emoya- Europe.org and we are free to use that in any way we like.

We have few demands of our own:

1. We demand that Emoya SA stops with any activity on their website and Facebook page concerning our private adresses and names. If not we will take legal action with the new European privacy law behind us. We already contacted the hosting firm of your website and the next time our lawyers will demand a notice and take-down of your website if you are still in violation with European law by posting personal information of us, as European citizens, without our consent. If you want to name us then we suggest using EEF since that is still a legal entity in this matter. This is also true for the other names from European citizens Emoya SA is posting about, such as the people from SOS Zoo and Bear rescue was and our fellow ex-director.
2. The money Emoya SA raised for the 3 lionesses does not belong to Emoya SA but to the keepers/carers of the 3 lionesses. As stated in our letter, the money raised by Emoya SA in their own bank account must be used for the goal the money was raised for. Using it for any other purpose is in violation of the law. We would like that money to be deposited to the 3 lionesses Paypal account within 10 days.

And, last but not least, a well-intentioned advice. Let's keep this especially professional because every action, that gets negative news attention, will be an attack on the animals we all care and love about the most. Do not let them fall victim to hatred, envy, unhealthy big egos and narcissistic behaviour. As Emoya South Africa's website is clearly saying that it is all about the animals, well let's keep this all about the animals then. In our humble opinion, Emoya SA has more to worry about than the placement of these 3 lionesses that are in our care.

Kind regards

Emoya Europe Foundation and LAEO Ukraine

On 17 May 2018 at 14:33, Albert le Roux <albert@emoya.org.za> wrote:

Dear All

Lawrence Anthony Earth Organisation Ukraine (LAEOU)

Lionel de Lange

SOS Zoo & Bear (SOS)

Chantal Jonkergouw

Caroline Green

Emoya Europe Foundation (EEF)

Conny Eckhardt

Mike Kortzorg

Ghislaine Zonnenberg (resigned)

Emoya Sanctuary (ES)

Emoya Sanctuary (ES)

Savannah Heuser

Minunette Heuser

Albert le Roux

Lloreen le Roux

Gordon Cohen (non executive)

Herewith we confirm receipt of 3 emails send by LAEOU & EEF on 16 May 2018.

Despite the conflicting content, we herewith confirm the commitment of Emoya Sanctuary to the relocation of the 3 lionesses to Emoya Sanctuary and the cub Nathan to Stichting Leeuw. The terms and conditions will have to be reviewed and accepted by all parties, including the donors.

We further refer to the following communication:

- Emoya Sanctuary email dated 12 May 2018 confirming receipt of email by LAEOU & EEF. Emoya Sanctuary committed to an official reply within 5 working days. In their email, LAEOU and EEF made it clear that the content was neither an agreement or contract but merely for discussion purposes.
- We refer to a voice note send by Lionel de Lange (LAEOU) so Savannah Heuser on 12 May 2018 clearly indicating that at least De Lange had received the email send by Emoya Sanctuary earlier the morning.
- We refer to several "fake news" Facebook posts by LAEOU & EEF within hours of the voice note send to Savannah Heuser. These posts were shared on numerous pages. This was done without giving Emoya Sanctuary the opportunity to reply to the proposed "concerns".
- We refer to the email send on 13 May 2018 by EEF. This email suggests that EEF did not receive the Emoya Sanctuary email send on 12 May. All partners were copied in and IF the email address of EEF had changed, Emoya Sanctuary was not notified.
- We refer to the three attached emails from LAEOU & EEF received on 16 May 2018. Emails were send to donors before terminating the agreement with Emoya Sanctuary. The content **confirms the termination of the agreement between LAEOU, EEF, SOS and Emoya Sanctuary by LAEOU, EEF & SOS.**

Finally, we request Emoya Europe Foundation to relinquish the Emoya name and to stop using our logo with immediate effect as "promised" on their website and confirmed by

Conny Eckhardt that EEF has no connection to Emoya Sanctuary, South Africa at all. Eckhardt and Kortzorg violated the original Foundation Policy. The removal of the name EMOYA includes:

- Foundation name
- Website
- Facebook page
- Instagram
- Any other social media profiles
- Any official or unofficial communication

Kind regards

Albert le Roux
Chairman
Emoya Sanctuary

