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το Legal De	epartment		
/ The Plan	net		
From Harriet Campbell		Fax 001 281 714 3001	
Pages 4	(inclusive)	Date 4 March 2008	
Re Legal No	otice		

**Dear Sirs** 

Please see the attached urgent legal letter.

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**x** 04-03-08 15:33

# PRIVATE AND CONFIDENTIAL

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#### BY FAX AND BY EMAIL

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## **URGENT LEGAL NOTICE** PRIVATE AND CONFIDENTIAL **NOT FOR PUBLICATION**

Our Ref: SMS/HC/E0087/001

4 March 2008

Dear Sirs

### EIM (United Kingdom) Limited ("EIM")

We act for EIM (United Kingdom) Limited, an English limited company established by Mr Arpad Busson (who is Chairman) and regulated by the Financial Services Authority. Our client's business is to facilitate construction and management of tailor-made funds and portfolios of hedge funds. A link to our client's website appears below:

# http://www.eimgroup.com/jahia/page26.html

We refer to an article entitled 'Merchant Banks to run Academy Schools', published within The British Free Press journal and appearing on the website www.eutruth.og.uk. The article can be viewed via the following link (the "Article"):

http://www.eutruth.org.uk/bfpjan.pdf

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Regulated by the Solicitors Regulation Authority Partners: Rachel Atkins - Gideon Benaim - Rod Christie-Miller - John Kelly - Keith Schilling - Simon Smith **c**+44(0)20 7034 9200



In essence, the Article alleges that our client, EIM, is implicated and involved in the Marc Dutroux Belgian paedophilia scandal. It does so through wrongly asserting that Arpad Busson, the Chairman of the children's charity, ARK (which funds a school in London) is also the Chairman of the European Institute of Management (thereafter referred to as 'EIM' within the Article). It refers to a website www.pehi.eu, which accuses the European Institute of Management as being connected with the paedophilia scandal.

In fact, the Article confuses the European Institute of Management with our client, EIM. The two are not in any way related. The allegations made within the Article are false, gravely defamatory and misleading.

The Article also constitutes a breach of our client's intellectual property rights. By publishing the Article, you are holding our client out as associated with the European Institute of Management. Publication of such false and misleading descriptions is likely to cause confusion or mistake or to deceive as to the affiliation, connection or association of our client with other financial entities and other entities allegedly linked to criminal acts. These infringements of our client's rights are serious.

As the host of the eutruth.org.uk website you are liable for the publication of the defamatory and infringing material. Once an internet service provider has notice that it is hosting or publishing a defamatory publication, it has no defence under Section 1 of the Defamation Act 1996.

Now that you are on notice of the defamatory material you are enabling to be published, our client requires the following action to be taken as a matter of urgency:

- 1. That you immediately and permanently delete the defamatory content from your server, and effect the removal of the article from the eutruth.org.uk website; and
- 2. Your undertaking in writing not to allow the same or similar allegations contained within the article to be held on your server.

In anticipation of your co-operation we await your confirmation via return e-mail to linda.koekemoer.co.uk that you have complied with the requests set out above.



Pending confirmation of the above we must reserve all of our client's rights, including his right to issue legal proceedings against you.

We trust this will not be necessary and look forward to your prompt response.

Schillings

Yours faithfully