

Rudi Marquardt Electronic Co. Limited

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Director of public Prosecutions of Kenya
Mr. Noordin Hajji
NSSF Building, Block "A", 19th floor
PO-Box: 30701-00100
Nairobi



Printed link
has been
delivered
to the DPP
by the
Registry
Charles
Rono.

RE: JUSTICE

Dear Mr. Hajji

I'm Rudolf Marquardt from Germany and I visited your office personally last year.
In June 2019 I've send you my representative, a lady by the name Bilia Kilwahe with a power of attorney.

Again, I need your assistance after the shocking ruling on case No. 542/2015 of Nov. 2018 at Kisumu Law Court!

Whether it was a premeditated move or sheer ineptitude the DPP withheld from the court the documentary evidence and declined to call the witnesses who were waiting to give evidence to enable the court to acquit the accused.

In the next few days I will travel to Kenya to seek audience with your office to help me understand the points listed below

- - **1.** On what ground did the DPP known as Caro of your Kisumu office opted to conceal the evidence from the Magistrate. (*see the attached copies*).
- - **2.** From the DPP's conduct it was obvious she did not intend to allow the investigation officer to avail copies of the "Original Title Deeds" certified by a Commissioner for Oath and gave no reason for not producing them!
- - **3.** The conduct of the DPP in court was that of an advocate of the accused person and not the State. By declining to appeal the court ruling it was obvious she acquiesced to the court's decision sanitising the crime
- - **4.** The DPP saw no need to have the Registrar of Lands G. G. Gachihi clarify why in Sept. 2013 he rejected certified copies of the Title Deeds by a Commissioner for Oath presented to him by my representative with power of attorney and instead he, Mr Gachihi gave instruction that I must produce the original Title Deeds in November, and not any time before then which I did when he, Gachihi had indeed started the process of transferring my properties. It is therefore clear that the Registrar of Lands just needed time to transfer my properties without my knowledge, consent or the Title Deeds which are still in my possession.
- It is also baffling why the DPP remained silent on the matter in court when the officer who investigated the matter is aware and was available to adduce evidence. (*see the attached copies*)

Attached:

- to 1., 2., 3., 4., 5.: Summary of what happened with copies of documents and evidence and list of witnesses in case 48/2014
 - "What happened" in chronicle order
 - List of witnesses in case 48/2014 from July 2013 till today (2019)

- to 1., 2., 3., 4., 5.: Ruling from 26.02.19 in case 542/2015 and Memorandum of the shares in the Limited Company of Rudi Marquardt Co.Ltd.
 - Ruling from 26.02.2019, case 542/2015
 - Memorandum of association of Rudi Marquardt CoLtd

- to 2.: Certified and sealed copies of the "Original Title-Deeds", certified by a notary of public, handed over from Rudolf Marquardt to the investigation officer in 2016?
 - Certified copy Title-Deed 4794ss German Notary
 - Certified copy Title-Deed 5087ss German Notary

- to 2.: List of witnesses and documents from the committee at the Headquarter of the Police in Kisumu in 2016?
 - List of witnesses at the headquarter of the police in Kisumu in 2016

- to 4.: List of witness and documents **in September 2013**, when the registrar G.G. Gachihi refused to accept the sealed and certified copies of a notary public and forced Rudolf Marquardt to come end of **November 2013**, to present him the "Original Title-Deeds"
 - Witness for the meeting with the registrar end of September 2013

- to 4.: List of witnesses and documents **in November 2013**, when the registrar G.G. Gachihi accepted the "Original Title-Deeds" from Rudolf Marquardt as the "**ORIGINALS**"!
 - List of witnesses from the 29th of November 2013

- to 4.: The registrar G.G.Gachihi has send a letter to the accused after proving the "Original Title-Deeds" in front of several witnesses!
 - The letter from the registrar G.G,Gachihi to the accused

I`m waiting now more than 5 years to get Justice in Kenya!

Best regards and thanks so much in advance

Rudolf Marquardt, German investor, phone 0714 075 177 (also on WhatsApp)



The DPP is aware that:

1. **The investigation officers Simba Charo and Jeff Njeru** accompanied us to the Registrar of Lands in November 2013 present the "Original Title-Deeds" which the Registrar made copies in the presence of 6 witnesses and kept.

G.G. Gachihi himself:

Rudolf George Marquardt who is the majority shareholder of Rudi Marquardt Electronic Company Limited visited this office on 29th November, 2013 in presence of previous proprietor Alice Chepkemoi Ngeno and denied ever having transferred the properties to you. In addition he was in possession of the Original Title Deeds issued to him on 10th July, 2000 and 15th April, 2002 for both parcels.

List of witnesses from the 29th of November 2013 (attached)

- **2. The registrar G.G.Gachihi has send a letter to the accused after proving the "Original Title-Deeds" in front of several witnesses!**

The letter from the registrar G.G.Gachihi to the accused (attached)

3. *In 2016 I visited the Headquarter of the police in Kisumu together with the Personal Assistant of the Director of Directorate of Criminal Investigations from Nairobi*

The investigation officer by the name Alfred Shibeka was presented at Mr. Gachomo`s office, the CCIO.

At the request of Mr. Mwatata Munga, the personal assistant of the director of CID in Nairobi, the sealed and certified copies by notary of public of the "Original Title-Deeds" were handed over to the investigation officer Shibeka with instructions to deliver them to the court in Kisumu.

"For security purposes for the plaintiff now there is no need to bring the "Original Title-Deeds" again, so Mr. Munga.

List of witnesses at the headquarter of the police in Kisumu in 2016 (attached)

- Certified copy Title-Deed 4794ss German Notary (attached)

- Certified copy Title-Deed 5087ss German Notary (attached)

- ...

Please have a look at the attached ruling!

On what ground did the DPP known as Caro of your Kisumu office opted to conceal the evidence from the Magistrate?

Ruling from 26.02.2019, case 542/2015