

INVESTIGATION COURT NO. TWO OF MARBELLA  
Against: Kelvin John Fisher.  
Private Prosecution: Hans B. Friedli Von Muhlenen

THE ATTORNEY AT LAW OF THE ADMINISTRATION  
OF THE ADMINISTRATION OF JUSTICE OF COURT  
NUMBER 1 OF MARBELLA AND ITS PARTY,  
I BEAR WITNESS: That on PA157/92,  
appears the following information:

182

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OR6169901

COURT ORDER. / In the city of Marbella on the twentieth of March, nine thousand and ninety-three.-

Writ; returning the present proceedings for the Private Prosecution, with its previous writing, which will be attached to them. The procedure that was conferred to it, with the allegations contained in said document, is considered to have been withdrawn by said representation. And

FACTUAL BACKGROUND:

UNIQUE.- That the present abbreviated procedure was sent to the Public Prosecutor pursuant to the provisions of art. 790 and of the L.E. [illegible] and returned with the following report: "THE PROSECUTOR is interested in the provisional OVERRIDING of article 641,1 of the Law of Criminal Procedure, with a CLEAR RESERVE OF CIVIL ACTIONS. The cautionary measures adopted (deposit and intervention of the vehicles) must be void immediately, returning them to whoever was possessing them when the fact occurred, where they will be intervened and deposited at the Court's discretion during the term of THREE MONTHS, the period in which the corresponding CIVIL LAWSUIT must be filed. (Article 635, paragraph 4 of the Law of Criminal Procedure)."" As for the representation of the Private Prosecution in withdrawing said procedure, the request of the Prosecutor was fully granted.

MATTERS OF FACT:

UNIQUE.- In the absence of sufficient elements in the proceedings: to duly justify the commission of the crime denounced and that has led to this procedure, the request of the Prosecutor, to which the representation of the Private Prosecution has shown its total conformity, in the procedure that was conferred to it, it is in the case for decreeing the provisional dismissal of the article 641-1 of the Law of Criminal Procedure, except or the civil prosecutions, and other measures requested and that will be listed in the operative clauses of this ruling.

OPERATIVE CLAUSES:

The Honorable Judge STATED: That the provisional Obligation of Article 641,1 of the Criminal Procedure Law, of the present lawsuit should be issued.

Therefore removing the precautionary measures adopted previously, and immediately reintegrating the possession of the vehicles referred to in this proceeding to the defendant, where they will be intervened and deposited, with that individual, under the legal formalities, at the disposal of the Court during the term of THREE months, the period in which the corresponding CIVIL LAWSUIT must be filed. (Article 635, paragraph 4 of the Law of Criminal Procedure)

The office to issue will submit to the representation of Mr. Fisher to handle, and to be able to carry out the order, being the cost of the transfer of the vehicles to the appropriate site his responsibility; The [illegible] must issue the corresponding record for such purposes.

It is ordered that notice be given to the Public Prosecutor's Office and the parties involved.

Sent and signed by the Honorable. Mr. JOSE-GONZALO TRUJILLO CREHUET,  
Investigation Court no. two of Marbella and its party, I hereby testify.

E./-

[signature]

DUE DILIGENCE. - Complied with, I hereby testify

The foregoing is a faithful and true transcription of the original to which I refer to, and for the record and corresponding effects, I issue and sign this document in Marbella on 12-19-17

Clerk, Court of  
First Instance  
No. 1.  
Judicial Public  
Faith  
MARBELLA