

MOHD ASHRAF BIN OTHMAN

LLB (HONS) IIUM

MOHAMMAD SALAHUDDIN BIN ABDUL GHANI

LLB (HONS) IIUM

NIK ZARITH BIN NIK MOUSTPHA

LLB (HONS) IIUM

MOHD FIRDAUS BIN AHMED KHAMAL

LLB (HONS) IIUM

Please quote our reference in all correspondence

Our Business Hours: Monday – Friday * 9.00 am – 6.00 pm

Your Ref : Please advice

Our Ref : MANZ/L-GEN-CIV/1143/FWSRM-ZK/2019/MA/ma&nz

Date : 23rd December 2019

**YB HAJJAH ZURAIDA BINTI KAMARUDDIN
NAIB PRESIDEN PARTI KEADILAN RAKYAT**

Lot 98, Lorong Tanjung 9,
Kampung Melayu Ampang,
68000 Ampang, Selangor Darul Ehsan.

By Registered Post

YB Hajjah,

Re: Defamatory statements made by you against Farhash Wafa Salvador Rizal Mubarak, in your speech delivered and published at a dinner event in Renaissance Kuala Lumpur Hotel, on 8.12.2019, which was further disseminated through a Youtube channel called “Azmin Ali”, and is widely circulated thereafter.

NOTICE OF DEMAND

1. We act for **Farhash Wafa Salvador Rizal Mubarak** ("our Client"). Our client is the “Pengerusi Majlis Pimpinan Negeri Keadilan Perak” and also holds the position as the Political Secretary to the President of PKR.
2. We have been instructed to inform you as follows:

THE DEFAMATORY ARTICLE

3. You have published defamatory, disparaging and unfounded statements concerning our Client, vide your **speech, which was delivered and published at a dinner event in Renaissance Kuala Lumpur Hotel, on**

8.12.2019, in front of a live audience, numbering not less than 3,000 attendees, (“The Article”). The Article was recorded in a full video footage, and was widely circulated by you, and/or with your consent and encouragement, through a Youtube channel called “Azmin Ali”, and can be accessed by the public from the said Youtube Channel, i.e. [<https://youtu.be/7IGFRIRScI8>]. Further and/or in the alternative, you have allowed, consented, promoted and/or encouraged the recording and publication of the Article by various media representatives who were present at the said dinner event, and the Article can also be accessed by the public from various sources on the internet.

References to our Client

4. In the Article, which is defamatory of our Client, you have referred to our Client by some specific references to the attire worn by our Client at PKR’s congress in Melaka recently, and to the official postsheld by our Client in PKR. You said “*apa tak mafia, **datang congress pakai baju hitam, pakai songkok hitam***” [the bold emphasis is ours]. It is a known fact that our Client had worn a black attire and a songkok, at the PKR’s Congress in Melaka recently. Further, you said “*pengerusi negeri perak*” and “*setiausaha politik Anwar Ibrahim*” as references to our Client’s posts. Our Client’s posts as the ‘Chairman of Perak’ and a political secretary to the President of PKR are widely known. Therefore, the identity of the person you have defamed, is easily understood by the viewer/listener of the Article, as a reference to our Client.

THE DEFAMATION

5. The defamatory words in the Article are particularized in the table below. We have used the video footage in the said Azmin Ali’s Youtube channel to mark the time the statements were made in the said footage: -

Time	The statements you made	Defamatory meanings, imputations and innuendos
4:05	saya tanya Radin, saya tanya Nurul Huda, pernahkah kita menggunakan gangster- gangster untuk jaga	Our Client is a gangster, a criminal, generally bad, having a criminal intent.
4:12	pernah tak kita guna baju hitam?	Black shirt (or clothing) signify the ulterior or bad intention on our Client's part
4:17	pernah tak kita guna muay thai?	Our Client had used violence and intimidating tactics to achieve his aim.
4:22	siapakah yang jadi petugas-petugas tu?	Our Client was responsible for the brawl that erupted during the PKR Congress in Melaka recently
4:33	sotong! Sotong! Sotong! (cheering from crowd)	Our Client was a problem, pest, not fit to hold office, bad and should be regarded as the enemy.
21:04	sebab dia sangka kalau azmin kena pecat, dia boleh jadi menteri	Our Client had an ulterior and sinister agenda
21:10	zuraida kena pecat, dia jadi menteri.	Our Client had an ulterior and sinister agenda
21:15	kj kena pecat, dia jadi menteri.	Our Client had an ulterior and sinister agenda
21:20	sebab tu dia pekik pecat! Pecat! Pecat!	Our Client had an ulterior and sinister agenda

21:24	dia ingat muka dia boleh jadi menteri ke apa?	Our Client is unfit to hold office or to be involved in politics
21:47	semalam dan hari ni adalah mereka-mereka yang mencuba	Our Client had an ulterior and sinister agenda
21:55	nak dapatkan apa? Nak dapatkan jawatan menteri, seronok kalau diaorang kena pecat, kita dapat jawatan menteri.	Our Client had an ulterior and sinister agenda
23:20	perlantikan-perlantikan politik yang diberikan oleh parti yang menang keadilan, dirosakkan oleh pemimpin-pemimpin pengerusi negeri.	Our Client was a spoiler, and destroyer, and had ruined the party
24:50	saya,siva yang mana di Selangor tidak diberikan peranan untuk membantu parti, di blok oleh gangsters, di blok oleh penipu,penyangak	Our Client was a cheat, fraudster, criminally inclined, a gangster and a generally bad person
25:00	kalau dia panggil kita cartel, saya nak panggil sana tu siapa? Mafia!	Our Client is involved with the criminal underworld or with organized crime
25:16	mafia first class	Our Client is a dangerous criminal involved with the criminal underworld or with organized crime
25:27	apa tak mafia, datang congress pakai baju hitam,pakai songkok hitam	Black shirt (or clothing) signify the ulterior or bad intention on our Client's part
25:37	pengerusi negeri perak	This statement identifies our Client as the subject of the defamatory remarks

25:40	setiausaha politik anwar Ibrahim	This statement identifies our Client as the subject of the defamatory remarks
25:45	tak ke tu ala mafia?	Our Client is involved with the criminal underworld or with organized crime and harbours an ulterior motive
26:33	setelah dikaburkan oleh pengikut-pengikut hingusan, mafia, yang tiada menda lain yang nak buat, jawatan, jawatan...	Our Client is involved with the criminal underworld or with organized crime and harbours an ulterior motive
27:33	saya tahu ucapan malam ini direkod, saya nak president dengar.	This statement shows that you promoted and encouraged the recording and publication of the Article.

6. Such statements are defamatory of our Client, disparaging and unfounded.
7. You further repeat and/or amplify the defamatory and wrongful statements by willingly encouraging, permitting and promoting the publication and circulation of The Article to third parties, and The Article was republished and can easily be obtained and be viewed on the internet – notably in Youtube, as explained above.

EVIDENCE OF MALICE

8. Our Client strongly believes that the aforementioned defamatory statements, made by you, were actuated by malice. The malice is corroborated by the fact that you were already harboring unfounded ill-will

towards our Client, ever since our Client was detained and questioned by the police in an investigation concerning a sex-video allegedly involving a colleague, namely Y.B. Dato' Seri Azmin Bin Ali.

OUR CLIENT SUFFERS DAMAGE

9. As a consequence of the aforementioned, our Client had suffered damages and loss of reputation.

DEMAND

10. **TAKE NOTICE**, We have been instructed to demand from you as follows:
- (a) that you issue to us (as solicitors for our Client), within **7 days from the date of this notice**, a letter containing an **unconditional apology** in the exact words as follows:-

“I, Hajjah Zuraida Binti Kamaruddin, Vice President of Parti Keadilan Rakyat, hereby unconditionally and unreservedly apologise to Farhash Wafa Salvador Rizal Mubarak (“Farhash”), in respect of the speech I have made at a dinner event in Renaissance Kuala Lumpur Hotel on 8.12.2019.

My said speech had contained unfounded allegations against Farhash, for which, I am truly remorseful.

I hereby promise that I shall not repeat the same or similar accusations against Farhash in the future, and I shall immediately withdraw from circulation or dissemination, any video footage of my said speech (or the written publication of its contents), or any part

thereof, from any publication or media channel that I own, control or have influence on.

Signed

Hajjah Zuraida Binti Kamaruddin

- (b) that you, within **7 days from the date of this notice**, cause the publication of a written **unconditional apology**, in The Star newspaper, in the exact words as follows:-

“I, Hajjah Zuraida Binti Kamaruddin, Vice President of Parti Keadilan Rakyat, hereby unconditionally and unreservedly apologise to Farhash Wafa Salvador Rizal Mubarak (“Farhash”), in respect of the speech I have made at a dinner event in Renaissance Kuala Lumpur Hotel on 8.12.2019.

My said speech had contained unfounded allegations against Farhash, for which, I am truly remorseful.

I hereby promise that I shall not repeat the same or similar accusations against Farhash in the future, and I shall immediately withdraw from circulation or dissemination, any video footage of my said speech (or the written publication of its contents), or any part thereof, from any publication or media channel that I own, control or have influence on.”

- (c) That you forthwith pay a sum of **RM15,000.00** to us as solicitors for our Client being the costs of issuing this notice to you

11. If you failed to comply with the above demand within the time frame stipulated, we have strict instructions to proceed with legal action, for which you shall be further liable for damages, costs, interests, injunction and any ancillary orders the court may give.
12. Kindly be informed.

Yours faithfully
for **MESSRS MOHD ASHRAF, NIK ZARITH & CO**

NIK ZARITH BIN NIK MOUSTPHA