



Press Release

Taiwan Taipei District Prosecutors Office

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In respond to the book “Memoir on Eight years of Governance” published on December 20, in which former president Ma Ying-jeou’s mentioned that he was investigated unfairly and gone on pursuing overwhelming by Taipei District Prosecutors Office(TDPO) as well as referred that TDPO served for a particular political party and so on, revealing some contents in press, our office solemnly clarifies as follows:

- 1.As to Mr. Ma alleged special breach of trust over the sale of KMT’s assets, the case is hold a hearing by the court and Mr. Ma should respect the judiciary and not interfere the court’s trail through the media.

The investigation of the sale of KMT’s assets case was ended on July 9, 2018, and our office made an indictment to Taiwan Taipei District Court. Now this case is in trail, therefore, we demand Mr. Ma should respect the judiciary and return to focus the debate and explanation of evidences in litigation. Also, Mr. Ma should not use populist or political language to mislead the public, interfere with the judicial trial or harm the judicial prestige.

- 2.The concrete evidence of the illegality of Mr. Ma involving the sale of KMT’s assets case has been detailed in the indictment. But Mr. Ma made a wrong accusation that TDPO chased after him overwhelming, it is regrettable.

As Dr.Hu Shih, the Chinese philosophy, said, “Say only what you can prove. When there are seven points of evidence, you can’t say eight points.” Every Mr. Ma’s illegal action indicted by our prosecutors was

firmly based on evidences, and the audio tapes are the most important of all. Hence, our indictment will be successfully passed by the examined of history. But sadly, Mr. Ma always ignored the relevant evidence. Furthermore, with no reasonable grounds, Mr. Ma even accused he had been intensively pursued by TDPO. We feel regrettable of his misunderstanding.

3.The behaviors that Mr. Ma sought illegitimate interests for others and made the unlawful profits put into the private pockets of others were unconventional transactions and committed crimes, which can be proven by clear evidences.

Mr. Ma constantly declared that he didn't have any penny into his pocket at the sale of KMT's assets case. But in fact, in pursuit of undue private benefits, Mr. Ma made our country and Central Investment Holding Company suffer huge financial losses while putting excessive profits into the pockets of others. Even if it is true that Mr. Ma didn't take up financial benefits for his own, he still committed a crime as a matter of course. For example, whether you keep the stolen goods to yourself or not, your stealing behavior still constitutes an offense of larceny for sure. It is legal common sense. Therefore, Mr. Ma alleged committing the crime of special breach of trust regulated by the Securities and Exchange Act as to letting others acquire pecuniary advantages should be given the verdict of guilty axiomatically.

4.Our office had investigated nearly 300 cases relating to Mr. Ma, and our prosecutors dealt with all these cases impartially as well as in accordance with the law. Never have we served for any particular political party.

Since July 1, 2016, among all these cases relating to Mr. Ma, 273 cases had been closed in the form of an internal administrative document and 4 cases had been not prosecuted after our investigation. And 6 cases as below were more significant ones. On the basis of these investigation

results, it can be found that our prosecutors dealt with Mr. Ma's cases impartially and in accordance with the law, also absolutely had nothing to do with the consideration of any particular political positions.

N	Case number	Fact	result	Date of result
1.	105 Zhen 14450	Suspicion of official malfeasance relating to omission at windstorm of Typhoon Nari	Non-prosecution	July 28, 2016
2.	105 Ta 4768	Suspicion of violating property crimes of unknown origin during the period of presidency	Case closed in administration	March 8, 2017
3.	105 Zhen 10874	Suspicion of forgery of documents and malpractice about using special fees to support a stray dog	Non-prosecution	March 13, 2017
4.	106 Zhen 9860	Suspicion of corruption and breach of trust regarding the acceptance of works of MaoKongGondola	Non-prosecution	April 26, 2017
5.	106 Zhen 15735	Suspicion of leaking secrets about the content of Ma Xi Summit while making a speech at Soochow University	Non-prosecution	November 9, 2017
6.	105 Ta 9613	Suspicion of unlawfully transferring benefits to	Case closed in administration	July 7, 2018

		Farglory Group through delivering the contract at Taipei Dome building case		
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5. Our office always strictly obeys the principle of “non-disclosure of investigation” and we had issued the press releases for 11 times to clarify incorrect information from outside before the sale of KMT’s assets case was finalized.

No matter what kind of cases, our office firmly complies with the principle of “non-disclosure of investigation” required by Criminal Procedure Law. Therefore, we kept independent of what the news reported about the sale of KMT’s assets before the case was indicted. Because of the sale of KMT’s assets case in connection with the former president(Mr. Ma) and several celebrities, our society paid a lot of attention to it. Unfortunately, most of the information of the case regarding KMT, Central Investment Holding Company, people who ever run up the documents, co-defendants, defense attorneys, witnesses and so on, was reported not fitting to reality. Furthermore, the media didn’t verify the information by contacting our office while reporting. We had issued the press releases for 11 times each on the date of December 1, 8, 13, 20, 22, 29, 2017 and the date of January 3, April 11, 23, 25, 27, 2018. Although Mr. Ma was fully aware of the situation of media, he recklessly accused our office of violating “non-disclosure of investigation”, constantly passing messages to the press, selectively releasing some details of the sale of KMT’s assets case at the period of investigation and so on. Substantially, all his accusations completely can not be disproved and the public may be misled.

6. At last, our office solemnly suggests that again, while the cases involving Mr. Ma are on trial at present, he should respect the judiciary and return to focus the debate and explanation of evidences in litigation.

Also, Mr. Ma should avoid manipulating politics, interfering with judicial trial and harming judicial prestige.