

## FORMAL NOTICE: CESSATION OF CRIMINAL INSTRUCTIONS

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Dear Pete,

This letter serves as formal notice regarding your recent instructions to employees to bypass Shopify and use unauthorized domains for processing customer data.

### LEGAL STATUS OF YOUR INSTRUCTIONS

Your directives to employees constitute:

1. **Conspiracy to violate POPI Act** - instructing unauthorized data access
2. **Breach of fiduciary duty** under Companies Act Section 76
3. **Potential fraud** through misrepresentation to customers
4. **Vicarious liability** for each employee violation

**Maximum personal penalties: R10 million fine and/or 10 years imprisonment**

### YOUR PERSONAL LIABILITY

As director instructing these violations:

- You face greater liability than employees following orders
- Corporate insurance will not cover intentional criminal acts
- Personal assets are at risk for damages
- Criminal record would prevent future directorships

### OPPORTUNITY TO REMEDY

**I am providing you this opportunity to:**

1. Immediately rescind all instructions to bypass Shopify
2. Confirm in writing that all orders must use approved systems
3. Restore proper corporate governance
4. Provide the withheld bank cards for director oversight

**Deadline: 48 hours from receipt**

### IF EXTERNAL PRESSURE EXISTS

If someone is pressuring you to give these instructions:

- Document their demands

- We can address this together legally
- Criminal liability cannot be transferred

**No business relationship justifies criminal conduct**

## **CONSEQUENCES OF NON-COMPLIANCE**

Should you continue instructing criminal violations:

1. Criminal charges will be filed
2. Director delinquency proceedings will commence
3. Personal liability for all losses will be pursued
4. This letter will serve as evidence of willful conduct

## **PRESERVATION OF EVIDENCE**

Be advised that:

- All employee communications are being preserved
- System access is being monitored
- Deletion attempts are being logged
- Multiple backup systems are active

## **A PERSONAL NOTE**

We have built these companies together. Whatever challenges we face can be resolved legally. Criminal conduct is not the solution and will destroy everything we've worked for.

If you're trying to help the companies, this approach guarantees their destruction through regulatory action, criminal prosecution, and customer lawsuits.

If someone has convinced you this is necessary, they are wrong and likely using you.

## **REQUIRED RESPONSE**

Please confirm within 48 hours:

1. All illegal instructions are withdrawn
2. Shopify will be used for all transactions
3. Bank cards will be provided for oversight
4. Commitment to legal compliance

Failure to respond will be taken as refusal to cease criminal conduct.

## **FINAL WARNING**

This is your opportunity to correct course before irreversible consequences. Once criminal charges are filed, I cannot withdraw them. The Information Regulator and Hawks take director-instructed data crimes extremely seriously.

Choose wisely. Your future and freedom depend on your next actions.

Regards,

Daniel Faucitt

Director

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**IMPORTANT:** This letter is being retained for potential criminal proceedings. All future communications should be through legal counsel if criminal instructions continue.

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