

BELL GULLY

By email grace@verisure.co.nz

The Manager

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Attention Grace Haden

FROM **A L Ringwood**
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MATTER NO. 02-353-4950
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NOT FOR PUBLICATION

**Defamatory website content: <http://transparency.net.nz> & <http://verisure.co.nz>
IHO Limited, Dr Gerald Waters, Ms Elizabeth Pillinger & Mr Jonathon Mann**

We act for IHO Limited ("IHO") and for its directors Dr Gerald Waters and Elizabeth Pillinger. We also act for Mr Jonathon Mann.

IHO Limited markets a topical cream for bumps and bruises under the trade mark FIX. We are instructed that FIX is a natural product made with manuka honey, kiwi seed and arnica, and contains no artificial chemicals.

We have been instructed to put you on notice that material defamatory of our clients and also of IHO's FIX product is being published on two websites operated by you at <http://transparency.net.nz> and <http://verisure.co.nz>.

The defamatory material published on the transparency.net.nz website

Material defamatory of IHO Limited, its FIX product, and its director Dr Waters, is being published on the transparency.net.nz website, including in particular:

People have a right to know who is out there scamming so transparency New Zealand is getting behind the project.

...HQ PHYSIOLOGY LIMITED. This company through Mann developed a cream called FIX, this is now being marketed by IHO Limited owned by IHO HOLDINGS LIMITED which is being operated By Dr Gerald Waters who was Manns former Flat mate and also By Manns current girlfriend Elizabeth Anne PILLINGER ...

Inquiries have been made with the manufacture of the product Fix which is a New Zealand based company called Jaychem. And is sold in the UK and promoted through foodtown. Our investigations reveal that Mr Mann has posed as a biochemist in the past.

*Jonathan Mann has been approaching various people to invest in this product. We recommend **independent** testing of the product before any one invests.*

Many people invest time, services in return for shares in IHO Holdings Limited of which Mann is the major share holder through EGMONT TRUSTEES JMIHO LIMITED. We can only advise caution based on our findings as set out above and the verbal evidence that we have collected from many more who have been scammed by Jonathon Mann ...

A photograph of our client's FIX product is depicted alongside the above statements. These statements, and the depiction of our client's FIX product, both by themselves and also in the

context of their publication on this particular site (which professes to be dedicated to exposing corruption), suggest that the FIX product is a "scam", and that IHO Limited and Dr Waters are perpetrating a scam by marketing the FIX product. This material is highly defamatory of IHO Limited, its FIX product, and Dr Waters.

Further material defamatory of Dr Waters is being published on this website under the heading "Why does Dr Gerald Waters protect con Mann Jonathon Mann?" including in particular:

We believe that Dr Gerald waters has crossed the line in protecting and supporting a con Mann and calling his victims sociopaths and fraudsters

to us this is an ethical issue, one which appears to be a case in which a doctor is condoning unlawful actions and wishing to silence those who seek to warn others with regards to the modus operandi of Mann.

The NZ bill of rights grants us freedom of expression no doctor should ever threaten any one with police action for attempting to spare others the agony of being conned.

These statements, by themselves and in the context of their publication on this particular website, again suggest that Dr Waters is involved in a scam or a con. By reason of their juxtaposition with the material referred to earlier these statements also reinforce the suggestion that IHO's FIX product is some sort of scam or con.

Various material on this website is also defamatory of Jonathon Mann. There is no dispute that Mr Mann was convicted of providing physiotherapy services while not qualified and was fined \$900. This fact cannot, however, be used as a justification for your publications alleging that Mr Mann is generally a "con man", or that people have been "scammed" as a consequence of Mr Mann's association with the FIX product as an employee of IHO, or his involvement in the "Dentalman" project. You are using your position and profile to conduct a campaign against Mr Mann designed to persuade people that he is a "con man" and that any business enterprise with which he has some connection is a scam and is not to be trusted. We are instructed that there is no basis for this defamatory and destructive campaign in relation to Mr Mann's involvement with IHO and its FIX product. In addition to being very seriously defamatory of IHO, Dr Waters and Ms Pillinger, you are also defaming Mr Mann in this respect.

We also note that the photograph of the FIX product reproduced on the transparency.net.nz website appears to have been downloaded from the website of the relevant photographer and reproduced without permission, which constitutes an infringement of the copyright in that photograph.

The defamatory material published on the verisure.co.nz website

You are also publishing material that is defamatory of Mr Mann on your Verisure Investigations website at <http://verisure.co.nz>, where you describe Mr Mann as a "con artist" and "con person extraordinaire", state that con artists do not change their habits, and assert that Mr Mann and a woman named Nicole Margaret Jones (whom Mr Mann does not know) have between them conned investors, landlords, flatmates, businesses, employers and educational providers. As noted above, the charges that Mr Mann admittedly faced in relation to the provision of unqualified physiotherapy services do not entitle you to categorise Mr Mann as a "con artist" generally, or to make assertions that he has "conned" a wide variety of people.

Reservation of rights

Your defamatory publications appear to be intended (amongst other things) to ruin IHO's business in general, cause its FIX product to fail in the market, and dissuade people from having any business dealings with IHO, Dr Waters and Ms Pillinger, in addition to Mr Mann.

IHO Limited, Dr Waters, Ms Pillinger and Mr Mann reserve all of their rights in respect of the defamatory material on your transparency.net.nz website and the separate verisure.co.nz website that you also operate.

If the defamatory material in question is not now promptly removed from your websites our clients intend to issue court proceedings without further notice.

Yours faithfully
Bell Gully



A L Ringwood
Partner