

Business & Human Rights Resource Centre
2-8 Scrutton Street, London, EC2A 4RT
United Kingdom

Attn: Ms. Lady Zuluaga
Attn: Ms. Christen Dobson

18 June 2021

Dear Ms. Lady Zuluaga,

Thank you kindly for the opportunity to respond to the letter you received from Korindo regarding the SLAPP suit that has been filed by an alleged Korindo group-affiliated company against Rainforest Rescue and the Center for International Policy (a former fiscal sponsor of Mighty Earth).

The case study you've drafted specifically states that, '*The lawsuit is based on [letters](#) signed in October 2016 by Mighty Earth, Rainforest Rescue, and a coalition of other NGOs **that addressed Korindo's involvement in large-scale deforestation for palm oil in Papua, Indonesia.***' The Korindo letter you received claims that '*to-date, no evidence for the accuracy of these allegations has been presented*' to the district court in Hamburg, Germany.

This is false, as we, the defendants, have submitted significant evidence to the court. This is confirmed in a preliminary written assessment issued by the judges, which states that the defendants have made a '*substantiated submission on the issue of the burning of waste wood [by Korindo]*'. The court proceedings are still ongoing and both parties have submitted further briefs.

The defendants also knew at the time of writing the 2016 letters, as well as we know now, there is ample credible evidence in the public domain that documents Korindo's impacts on climate, rainforests, high conservation values and local indigenous communities. Some examples include, but are not limited to:

- A. [BBC's report](#) into Korindo, November 2020 (radio version [here](#))
- B. [Al Jazeera report](#) into Korindo, June 2020
- C. Forest Stewardship Council (FSC) [investigative findings](#) into Korindo, June 2017-June 2019 (see the reports at the bottom of the FSC webpage)
- D. Mighty Earth's [own report](#) into Korindo and the accompanying [technical report](#) by the Aidenvironment consultancy.

Finally, Korindo's response to this case study misrepresents the body of evidence demonstrating their negative impacts on rainforests in Indonesia as well as the strength of its defamation suit against us in the eyes of the law - reinforcing the notion that this suit does indeed qualify as a SLAPP suit, meant to silence its critics through legal intimidation.

This is underlined by the fact that the complaint was filed only days before it became barred by statute and in a court which is thousands of miles away from the locations where the crucial actions under consideration were taken years ago.

Sincerely,

A handwritten signature in black ink, appearing to read "B. H. H.", written in a cursive style.