

This document is a translation of the indictment presented to the court on 4 October, 2017.

In this indictment, the prosecutor makes reference to the charge of “committing a crime on behalf of an armed terrorist organisation” (Article 220/6 of the Turkish Penal Code) in addition to referencing “membership of a terrorist organization” (Article 314/2 of the Penal Code).

However, in its 17 October decision, the court confirmed that all the defendants will face the charge of “membership of a terrorist organization”.

PLEASE NOTE: This this is not an official translation, but one commissioned by Amnesty International. Contact us if you would like a copy in the original Turkish.

REPUBLIC OF TURKEY
OFFICE OF THE CHIEF PROSECUTOR ISTANBUL
Terrorism and Organized Crimes Investigation Office

IMPRISONED

Tut. Son Göz.Geç.T:18/09/2017
(latest review date of the
minutes: 18.09.2017)

Investigation No : 2017/99344

File No : 2017/27661

Indictment No : 2017/4842

INDICTMENT
TO THE İSTANBUL HEAVY PENAL COURT

PLAINTIFF : K.H.

DEFENDANT : 1- ALİ GHRAVİ, son of PARVANEH and SHAFİE, born on 24/05/1967
Swedish citizen, at present IMPRISONED in Silivri Closed Prison.

LAWYER : MURAT DEHA BODUROĞLU, İSTANBUL
Postacılar Sk. No. 1/3 İstiklal Cad. Beyoğlu / İSTANBUL
DENİZ BAYRAM, İSTANBUL
Asmalı Mescit Mah. Kallavi Sok. No:1 K:5 Beyoğlu / İSTANBUL.
OLGUNER OLGUN, İSTANBUL
İstiklal Cad. Postacılar Sok. No.1/3 34433 Beyoğlu/İstanbul Beyoğlu /
İSTANBUL
ALP TEKİN OCAK, İSTANBUL
İstiklal Caddesi, Postacılar Sokak No:1/3 Beyoğlu, İstanbul Beyoğlu /
İSTANBUL

DATE OF DETENTION : 17/07/2017, with the warrant dated 17/07/2017 and No 2017/312 of İstanbul 10th
Criminal Court of Peace

DEFENDANT

: 2- GÜNAL KURŞUN, son of ALİ and ŞENGÜN', born on 05/09/1975, Registered in the province of ÇORUM, district of OSMANCIK, village/neighborhood of ULUCAMI, Volume No 9, Family Order No 1, Number Individual 59, resident at the address of Kışla Mah. 4426 Sk. No:43B İç Kapı No:22 Yüreğir/ ADANA, at present IMPRISONED in Silivri Closed Prison.

LAWYER

: NAMIK KEMAL ÇELİK, İSTANBUL
Acıbadem Cad. Hukukçular Ve İdareciler Sitesi G.Blok Kat.2 No:12
Kadıköy / İSTANBUL
ÖZGECAN TEKDEMİR, İSTANBUL
59 Ada Manolya 4-1

DATE OF DETENTION

: 17/07/2017, with the warrant dated 17/07/2017 and with no 2017/312 of İstanbul 10th Criminal Court of Peace

DEFENDANT : 3- İDİL ESER, daughter of NEFİ RÜÇHAN and FATMA NERMİN, born on 14/09/1963, registered in the province of İSTANBUL, district of BEYOĞLU, village/neighborhood of GÜMÜŞSUYU, Volume No 14, Family Order No 1051, Number Individual 38, resident in the address of Gayrettepe Mah. Sergül Sk. No:10 İç Kapı No:17Beşiktaş/ İSTANBUL, at present IMPRISONED in Silivri Closed Prison.

LAWYER : BENAN MOLU, İSTANBUL
Halaskargazi Cad. Garanti Apt. No: 4 D.10 Harbiye Şişli / İSTANBUL
GÜLTENNUR BATMAZ, İSTANBUL
Abide-İ Hürriyet Caddesi. No: 177/17 Abide Palas Şişli İstanbul Şişli / İSTANBUL
ERDAL DOĞAN, İSTANBUL
İstiklal Cad. No.316 Terkos Han. K.6/602Beyoğlu / İSTANBUL

DATE OF DETENTION : 17/07/2017, with the warrant date 17/07/2017 and No 2017/312 of the İstanbul 10th Criminal Court of Peace

DEFENDANT : 4- İLKNUR ÜSTÜN, daughter of SÜLEYMAN and NERİMAN, born on 18/05/1965, registered in the province of EDİRNE, MERKEZ district, village/neighborhood of HASANAĞA, Volume No 36, Family Order 6, Number Individual 42, resident in the address of Bülten Sk. Barbaros Mah. No:51 İç Kapı No:25Çankaya/ ANKARA, at present IMPRISONED in Sincan Women's Closed Prison

LAWYER : HÜLYA GÜLBAHAR, İSTANBUL
Rumeli Cad.Gümüş Apt. No.100/4 Osmaneli Şişli / İSTANBUL
OYA AYDIN GÖKTAŞ, ANKARA
Necatibey Cad. No:6/145.Sıhhiye Merkez / ANKARA

DATE OF DETENTION : 23/07/2017, with the warrant date 23/07/2017 and No 2017/2721 D.Is of the İstanbul 9th Criminal Court of Peace

DEFENDANT : 5- MUHAMMED ŞEYHMUS ÖZBEKLİ, son of İHSAN FEHMİ and BUŞRA, born on 20/04/1993, registered in DİYARBAKIR, district of KULP, village/neighborhood of ÖZBEK, Volume No 39, Family Order 56, Number Individual 51, resident in the address of Fırat Mah. 558. Sk. No:9A/Blok İç Kapı No:19Kayapınar/ DİYARBAKIR.

LAWYER : RECEP YAVUZ, DİYARBAKIR
Lise Cd. Lise 1. Sk. Arda Plaza Kat:7/18 Yenişehir/Diyarbakır 21100 Yenişehir / DİYARBAKIR
SUZAN ERİK, DİYARBAKIR
Lise 1. SokakHaysal Apt. Giriş Katı No :121100 Yenişehir / DİYARBAKIR
AHMET ÖZMEN, DİYARBAKIR
Lise Cad. 2. Sok. Güven Apt. No:9 21100 Merkez / DİYARBAKIR

DATE OF JUDICIAL CONTROL DECISION : 25/07/2017, with the decision dated 25/07/2017 and No 2017/471 of the İstanbul 9th Criminal Court of Peace

DEFENDANT : 6- NALAN ERKEM, daughter of ALİ and LEYLA, born on 25/09/1955, resident in İZMİR, district of KONAK, village/neighborhood of KAHRAMANLAR, Volume No 56, Family Order No 391, Number Individual 24. Resident in Tarabya Mahallesi Alparslan Sokak No 19 İç Kapı No 7 SarıyerİSTANBUL, at present IMPRISONED in Silivri Closed Prison.

LAWYER : ZAHİDE BEYDAĞ TIRAŞ ÖNERİ, İZMİR
1716 Sokak No:1/1 Hasan Ladin İşhanı K:4/404 Karşıyaka / İZMİR
MUHAMMET İHSAN SEÇKİN, İSTANBUL
Barbaros Cad. No: 24/19 K.5 Kaplan İş Merkezi Bahçelievler / İSTANBUL
MURAT DİNÇER, İZMİR
Atatürk Bulvarı No:9 D:5 35600 Karşıyaka / İZMİR

DATE OF DETENTION : 23/07/2017, with the warrant dated 23/07/2017 and No 2017/2719 D. Is of İstanbul 9th Criminal Court of Peace

DEFENDANT : 7- NEJAT TAŞTAN, son of ALİ and ZELİHA, born on 03/10/1964, registered in the province of ADIYAMAN, MERKEZ district, Village/Neighborhood of KÖMÜR, Volume No 74, Family Order No 24, Number Individual 28, resident in the address of İnönü Mah. Çimen Sk. No:77 İç Kapı No:1Şişli/ İSTANBUL.

LAWYER : NACİYE DEMİR, İSTANBUL
Damar Sk.21/4 Sütlüce 34050 Beyoğlu / İSTANBUL
EZGİ ŞAHİN YALVARICI, İSTANBUL
Ordu Cad. No:66 Ethem Ruhi İş Hanı K:4 D:41 Laleli ... Fatih / İSTANBUL
LEVENT KANAT, ANKARA
Yüksel Caddesi No:29/4(Ekin Apt) Kızılay Çankaya / ANKARA

DATE OF JUDICIAL CONTROL DECISION : 25/07/2017, with the decision dated 25/07/2017 and No 2017/429 of the İstanbul 9th Criminal Court of Peace

DEFENDANT : 8- ÖZLEM DALKIRAN, daughter of ŞERAFETTİN and HACER, Born on 06/03/1965, registered in the province of BURSA, KESTEL district, KAYACIK village/neighborhood, Volume No 68, Family Order 69, Number of Individual 11, resident in the address of Teşvikiye Mah. Hasan Cevdet Paşa Sk. No:1A İç Kapı No:16Şişli/ İSTANBUL, at present IMPRISONED in Silivri Closed Prison.

LAWYER : MURAT DİNÇER, İZMİR
Atatürk Bulvarı No:9 D:5 35600 Karşıyaka / İZMİR
AYNUR TUNCEL YAZGAN, İSTANBUL
Levent Mh Yasemin Sk Nr 16/B-1 34340 Beşiktaş/Istanbul Telefon : 0212 269 02 270532 445 16 7734430 Beşiktaş / İSTANBUL

DATE OF DETENTION : 17/07/2017, with the warrant dated 17/07/2017 and No 2017/312 of İstanbul 10th Criminal Court of Peace.

DEFENDANT : 9- PETER FRANK STEUDTNER, son of THEODOR and FRAUKE
Born on 30/12/1971, citizen of Germany, at present IMPRISONED
in Silivri Closed Prison.

LAWYER : DENİZ BAYRAM, İSTANBUL
Asmalı Mescit Mah. Kallavi Sok. No:1 K:5 Beyoğlu / İSTANBUL
ALP TEKİN OCAK, İSTANBUL
İstiklal Caddesi, Postacılar Sokak No:1/3 Beyoğlu, İstanbul Beyoğlu /
İSTANBUL
MURAT DEHA BODUROĞLU, İSTANBUL
Postacılar Sk. No. 1/3 İstiklal Cad. Beyoğlu / İSTANBUL
HÜLYA ÜÇPINAR, İZMİR
1432 Sk. No:5/10 Alsancak Konak / İZMİR.
OLGUNER OLGUN, İSTANBUL
İstiklal Cad. Postacılar Sok. No.1/3 34433 Beyoğlu/İstanbul Beyoğlu /
İSTANBUL

DATE OF DETENTION : 17/07/2017, with the warrant dated 17/07/2017 and No 2017/312 of İstanbul 10th
Criminal Court of Peace.

DEFENDANT : 10-TANER KILIÇ, son of ÖMER and DUDU, born on 11/03/1969,
registered in GÜMÜŞKOL village, ULUBEY district, UŞAK province,
Volume No 18, Family Order 32, Number of Individual 40, resident at
the address of Osmangazi Mah. Dumlupınar Cad. No:154-1 İç Kapı
No:1 Bayraklı/ İZMİR, at present IMPRISONED in IZMIR T Type
Closed Prison No 3)

DEFENDANT : 11- VELİ ACU, son of BEDRETTİN and VECİDE, born on 01/01/1988
, registered in the province of SİİRT, district of ŞİRVAN,
village/neighborhood of AKYOKUŞ, Volume No 5, Family Order No 16,
Number Individual 279, resident at the address of 23 Nisan Mah. 82047
Nolu Cad. No:16 İç Kapı No:4Şahinbey/ GAZİANTEP, at present
IMPRISONED in Silivri Closed Prison.

LAWYER : ZAHİDE BEYDAĞ TIRAŞ ÖNERİ, İZMİR
1716 Sokak No:1/1 Hasan Ladin İşhanı K:4/404 Karşıyaka / İZMİR

DATE OF DETENTION : 17/07/2017, with the warrant dated 17/07/2017 and No 2017/312 of İstanbul 10th
Criminal Court of Peace.

OFFENCE : Membership of an armed terrorist organization, aiding armed terrorist
organizations

**DATE AND PLACE OF
OFFENCE** : 06/06/2017 (date of arrest for the defendant Taner Kılıç) and 05/07/2017
(date of arrest for the other defendants), İSTANBUL

DATE OF ARREST : Between 05/07/2017 and 17/07/2017 (for the defendants except Taner)

RELATED ARTICLE : Turkish Penal Code Articles 314/2, 53/1 and 58/9 on the basis of Anti
Terror Law No 3713 Article 3 and 5 (for the defendant Taner Kılıç)
- Turkish Penal Code Articles 314/2, 53/1 and 63/1 on the basis of
Anti Terror Law No 3713 Article 3 and 5 and Turkish Penal Code

314/3 and 220/6 (for the other defendants)

EVIDENCE

: Allegations, testimonies of the defendants, HTS reports, incident investigation reports, arrest, search and seizure reports, MASAK report, digital materials technical examination reports, all case preparation files

INVESTIGATION DOCUMENTS WERE EXAMINED:

It has been understood that, the defendants, other than Taner Kılıç, who are members of various non-governmental organisations working in the field of human rights have organised a meeting which they refer to as a “workshop” without any prior announcement in Istanbul’s Adalar District on 05/07/2017; according to the witness statement of the “secret witness 1” taken by Adalar Office of Chief Prosecutor on 05/07/2017 and witness statement of Ahmet Tunç Tunçten taken by Adalar District Security Directorate on 06/07/2017 and their identification of the defendants, they discussed matters which are unrelated to the fields of activity of their organizations, conforming to secrecy rules of terrorist organizations, which include **how to store information in mobile phones, how to secure the information stored in mobile phones if these are seized by the police, how to prevent the police, and other persons to access such information, how to encrypt such information; that one of the participants mentioned that seizure of his/her computer by the police would be the end of many others; that the participants of the meeting were all very worried about possible seizure of their electronic devices by the police;** that the defendants participating in the meeting have connections and communication with the members of and the organizations which operate against with constitutional order of country and who strategically cooperated during violent events threatening our state and constitutional order such as Gezi Park demonstrations and later during the pseudo corruption investigation case known as “17/25 December Investigation”, such as FETÖ/PDY which aim to establish a theocratic state based on their distorted understanding of sharia by threatening, debilitating and diverting state authority by using force, violence and other unlawful methods, seizing the state authority, and as a result overthrowing the Republic of Turkey which is a social state based on rule of law; PKK/KCK which aim to establish pseudo independent, united and democratic State of Kurdistan based on Marxist Leninist principled in the region what they call “Kurdistan” on the lands of Syria, Iran and Iraq including Eastern and Southeastern Anatolian regions of our country; and DHKP/C which aims to establish a communist system based on Marxist Leninist principles by overthrowing the Constitutional system through a people’s armed uprising, regardless of their differing ideologies, that the defendants were detained and arrested immediately after the witness statements, and based on the arrest, detention, search and seizure warrants issued by the Adalar Office of the Chief Prosecutor and an injunction order was taken for their personal belongings. With regards to the communications and findings about the defendants;

Defendant İdil ESER is the Director of Amnesty International Turkey. Technical examination of the digital materials obtained during the search done on and in the hotel room of the defendant included documents relating to Semih ÖZAKÇA and Nuriye GÜLMEN who were prosecuted for operating as part of the DHKP/C terrorist group; screen shot of an email from someone who uses a fake account under the name of Murat Dicle and who states that he is a member of PKK/KCK terrorist group to Firat Dogan, who is thought to be working at Amnesty International, which says that “he has been in Iraq for a long time as a PKK member and working as a guerilla doctor” and that “he wants to become a member of Amnesty International”, documents sent to the Ankara Embassy of the Republic of South Korea calling to stop gas exports to Turkey due to grave human rights violations. As the Director of the Turkey branch, she has been in regular contact with Taner Kılıç, the Chair of Amnesty International, who has been imprisoned as part of the investigation by Izmir Office of the Chief Prosecutor for using cryptographic Bylock Talk and Chat app used by FETO members,

It has been understood based on the indictment against Taner Kilic prepared by Izmir Office of the Chief Prosecutor dated 09/08/2017 and with No 2017/61942 Sor. (the case against him for being a member of FETÖ/PDY armed

terrorist organization with no 2017/492 is pending at the Izmir 16. Heavy Penal Court); Taner Kılıç was arrested by the police on 06/06/2017; in his statement as part of the above-mentioned investigation he stated that his sister's husband Mehmet KAMIŞ used to work as deputy editor of Zaman newspaper, that he is currently fugitive wanted for being a member of FETÖ/PDY armed terrorist group, that if there is such a download, it might have been done by Mehmet KAMIŞ as they have often spent time together, have been on holidays together and that the application might have been downloaded on his phone beyond his knowledge; however it is not normal that the defendant, who is one of the founders of Amnesty International, to allow someone else to use his phone; besides it is not sufficient to use the application only once to register, it is required to use it at least three times; the server was examined based on the decision of the Ankara Public Prosecutor; the defendant's statements that the application might have been downloaded on his phone by someone else or that the records are not correct run against the bylock technical report; besides considering the report produced by the financial expert, the fact that he acted beyond his financial interests is one of the things indicating criminal intent; although the defendant repeatedly stated in his statement that he did not download the application and that he has no links with the organisation, he was not able to explain why he gave his phone to someone else, how and why he consented to someone else downloading and using an application on his phone; the findings in the indictment show that the terrorist group infiltrated into the NGOs as well as state bureaucracy and guided their activities and shaped the public opinion in line with the aims of the organization; that there are communication records between the defendant Taner Kılıç, the Chair of Amnesty International Turkey and defendants İdil Eser and Günal Kurşun who participated in the meeting under investigation, his statement taken by the Chief Public Prosecutor showed that he has been aware of the preparations for the meeting until the date he has been detained on 06/06/2017 and he has been one of the people who guided it, besides considering his current position in the organization, the opposite would be against the nature of things, and that this finding should be considered as an evidence of the organizational activities of the defendant who has been using cryptographic communication system Bylock Talk and Chat which is used by FETÖ/PDY members, to coordinate the NGO activities of the organization.

Whatsapp messages titled "chat-224.txt and chat-285.txt" in his mobile phone included conversations such as "Tomorrow an urgent action is going to be launched for Nuriye and Semih, Can we make a call for Semih and Nuriye to be released from detention?"; and the photos titled "20161220_155506.378.jpg and 20161220_155512.385.jpg" included the below conversation;

"Firat DOĞAN wrote on 16 16:11:

Hello, we had the attached conversation with someone. How schizophrenic they are, they are not writing properly, but I could not be sure

His profile: <https://www.facebook.com./murat.dicle.104>

- The person with the user name Murat Dicle wrote to Firat DOĞAN "Hello heval (means "friend" in Kurdish), I have been trying to become a member of the organization for a long time, how can I become a member and contribute to the humanity"

-Firat DOĞAN responded his message saying that "Hello Mr Murat, you can send an email to uyelik@amnesty.org.tr for all membership enquiries. Our Membership and Supporter Relations Officer will get in touch with you. You can also call our Istanbul office at 0212 361 62 17-18 and tell them that you would like to become a member.

- The person called Murat Dicle responded: "That's very good, but there is an issue. Let me tell clearly. I am based in Iraq and this account is a fake one. I have been a PKK member for a long time and I am a guerilla doctor. In the following years I will be at the frontline with the YPG in Rojava fighting against ISIS (DAES). Making a phone call would cause security issues for both me and you. This is the issue. But despite that I would like to become a member and would like to find out how I can contribute from here. Let me mention again. I am a PKK member and guerilla doctor, I am interested in surgical intervention during war. For the sake of transparency and honesty, I wanted to briefly summarize the situation. If possible I would like to become a member of Amnesty International. This is not against my ideology, on the contrary I would be honored."

When the persons involved in the above exchange were investigated, the account on the name of Murat Dicle was not found at the following link <https://www.facebook.com/murat.dicle.104>; and when the

whatsapp chat between Fırat DOĞAN and İdil Eser was examined, it was found that she had chats with the mobile no 0534 240 94 42 which belong to Fırat DOĞAN; when this mobile number was searched on Facebook, it was found that it is integrated with his Facebook account; when the Facebook account belonging to Fırat DOĞAN was checked, it has been found that his title is registered as Amnesty International Digital Media Officer and that it is Fırat DOĞAN who chat with the person with the user name Murat DİCLE <https://www.facebook.com/murat.dicle.104> ,

The documents obtained from the defendant show that; the word document titled “HakanYamanaNeOldu kampanyası video çekimi için kontaklar.23363.doc” (“Contacts for the video shoot for WhatHappenedToHakanYaman campaign.23363”) included a note **"Please do not share this document with anyone, do not leave it open on your computer or on your desktop"** and the list included the names and telephone numbers of artists,

Relating to Gezi Park protests that took place in June 2013 in line with the aims of terrorist organizations and threatened the public order, the word document titled “Statements of the Prime Minister escalate violence.22291.doc” included an article titled “The statements of the Prime Minister fuel violence”, the word document titled “Post-coup-final.27446.doc” included an article titled “Turkey: Human rights in grave danger following coup attempt and subsequent crackdown” which include statements against the measures taken by our state following the coup attempt by FETÖ/PDY members on 15/07/2016 against the aforementioned terrorist group and other terrorist groups and which aims at shaping the public opinion in favor of the activities of these organizations,

Relating to Muhammed Şeyhmus ÖZBEKLİ, he has been working for an NGO called Mazlumder Rights Initiative and records are available showing that he exchanged conversations and messages with a person named Adnan GÜL, who was arrested and imprisoned following an operation against the FETÖ/PYD terrorist organization by Ankara Anti-terror Police Department on 08.05.2017, who was dismissed from his position at Gazi University and who is known to be a user of the BYLOCK application;

Relating to Nalan ERKEM, she has been working as a project consultant in Citizens Assembly, records are available documenting her conversation with Bedriye İřtar TARHANLI who was arrested following an operation against FETÖ/PDY terrorist organization by the İzmir Police Department for Combatting Financial Crimes on 20.12.2016 and imprisoned as part of the investigation No. 2015/109066 carried out by Chief Public Prosecutor’s Office of İzmir; and the examination of the digital materials found on her and in her hotel room revealed a document titled Gizli-MİT (Özel Kuvvetler Komutanlığı).12929.pdf (Confidential-MIT, Special Forces Command) labelled as CONFIDENTIAL, which was submitted by the Turkish National Intelligence Service to the Investigation Commission of the Turkish Grand National Assembly;

Relating to Nejat TAŞTAN, he is a member and the Coordinator of Equal Rights Watch, and records are available documenting his conversation with the person named Asuman DOĞAN who is identified to be a user of BYLOCK according to Istanbul Police Department of Combatting Financial Crimes’ letter dated 13.07.2017, No. 47909374-16810-e.201707131717450388.

Relating to Günal KURŞUN, he is a Management Committee member or the Human Rights Agenda Association and one of the founders of Amnesty International Turkey; records are available documenting his conversation with a person named Ali ÇAMKÖMÜRÜ, who is known to be a BYLOCK user according to Istanbul Police Department for Combatting Financial Crime dated 13.07.2017 No. 47909374 -16810-e.2017071317171450388, but against whom no judicial proceedings has been started so far; that he was dismissed from his position as Assistant Professor at Çukurova University with the Executive Decree dated 29.10.2016. No 675; that, the archival search done for potential links with terrorist organizations revealed the records of his former prosecution for making propaganda of a terrorist organization and for being a member of a terrorist organization in Adana 13th Heavy Penal Court;

Relating to Özlem DALKIRAN, who organized the meeting and who is a member of the Citizens Assembly, records are available documenting her telephone conversation with Bedriye İştar TARHANLI who was arrested during an operation by the İzmir Police Department for Combatting Financial Crimes on 20.12.2016 against FETÖ/PDY terrorist organization and imprisoned as part of the investigation No. 2015/109066 conducted by Office of the Chief Public Prosecutor in İzmir; the examination of the digital materials obtained during the search on her and in her hotel room revealed a document titled “İstanbul Hayır Meclisleri Buluşması – Tartışmalar (Istanbul ‘NO’ Councils Meeting – Discussions), “Tartışmalar” (Discussions) section of the document included articles about Semih ÖZAKÇA and Nuriye Gülmen who were prosecuted for being active in the terrorist organization DHKP/C as part of the case file with No 2017/37 carried out by Ankara Heavy Penal Court, and articles about how to extend the mass rallies for cases that the terrorist organization utilizes as part of its propaganda activities to increase its public support such as the killing of Berkin Elvan; the statements of Berk Ercan, a member of Armed Propaganda Units of the DHKP/C terrorist organization, who was arrested on 07/07/2017 during a police operation and who benefited from repentance laws and made revelations on organizational activities and members, taken by the Chief Public Prosecutor as part of the case file No 2017/105607 reveal that they prepared a biographical report on Nuriye GÜLMEN and Semih ÖZAKÇA’s organic links to the terrorist organization, and sent to the Central Committee via Şafak YAYLA who was one of the members of the organization martyred Prosecutor Mehmet Selim Kiraz in Istanbul Court of Justice on 31/03/2015 and that they were working to increase the membership of the organization, relevant sections of the witness statements of this person dated 19/07/2017 and 25/08/2017 were sent to the Ankara 19th Heavy Penal Court to be considered as evidence in the case file,

The report including the Whatsapp chats titled CHAT-47.TXT obtained following the examination of the SAMSUNG SM- G900FQ mobile phone with IMEI no 352920060717827 belonging to the defendant Özlem DALKIRAN include CHAT-47.TXT was included in the investigation file and the important sections have been listed below;

"Start date: 18.06.2017 11:36(UTC+0) End

Activity: 4.07.2017 20:24(UTC+0)

Participants: 905303175014@s.whatsapp.net kalamiti (Ozlem Dalkıran), 905323826638@s.whatsapp.net GÜNAL, 905323518260@s.whatsapp.net Nalan Erkem, 905335953041@s.whatsapp.net Idil Eser, 905067359356@s.whatsapp.net veli acu, 905323243955@s.whatsapp.net Nejat Tastan, 905344818513@s.whatsapp.net Seyhmus Ozbekli - D. bakir, 905426811222@s.whatsapp.net Ilknur Ustun, 905323667047@s.whatsapp.net Gulseren Yoleri, 905334762329@s.whatsapp.net Feray Salman, 905330901098@s.whatsapp.net Levent Pişkin

From: 905303175014@s.whatsapp.net kalamiti (Ozlem Dalkıran)

Time zone: 18.06.2017 11:36(UTC+0)

Source.: WhatsApp Body:

From: 905303175014@s.whatsapp.net kalamiti (Ozlem Dalkıran)

Time zone: 18.06.2017 11:36(UTC+0)

Source: WhatsApp Body:

Subject changed to Temmuz Toplantisi (July meeting)

From: 905303175014@s.whatsapp.net kalamiti (Ozlem Dalkıran)

Time zone: 18.06.2017 11:41(UTC+0)

Source: WhatsApp Body:
905303175014@s.whatsapp.net joined

From: 905303175014@s.whatsapp.net kalamiti (Ozlem Dalkıran)

Time zone: 18.06.2017 11:49(UTC+0)

Source: WhatsApp Body:

Hi friends

From: 905303175014@s.whatsapp.net kalamiti (Ozlem Dalkıran)

Time zone: 18.06.2017 11:50(UTC+0)

Source.: WhatsApp Body:

...

...

I sent an email about the meeting. Is everyone fine with the dates? Training is on 3-4-5-6 July. 1 and 7 July training of trainers

Question to the Istanbul team – If we have the meeting in Buyukada, do you have any problem with staying at the hotel? I mean rather than commuting everyday

...

...

There is no problem for me either.

But after our planning, the hearing of the Figen Yuksekdag case was scheduled for 4 July. And I have to attend that hearing which will take place in Ankara. So I will be able to join you on the other days except the 4th.

So I cannot stay on the island on the nights of the 3rd and the 4th.

...

...

Now I am writing a serious message. I am translating from our facilitator Ali: your first homework – you will turn off all your technological devices before taking the ferry. Telephone, laptop, tablet, smart watch etc. You will travel looking around, enjoying and you will not turn them on until you arrive at the hotel. Can everyone who read this message say ok, so that we can be sure that you all received it?

...

...

If you meet, gather, and cannot reach Ali or Peter, write to me and I will let them know via signal."

The article in the word document titled "İstanbul NO Councils Gathering – Discussions";

"İstanbul NO Councils Meeting Notes

18 June 2017, Sunday, Kenter Theatre

*Concrete proposals were written in bold in the text.

The forum started following the video screenings and the speech of İsmail Erdoğan who is on the 25th day of hunger strike

Subjects discussed as sub-headings of one agenda item;

How can the councils keep going?

What can we do together?

How and through what means can we get the councils

going?

What subjects can we focus on?

Summary of İsmail Erdoğan's speech

Veli, Acun Hodja, and all the others resisting on Yüksel sent their regards. We are going through a difficult time. This period can only be overcome through a break and this break came to our door from today. Although the resistance started by Nuriye and Semih 220 days ago did not make a wide impact, AKP has not been issuing executive decrees for the last 102 days. Hunger strikes got ahead of them, formed a barricade in front of them. The fact that we, who claim to transform the society, are searching our fate in the public conscience is caused by our disorganization. If we could stand next to our friends, they would not be on hunger strike. There is only one way to go beyond this situation. Unless we can prioritize the issues that we agree upon, this limitless attack will continue.

If they were out of the prison and we sat and chatted at the same table, we would say completely opposed things. We all have our own training but rather than prioritizing our differences, we should prioritize the points we agree.

I have never been side to side with social democrats in my life and I have never voted them. There are organizations with 70 signatories but they cannot get 70 people out when they go out to the streets. Without taking the wind behind us, we don't have the power to change this situation. **Without any arrogance, without boasting of our strength, we can stand in solidarity with Idris Baluken, whose head cannot be lowered by 10 police officers. When Kılıçdaroğlu arrives in Istanbul Maltepe, we can pressurize him to go to Edirne.**

Discussions:

B.A: (NO Kadıköy) CHP's march generated some excitement but there is something missing. There is a saying: Western societies demand freedom, eastern societies justice. If we don't add to that 'we want freedom'- and it is the NO councils who will add that- then this march will come to an end when they arrive in Istanbul. **We don't only demand justice. We also demand freedom. If the NO Councils can organize this, from İstanbul to Kandıra it is 118 km 5 days. 2 days to İzmit. Another march can start from Edirne. How this march will end in İstanbul will determine how all these will end. If they disperse after a press release, that's not good.**

The reason for the imprisonment of Nuriye and Semih is the fact that they made this injustice visible. There was not a single journalist who asked them 'Why did you imprison them?'. The excitement in Kadikoy two days ago on the 100th day of the hunger strike was important but we cannot take it further. Whereas there is a countdown to death every day. They are at a point of no return and the state will probably intervene. We should organize these protests on a daily basis.

R.K.: (NO Beşiktaş) We already knew that half of the society was going to vote no. We asked ourselves how to organize this multitude through a council system. What is crucial for both this period and after, is to act together. **Our concurrent protests helped us to spread fast, it is crucial to create new platforms other than the social media. Councils are platforms where everyone has equal say.** We can spread the justice marches to the districts. Can there be justice in a country where there is no equality, peace and democracy? Let's try to spread this to Istanbul through marches and fora. What are we going to do during summer? Perhaps we can turn the summer period into an active period together with DİB. Councils are important means for us, we should make use of summer and the period ahead of us as we did on the night of 16th of April.

E.N.: Our main failure is that we organize some activities, but what are we aiming to achieve? **It was obvious during the referendum, the aim was to get the No vote. But what about now? We have not yet discussed and agreed upon what we want to achieve. We had the same problem during Gezi Park. It was very strong, it was militant but it died down. We cannot just wait for a resistance break out on its own We need to have a political program.** We can stand against the attacks of the state but if we don't want to do that,

what do we want? We need to have joint clear statements. We need to be out on the streets with our shared understanding. CHP started the march and we got excited. Why?? Because the masses will take the streets/ That's all good, but CHP does not want us there with our own statements and identities. They would either inform on us or would split their own supporters. We have seen how 'No We Won' campaign has ended. At the moment we have a situation in which taking the streets is dependent on CHP's will. We need to get rid of this tutelage. Those who wish to support them can, I am not going to join them. We should engage with our own work. I want a democratic Republic. A Republic which might be expressed differently by different friends, a Republic based on equal rights of laborers, intellectuals and all citizens. No Councils should immediately start working on a political program. Next steps should be taken based on the agreement on the program.

H.A.: (NO Şişli) We have big power. There are 81 provinces. On the night of the referendum, the reason for the sulky faces of the AKP supporters was that in 68 provinces out of 81, the rate of No votes increased significantly compared to the November elections. Victory of the No vote.

Based on our lessons from Gezi, decisions taken in the NO councils should be implemented, we should not just leave after pouring out our hearts. The law of individuals is very important. This does not mean to exclude organizations. But having the representatives of the organizations as individuals there and their taking the decisions to their respective organizations is the law of individual. These should continue.

DİB-Councils joint meeting took place. DİB is considered as having the merits to call everyone working for the No vote to the general assembly. DİB is a structure which has a perspective, no one can object to that. We have a general assembly ahead not only for DİB but for everyone to come together.

We are not councils. We are pioneers who came together in prominent districts and neighborhoods. This is not enough. We can form the citizen's assemblies where people can feel like subjects, participate as individuals and act through civil disobedience protests.

Blocking İş Bank and Paşabahçe. We can organize protests like buying a glass that costs 3 liras and return saying that it was broken. Solidarity economies have the power to overthrow. We can form production and redistribution collectives. We need to overthrow this financial system working directly with the producers rather than structures that obey the AKP leader. Let's do this all.

T.Ş.: (DİB Coordination) In terms of the name change, my suggestion is People's Assembly.

Let's talk about work and consider politics as work. Let's form a People's Assembly by meeting the NGOs supporting us. We shall set up a space in Kadikoy as a pilot space. We shall organize seminars inviting the professors dismissed with executive decrees. Let's work to spread this across Turkey. Let's put democracy into practice.

A.D.: (NO Şişli) I think differently in terms of our target. There is a danger of fascist dictatorship in front of us. When there were such threats in history, the targets were not narrowed down.

In terms of the program, I can only think of this, getting rid of the AKP. Resisting this regime change is the only thing we need to do. We do not need to organize under NO Councils. Streets and getting organized are important, but they are only means. Our target is not them, our target is the AKP. No big uprising including Gezi has happened by writing leaflets in meeting rooms. Tahrir did not happen like that either, nowhere it happened like that. Masses decide and take the streets, if you are organized, you can lead them.

İstanbul

Outcomes of the NO

Councils Gatherings

The meeting was organized as wide as possible by not only inviting the participants of the NO Councils but also those who contributed to the NO campaign during the referendum and who position themselves on the side of NO. The proposals in these minutes include concrete proposals and tendencies to be proposed to our own councils.

Many participants mentioned the need to support the Justice March initiated by the CHP and the Justice Watch which has been ongoing in Istanbul Macka Park. When supporting these initiatives, it was agreed that we need to reach as many people as possible, spread the 'Justice for All' call across the country and in our local councils taking the justice demand out of CHP's monopoly, acting with a fuller understanding of justice, we need to start planning to spread the Justice Watch actions in different parts of Istanbul. It was highlighted that NO councils has a subject position capable to transform the existing situation.

OTHER PROPOSALS

Joint struggle with existing resistance

Supporting and struggling together with the ongoing resistance movements on issues including Nuriye & Semih, Justice March, Executive Decrees.

Organizing a general assembly with all other groups where everyone can come together

Organizing civil disobedience activities which could be joined on an individual basis

Organizing İstanbul meetings on a monthly basis

Organizing activities about local administration in order to express our approach to local government and democracy

Keeping on the agenda a new social contract

Planning to organize as women and arranging meetings as the women in the Councils

Setting up a space in Kadıköy as a pilot space

Organizing summer meetings in a fixed and open area

Organizing the next İstanbul gathering in Beyoğlu Cinema to stand in solidarity with the cinema

Participating in the Pride March together

Going to Macka everyday wearing our badges

Supporting our activities through panels, film screenings, discussion platforms

Continuing distributing leaflets in the main arterial roads"

It has been clearly understood from the above document that; **it has been debated how to transform the current political situation to generate new uprisings similar to Gezi Park through the initiatives of organizations acting like NGOs but led by terrorist organizations; activities have been organized with this aim; it has been aimed to turn the march referred as "Justice" by the organizers which have been going on when the defendants were arrested, into violent and chaotic public incidents such as Gezi Park incidents.**

Relating to Veli ACU, he works as project specialist at the UN World Food Programme, records are available documenting his conversations and messages with Erol OHTAMIŞ who is among the defendants wanted in connection with the operation against FETÖ/PDY terrorist organization carried out by Ankara Police Department for Combatting Financial Crimes on 24.05.2017 as part of the investigation No. 2016/109887 conducted by the Ankara Office of the Chief Prosecutor; who was dismissed from his position at the Ministry of Development,

and who is known to be a user of Bylock application; in addition, 93 telephone conversations with Fatih BARSAK who was arrested during the operation by the Ankara Security Directorate against DGH (Revolutionary Youth Movement), the youth organization of the PKK/KCK terrorist organisation, and who was thereafter imprisoned by the relevant judicial authorities; the examination of the digital materials found during the searches conducted on him and in his hotel room revealed writings about Semih ÖZAKÇA and Nuriye GÜLMEN who were arrested for being actively working in the DHKP/C terrorist organization, the pdf versions of the books written by Abdullah ÖCALAN, the leader of the PKK/KCK terrorist organization including “MEKTUPLAR BELGELER ZAFER KAZANAN TARZIN ÖZDİLİDİR” (Letters and Documents – Victory is the mother tongue of the winner), “NASIL SAVAŞMALI (HALK SAVAŞI VE ORDULAŞMA ÜZERİNE CİLT 1)” (How to Fight? – On Popular War and the process of becoming an army, Volume 1), and “PKK’YE DAYATILAN TASFİYECİLİK VE TASFİYECİLİĞİN TASFİYESİ” (Liquidation imposed on PKK and the liquidation of liquidationism); and the pdf version of the book by Fevzi YETKİN and Mehmet TANBOĞA, titled “4’lerin Gecesi” (The Night of the 4s) the copies of which were decided to be pulled off the shelves by the Diyarbakır 1st Criminal Court of Peace, under the court ruling No. 2016/1674, on grounds of making propaganda of the terrorist organization and the acts of violence perpetrated by its members; the document titled chat-157 obtained from the defendant included whatsapp messages dated 22.06.2017 between Veli ACU using the mobile number 905067359356 and the mobile number 905076328532 saved under the name of Xalaff “Veli ACU: Someone is coming to Urfa in August, Veli ACU: He will stay in Urfa, Xalaff : We are leaving tomorrow, Xalaff : Who, Veli ACU: From the internet, Kurdhost, He needs somewhere to stay, for a few days, LGBT activist Xalaff: He can come and stay with us ”,

Relating to İlknur ÜSTÜN who is the General Coordinator of the Women’s Coalition, a platform operation across the country, the examination of the digital materials found on her and in her hotel room during the police search revealed a document titled “Büyükelçiliğinizin desteğiyle gerçekleştirmekte olduğumuz.509” (with the support of your embassy.509.doc) which include an article considered to be written by İlknur ÜSTÜN mentioning the expenses incurred under the “gender equality, participation in policy making and reporting” project and requesting these expenses to be covered by the Embassy, a word document titled “toplantıya ilişkin.5127.doc” (relating to the meeting.5127.doc) which include an article titled BÜYÜKADA MACERASI (BUYUKADA ADVENTURE) about the meeting organized in Adalar Ascot Hotel on 05.07.2017 mentioning the number of people attended the meeting, the features and facilities of the hotel and the agenda of the meeting,

Relating to Ali GHRAVI, a Swedish national, and Peter Frank STEUDTNER, a German national, they attended the meeting as trainers on themes including “digital security, stress, etc.”; a map was found among the digital materials belonging to Ali GHRAVI that were seized during the search done on him and his hotel room, where, when looked closer, the east and southeast Anatolia located within the borders of the Republic of Turkey are made to appear as an etymologically different land, and moreover to appear as a region belonging to another state;

Relating to the defendant Peter Frank STEUDTNER, a German national; according to the relevant sections of the witness statement of the person “Gizli Tanık 1” (Secret Witness 1) taken on 09.07.2017 by the police “As I stated in my secret witness statement on 05.07.2017, it is the person who talked in the meeting and upon closer examination after the meeting I noticed he is around the age of 40 with dark skin and curly hair and whose other features I cannot remember”; relevant sections of the witness statement of Ahmet Tunç TUNÇTEN taken on 06.07.2017 by the police which reveal “that he is a translator/interpreter, he has attended the meeting from the first day for four days, Peter who is German and Ali a Swedish citizen spoke in the meeting, the speakers mentioned that they have been working in organizations including Amnesty International, United Nations, they spoke about Syria, they even made some drawings on this issue, speakers mostly talked about digital security, how to store information, how to encrypt information, how to prevent police or other people access such information, speakers talked about encryption methods, programs that could be used for communication, the participants of the meeting were worried if their communication methods, contents of their communications

would be seized by the police, the participants of the meeting talked about secure communication software, compared applications such as Signal, Wire and Wahtsapp, they mentioned the application called Bylock”; technical examination of the Medion 16GB Flash Disc seized during the search of the defendant revealed a photo titled "Carved [33964032]" which included the following information "1- In the first stage copying memory to the memory card, 2- At the second stage removing the memory card of the mobile phone, 3- At the third stage copying and pasting the information in file manager section, 4- At the fourth stage deleting the copy, 5- At the fifth stage creating a new folder, 6- At the sixth stage following these steps, HIDING VIDEOS, that is, generating the hidden video "; considering that individuals mentioned by the witness Ahmet Tunç TUNÇTEN talked about how to prevent police and other people to access information and what kind of software they should be using for that, it has been understood that information on the obtained photo constitute one such method and that the finding is in line with the statement of the witness.

It is known that, with the increasing use of social media, they have been making propaganda by sharing posts on and calling people to mass and organisational events and activities through the national and international websites and social media sites such as Facebook, twitter, various fora and blogs;

Following the review and investigation conducted by the police on whether there was any information available on the meeting that took place or that was planned to take place in July in the public posts or calls in social media accounts of the defendants İdil ESER, İlknur ÜSTÜN, Muhammed Şeyhmus ÖZBEKLİ, Özlem DALKIRAN, Veli ACU, Günel KURŞUN, Nalan ERKEM, Nejat TAŞTAN, Peter Frank STEUDTNER and Ali GHRAVİ or on the websites and the social media platforms that they are members of; it has been found that there was no call for the meeting that was planned to take place in Adalar in July 2017.

Considering the report No 2017/MR(18-02)/92 dated 18.09.2017 produced by the Financial Crimes Investigation Board of the Ministry of Finance about the defendants;

It has been understood that the defendant Günel KURŞUN transferred a total amount of 5191TL to the account of Orhan Kemal CENGİZ who was investigated and prosecuted as part of the investigation No 2016/110288 against the FETÖ/PDY terrorist organization, in three transactions in 2015-2016; transferred electronic funds (EFT) in the total amount of 15250TL in 11 transactions between 2013-2017, received electronic funds (EFT_ in the amount of 2600TL between 2014-2017 in two transactions; and that Orhan Kemal Cengiz was working as a producer in Samanyolu News and Broadcasting Company which is one of the media companies of the FETÖ/PDY terrorist organization in 2015;

Likewise, the defendant received a total amount of 7200TL money transfer in two transactions and electronic funds transfer in the amount of 59600TL in 20 transactions between 2014 and 2015 from the Feza Gazetecilik A.S. which is owned by the terrorist organization’s media companies and which has been closed down with the Executive Decree No 670 published in the Official Gazette No 29804 dated 17.08.2016 due to its links with the FETO/PDY terrorist organization,

Besides, on 25.05.2016 he received an electronic funds transfer in the amount of 500TL with the explanation of “Günel Kurşun/Telif Bedeli (Gunal Kursun /Royalty)” from the Istanbul Society Politics and Economy Research Association which was closed down due to its links and liaison with FETO based on the Executive Decree No 667, published in the Official Gazette No 29779 dated 23.07.2016;

Defendant Veli ACU received an EFT in the amount of 1000TL from a person called Mehmet IŞIK about whom there is certain intelligence information in the MASAK database, on 03.05.2017, sent an EFT in the amount of 1785TL to the same person on 30.06.2017 with the explanation of “donation”, inquiries on the person called Mehmet IŞIK has revealed that two separate individuals who transferred money to his account, transferred approximately 390.000Dollars to the accounts of four individuals who have been in cities including Kilis

.Antakya, Şanlıurfa with Mehmet IŞIK between August – February 2016, communications about the money transfers have shown that one of the individuals who transferred the money work in organizations linked to Syria called “Support to Life and Danish Refugee Council” and he stated that he sent the money for the shuttle service provided for these organizations”, the defendant sent 1000TL EFT to Mustafa BAYAR who has been convicted for being a member of a terrorist organization by Ankara (Now Closed) 11th Heavy Penal Court with the decision No 2014/223, on 27.01.2017, and he received 750TL EFT from the same person on 09.02.2017,

On 06.01.2016 Defendant Özlem Dalkıran, who organized the meeting, sent an EFT in the amount of 350TL with the explanation of “FOR FOOD SUPPORT” to Batı (Rojova) Yardımlaşma ve Dayanışma Derneği, which is one of the organizations that have been closed down for its links to PKK/KCK terrorist organization and to organizations that act against the national security of the state based on the Executive Decree No 677 published in the Official Gazette No 29896 dated 22.11.2016, on 15.12.2015 she sent an EFT in the amount of 200TL with the explanation of “FOR IRAQIS” to someone called Aşur Can ACAR who was convicted for being a member of a terrorist organization by the Zonguldak 2nd Heavy Penal Court with the Decision No 2016/54; on 01.09.2014 she sent an EFT in the amount of 250TL to “Roboski İçin Adalet Yeryüzü İçin Barış Derneği” which is one of the organizations closed down for being linked to PKK/KCK terrorist organization and to the organizations linked to and liaising with organizations acting against the national security of the State with the Executive Decree No 679 published in the Official Gazette 29940 dated 06.01.2017,

On 26.06.2015, the defendant Nejat Taştan received an EFT in the amount of 500TL with the explanation of “DONATION” from someone called Necibe Işıl DEMİRAKIN who is one of the suspects in the investigation against the FETÖ/PDY terrorist organization as part of the Investigation No 2016/47175 conducted by the Office to Investigate Crimes against the Constitutional Order of the Antalya Office of the Chief Prosecutor and on 08.11.2016 he received an EFT in the amount of 750TL with the explanation of “DEBT RETURN”; on 05.06.2015 he sent an EFT in the amount of 750TL with the explanation of “mersin” to someone called Hüseyin ARAL who is understood to be convicted for being a member of an armed terrorist group with the Decision No 2014/164 by Adana 10th Heavy Penal Court; on 21.01.2016 he received an EFT in the amount of 3230TL from someone called Lukman GÜLER who was arrested as part of the investigation against PKK/KCK terrorist organization conducted by the Merson Security Directorate and who is understood to be convicted for being a member of an armed terrorist organization with the Decision No 2016/92 of the Ankara 4th Heavy Penal Court according to “UYAP Punishment” database; he sent an EFT in the amount of 700TL to someone called Naciye DEMİR who is in pre-trial detention for working as part of the Halkın Hukuk Burosi (People’s Law Office) which is an organization linked to DHKP/C terrorist organization İstanbul as part of the case No 2014/117 pending in 18th İstanbul Heavy Penal Court and as part of the investigation No 2017/105607 for similar activities.

Regarding some of the digital materials found on the defendants; when the defendants were asked their passwords for the digital materials to be investigated during their detention; the defendant İlnur ÜSTÜN stated that “she does not remember the password of her mobile phone”, the defendant Özlem DALKIRAN stated that “she does not remember the password of her mobile phone”, the defendant Günel KURŞUN stated that “he will not tell his mobile phone password”, the defendant Nalan ERKEM stated that “she does not remember the password of her mobile phone”, Peter Frank STEUDTNER and Ali GHRAVİ stated that they will not “give information”; the passwords provided by the foreigner defendants Peter Frank STEUDTNER and Ali GHRAVİ in their testimony to the Public Prosecutor were found to be wrong, therefore some of the digital materials have not yet been investigated, it has been understood that the examination is going on by breaking the passwords; the fact that mobile phone passwords were not shared with the investigation bodies and they do not remember the passwords are against the nature of things; it has been understood that these statements are in line with the witness statement which revealed that they talked about how to keep the information secure even when the phones have been seized, how to prevent police and other people to access information, encryption and that they were worried about information on their phones to be seized by the police, and this is in line with their organizational aims.

As underlined in the case law of the General Assembly of Criminal Departments of the Supreme Court, dated 25/03/2013, No. 2013/9-32-52, it is adequate for the commitment of the crime of aiding an armed terror organization, if the perpetrator acts knowingly and deliberately, on his/her free will, without any coercive factor to compel him/her to do so; that the law does not cite any exceptions that limit the crime in question to certain acts; that any act that helps the organizations to maintain its existence (Çetin AKKAYA, Terör Suçları ve Cezalarının İnfazı, Ankara, Adalet Yayinevi, p. 281 – Crimes of Terrorism and Their Execution, p. 281); and it is indisputable that the crime in question shall be deemed to be committed not only by providing material support, or harbouring members of the organization, but also by any act done with the intention of helping it; and in the present case, considering the contents of the sized and examined documents, witness statements, MASAK communication records as a whole and considering the fact that the defendants have the power to influence the civil society owing to their areas of activity and their contacts with the terrorist organizations, the defendants except Taner Kılıç organized activities and meetings about the methods and tactics which are adopted by terrorist organizations, and which are also crucial for the continuation of their activities; organized meetings and activities in order to generate movements that would give rise to social chaos like Gezi Park that took place in June 2013 threatening the public order with acts of violence and which appeared to be organized by the civil society organizations and supported by the terrorist organizations, in line with the aims of the terrorist organizations which assume a subcontractor position for the international activities targeting the Constitutional Order and public peace of our country and that they acted with the intention to aid the terrorist organizations they are linked to; and the two foreign national suspects, due to their current position and their connections with regard to our country, cannot be said to have acted with an intention other than mentioned above and therefore it has been understood that the defendants have committed the offence of aiding the armed terrorist organizations (FETÖ/PDY, PKK/KCK and DHKP/C).

A separate investigation is ongoing about the defendants concerning Financing Terrorism and Espionage charges. With regards to the current offence, on account that evidences have been collected and they are currently in prison, a lawsuit has been filed to enable them to be prosecuted in a reasonable time. With regards to the defendant Taner Kilic, a case was brought against him in Izmir 16th Heavy Penal Court under the case file No 2017/492 for the offence mentioned above. Considering the legal and factual link between these cases, it is requested for his case file to be combined with the above mentioned case.

On account of these reasons;

It has been concluded based on the available evidence in the casefile that the defendants committed the crimes they are charged with and we allege and demand, on behalf of the public, that they shall be convicted under the articles cited above and their detention and pre-trial detention period shall be deduced from their sentence **04/10/2017**

CAN TUNCAY 109482
Public Prosecutor

*****THIS DOCUMENT HAS BEEN ELECTRONICALLY SIGNED IN ACCORDANCE WITH THE ARTICLE 38/A OF THE LAW NO 5070 AND ARTICLE 95 OF THE CRIMINAL PROCEDURES LAW NO 5271.*****