

----- Original Message -----

Subject: Focus on Tanzanian Communities

Date: 30.08.2017 14:48

From: "judi@thomsonsafaris.com" <judi@thomsonsafaris.com>

To: "info@oaklandinstitute.org" <info@oaklandinstitute.org>

Dear Anuradha Mittal,

I am in receipt of your letter to us at Thomson Safaris. I have asked Tanzania Conservation Ltd, to respond to your letter. Rick and I are the co-owners of Thomson Safaris, Ltd and TCL, Ltd. In Tanzania.

Thank you for asking us to respond to the false allegations against us. We continue to deny any and all allegations. Few have ever asked us these questions, and we appreciate it. As you know, people can write and say whatever they want and the media will pick up a story without any due diligence. In your forthcoming publication we would hope that perhaps you are different than most. Perhaps you will check your sources. Check the Guardian, check VICE, check all the sources...they go to only one source. And that source has a lot to gain as publications are written. We are in a lose/lose situation where no one checks where this information is coming from. Are you ready to do that hard work?

While this noise is happening around us, we have continued to bring benefits to the communities that are touched by tourism. The non-profit organization that I co-founded is :

www.fotzc.org [1] Have a look.

I will also send you a video that was taped this June where one of our neighbors who has been working with PWC and Maanda Ngoitiko apologizes for what he has done to us.

Back to you shortly...

JUDI WINELAND

Director

14 Mount Auburn Street, Watertown, MA 02472

617.923.0426 | 800.235.0289

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Links:

- [1] <http://www.fotzc.org>
- [2] <http://www.thomsonsafaris.com/>
- [3] <https://www.thomsontreks.com/>
- [4] <http://www.thomsonsafaris.com/anniversary/>
- [5] <https://www.facebook.com/thomsonsafaris>
- [6] <https://twitter.com/thomsonsafaris>
- [7] <https://www.instagram.com/thomsonsafaris/>
- [8] <https://www.youtube.com/thomsonsafaris>

----- Original Message -----

Subject: Attention: Anuradha Mittal

Date: 01.09.2017 14:25

From: "judi@thomsonsafaris.com" <judi@thomsonsafaris.com>

To: "info@oaklandinstitute.org" <info@oaklandinstitute.org>

Dear Anuradha,

Might we chat by phone? You have mentioned that your "research to date" paints a grim picture. I have looked at your website and you take pride in the research you do. You talk about research and field work, yet it is not possible that you have come up with any truthful findings. These are all old allegations, none of which is true. It is the odd, "how do you prove the negative"?

I don't have a perspective. It is like asking me, "How do you view your destruction of Maasai bomas, how do you view that you are responsible for the death of Trent Keegan, how do you view your beatings and harassment of Maasai" How could I possibly have a perspective on something that never existed and has never existed?

Politically I stand with your Organization, but I cannot fathom that you are asking me to have a fair debate on allegations that have no substance, where your research is a collection of years old allegations, where your ground researcher has never come to visit us on the ground. Let's have a fair debate once you get the facts straight. That would be a good starting point.

Why not come to Tanzania and see for yourself? Let's chat first.

Best,

JUDI WINELAND

Director

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Links:

- [1] <http://www.thomsonsafaris.com/>
- [2] <https://www.thomsontreks.com/>
- [3] <http://www.thomsonsafaris.com/anniversary/>
- [4] <https://www.facebook.com/thomsonsafaris>
- [5] <https://twitter.com/thomsonsafaris>
- [6] <https://www.instagram.com/thomsonsafaris/>
- [7] <https://www.youtube.com/thomsonsafaris>

From: "judi@thomsonsafaris.com"
<judi@thomsonsafaris.com>

Date: Wednesday, September 13, 2017 at 3:04 PM

To: Anuradha M <amittal@oaklandinstitute.org>

Subject: Government letter.

Dear Ms. Mittal,

I am in the process of answering your letter and have so many letters from Tanzania refuting the allegations. We have shown your letter to the District Commissioner who has mentioned that there is no indication of an Oakland Institute field staff being in this area. In Tanzania, journalists and researchers are requested to let the DC, DED, and various officials know they are in the area. Our DC has reported that he has no indication that your field staff was there. He has also requested that you contact the Tanzanian government officials to allow them to respond to your letter. We are all curious as to who your "field staff" is. Are they part of those who have continued to vilify us? Really?

I know you are writing a missive based on these old and outdated allegations, and I understand that you might believe these allegations because they fit nicely into who you think we are and why you might want to believe that we have "taken land" from the Maasai. We have done none of this. Perhaps naïve at times, but since no one who has written "our story" has ever come to visit us it is clear that our naivete may have elevated our optimism, but the needs of journalists and NGO's to get a story even if it means using allegations that are false, is a sad state. I once would have been a great donor of Oakland Institute. Now, I know that one needs a fine toothed comb to sort through what we read.

Anuradha, you need to come to Tanzania to not only understand what you are about to "report", but to understand the role Oakland Institute plays in perpetuating false allegations. I have kept the following piece and don't remember where I first saw it, but it

spoke to us who have been the target of those wanting to make a future on false allegations:

As Jenny Nicholls so sagely stated in “Denying Denialism”, her article about what to believe and not believe.... Denialism.... “the employment of rhetorical tactics to give the appearance of argument or legitimate debate, when in actuality there is none. Hallmarks of denialism, are those familiar rhetorical devices which sound persuasive over a beer but evaporate under scrutiny. These include [conspiracy theories](#), cherry-picking of freak papers or facts, weak or compromised experts, goalpost moving (continually demanding more evidence after a previous objection is met) and the straw man (refuting a position which is actually only superficially similar to the one being proposed). Perhaps tactics like these are why so many intelligent people are taken in by these ideas.” She goes on to say “Others blame the feedback loops of the internet, where it is easy to find someone who will agree with you, no matter how barmy you are. In cyberspace, everyone can hear you scream.”

At this juncture in our country with the leadership of our country talking nonsense, I believe we owe it to each other to ensure that we “have it right”. For those of us who do stand against hate, bigotry and white supremacy, we must get it right. If you move forward to publish these allegations, then why are you different than those who are currently leading our country?

Please, please know that no judgement has ever been entered against our company because we have done not one thing that these allegations purport to be true. Can you hear me? When do you begin to listen.

Soon, I hope.



Judi Wineland

Director

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From: "judi@thomsonsafaris.com"
<judi@thomsonsafaris.com>
Date: Friday, September 15, 2017 at 9:11 AM
To: Anuradha M <amittal@oaklandinstitute.org>
Subject: Your letter

Dear Ms. Mittal,

You have heard from Martin Garbus, from elders in videos, from John Bearcroft and me through various emails.

You have asked us for comments, responses and our perspective on false allegations, incorrect information, and your research that paints a "grim view".

It is clear to us that the Oakland Institute has actually not done any proper research to prove if the allegations are true or not. You suggest "communities allege", plaintiffs allege, Maasai community members allege, articles have put forward additional allegations, journalists and researchers allege, and then remind me in your letter that actually "no judgement has ever been entered against your company in connection to the above and that these are currently just allegations". As you have tried to connect the dots from one allegation to another, you have made a grave mistake of jumping to conclusions.

As you continue your research we request that you contact the Government of Tanzania, that you come to Tanzania to collect your own information and not rely on allegations that are outdated and have no substance. We would like to know who your field researchers are. Are they unbiased?

While the appeal is in process, we are unable to respond to each of your points. Plus, the District Commissioner, the District Executive Officer and the Ward Councilor have requested that you write to them for answers to allegations that involve their input. It

is the job of Oakland Institute to use the right brushes and paint to ensure you get the “picture” right.

I have asked you to chat with me many times. No response is a taken as a refusal to talk. That is unfortunate.



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-----Original Message-----

From: Martin Garbus [<mailto:MGarbus@evw.com>]

Sent: Friday, September 29, 2017 8:28 AM

To: Lynne Thompson <LThompson@sheppardmullin.com>

Subject:

May I suggest that your client come to Tanzania so she can , for herself , see the facts on the ground. She can chose to visit THOMSON in Tanzania if she so wishes. We would be glad to see and meet her.

And, if she wishes, to talk to her about some of the facts and issues.

Had she before been in Tanzania it may be that some of her views would be different.

I also think it would be good if the clients speak directly. That may help both come to a mutual understanding. That is better and more precise I think than passing information through lawyers. And they can cc us or have whatever help they need

Thank you for your consideration

Sent from my iPhone

Attention: This message is sent by a law firm and may contain information that is privileged or confidential. If you received this transmission in error, please notify the sender by reply e-mail and delete the message and any attachments.



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October __, 2017
File Number: 0009-020700

VIA E-MAIL AND U.S. MAIL

Martin S. Garbus, Esq.
EATON & VAN WINKLE, LLP
3 Park Avenue
New York, New York 10016
Telephone: 212-779-9910
Email: mgarbus@evw.com

Re: Thomson Safaris

Dear Mr. Garbus:

As an initial matter, we are concerned that you have not read our letter dated September 22, 2017. In your most recent correspondence on September 29, 2017, you stated that had Ms. Anuradha Mittal “been in Tanzania it may be that some of her views would be different.” Our September 22, 2017 letter focused in large part on the fact that Ms. Mittal **has already** visited Tanzania, and she has investigated the Maasai’s allegations concerning Thomson Safaris during her time in that country. Accordingly, Thomson Safaris’ repeated allegations that the Oakland Institute has not been to Tanzania are false. Before a productive conversation can take place, it would be helpful for you to read our correspondence.

Nevertheless, we do agree that it could be productive to have a face-to-face meeting between our clients. Separately, Judi Wineland has contacted Ms. Mittal and also suggested a conversation. The Oakland Institute will not be traveling to Tanzania again, but we invite Ms. Wineland or another representative of Thomson Safaris to meet in Oakland, California, at the Oakland Institute’s offices. The clients will speak directly, but the Oakland Institute will have counsel present and Ms. Wineland is welcome to have counsel present as well, should she so choose. Furthermore, the Oakland Institute requires that any meeting between it and Thomson Safaris be recorded, and if the Oakland Institute wishes, the information conveyed in the meeting may be used in the Oakland Institute’s report or otherwise disclosed to the public.

Please let us know if Ms. Wineland is willing to meet under the above conditions, and, if she is, what the availability is for such a meeting. This letter does not constitute a waiver or limitation of the Oakland Institute’s rights, claims or defenses, all of which are expressly reserved.

Very truly yours,

Martin S. Garbus, Esq.

C
P **SheppardMullin**

Nicholas J. Van Brunt

for SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

SMRH:227052972.1

From: "judi@thomsonsafaris.com" <judi@thomsonsafaris.com>
Date: Saturday, September 30, 2017 at 5:56 AM
To: Anuradha M <amittal@oaklandinstitute.org>
Subject: Can we talk?

Dear Ms. Mittal,

I think that Mr. Garbus' suggestion that we go back to the drawing board and chat is a good one. I want you to know that hearing about these old allegations has angered me and I do believe that my emails to you show my incredible frustration with having to continue to try to prove a negative. I want to believe that someone will do their homework. I want to hope that our voice will be heard and carried forward. The story that you are potentially writing has a lot more power when there are allegations of abuse. Our story, which is "that never happened" doesn't get heard.

Your lawyer mentions that you traveled to Tanzania in 2015. Why did you not come to talk to us or step foot in Enashiva. You did not talk to the people of Sukenya. They have a voice and would want to talk to you. Might you consider returning? I am going in early December and would welcome you to come. Enashiva is not part of the Loliondo -Serengeti-OBC debate that is currently happening. It is mentioned that you have spoken to neighbors. Might we at least be able to have a response to those allegations please.

I have asked our lawyer in Tanzania to respond to your legal questions, if he can do so while the appeal is in process. I have asked him to come back to you to correct some blatantly incorrect statements and to provide you a better backdrop of correct information. But, our problem is that I am just not sure he/we can do so while in the appeals process. Do you have access to the court records?

I suggest a phone call. Can we talk?

Sincerely,

Judi Wineland

Director

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