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**Chairman of Harju County Court Helve Särgava**  
**Harju County Court**  
**Liivalaia 24**  
**15034, Tallinn**

In Tallinn, 14 October 2009

## **Request**

I act as counsel of accused Toomas Annus in criminal matter nr 04913000085. Surveillance activities have been conducted in pre-trial proceedings in criminal matter nr 05913000055. The permissive grounds for surveillance activities were orders of Harju County Court. The information procured in the course of the surveillance activities is used as evidence against my client.

In accordance with § 24(4) of the Code of Criminal Procedure, permission for surveillance activities is granted by the chairman of the county court or a judge designated by him or her. The chairman of the county court has issued several permits concerning which we have no questions in this request. Several permits, however, have been issued by a judge who is not the chairman of the county court:

1. 14.12.2005 Harju County Court, Orvi Tali, order in criminal matter nr 05913000055
2. 24.01.2006 Harju County Court, Orvi Tali, order in criminal matter nr 05913000055
3. 24.01.2006 Harju County Court, Orvi Tali, order in criminal matter nr 05913000055
4. 21.02.2006 Harju County Court, Eda Murak, order in criminal matter nr 05913000055
5. 21.04.2006 Harju County Court, Orvi Tali, order in criminal matter nr 05913000055
6. 11.05.2006 Harju County Court, Eda Murak, order in criminal matter nr 05913000055
7. 19.07.2006 Harju County Court, Eda Murak, order in criminal matter nr 05913000055
8. 17.08.2006 Harju County Court, Eda Murak, order in criminal matter nr 05913000055
9. 17.08.2006 Harju County Court, Eda Murak, order in criminal matter nr 05913000055

KrMS § 24(4) stipulates that the chairman of a county court shall **designate** one judge and the chairman of the Harju County Court shall designate up to two judges for granting of permission for surveillance activities. Therefore it is important to verify the authorization (the directives or orders) given for the issue of permits for performance of surveillance activities during 14.12.2005 to 17.08.2006.

The question – which directives or orders constituted grounds for issue of permits for performance of surveillance activities – is not a state secret.

**I humbly request a copy of the document issued by the chairman of Harju County Court (e.g. directive, order) which authorized the aforementioned judges to issue permits for performance of surveillance activities.**

**I request the copies of the aforementioned documents to be delivered to the e-mail address [menetlus@tgplegal.ee](mailto:menetlus@tgplegal.ee) or the address Liivalaia 45/47 10145.**

Respectfully,

Leon Glikman  
Attorney-at-law  
Counsel of Toomas Annus,  
Merko Ehituse AS (currently AS Järvevana) and  
ELL Kinnisvara AS  
Professional Law Partnership Glikman & Partnerid

Registered  
nr 2157  
27.10.2009

**HARJU COUNTY COURT**  
LIIVALAIA COURTHOUSE

Mr Leon Glikman  
Attorney-at-law

You 14.10 2009 nr \_\_\_\_\_  
Us 15.10 2009 nr 8-16-23

Delivery of copies.

I submit to You directives nr 8-1/17 23.09.2006 and nr 8-1/3 02.01.2006 of the chairman of the court.

Respectfully,

Ülle Karna  
Assistant of the chairman

Appendix: on 2 pages

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## CHAIRMAN OF HARJU COUNTY COURT

### DIRECTIVE

Tallinn

23 September 2005 nr 8-1/17

Designation of judge for issue of permits  
for the performance of surveillance activities

In accordance with § 12(2) and § 12(3)1) of the Courts Act (RK, RTI, 19.07.2002, 64, 390)  
and § 24(4) of the Code of Criminal Procedure:

1. I designate judge Orvi Tali, in addition to myself, i.e. the chairman of the court, as issuer of permits for the performance of surveillance activities as of 05.01.2009.

Helve Särgava

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## CHAIRMAN OF HARJU COUNTY COURT

### DIRECTIVE

Tallinn

2 January 2006 nr 8-1/3

Designation of judge for issue of permits  
for the performance of surveillance activities

In accordance with § 12(2) and § 12(3)1) of the Courts Act (RK, RTI, 19.07.2002, 64, 390)  
and § 24(4) of the Code of Criminal Procedure:

1. I designate judge Eda Murak, in addition to myself, i.e. the chairman of the court,  
as issuer of permits for the performance of surveillance activities as of 05.01.2009.

Helve Särgava

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