

COMMISSION OF INQUIRY
ORDER OF THE COMMISSION OF INQUIRY

I Edmund Lee Matvey

do hereby make oath and say as follows:

1. That I have received a Summons to Witness dated 25 August 2016 in regards to the Order of the Commission of Inquiry pursuant to section 9 of the Commissions of Inquiry Act 1935.
2. That this Summons compels me to appear before the Commission of Inquiry in regards to matters referred to in the terms of reference and given under the hand of the Premier dated 24 February 2016, at the Commission Offices on the Second Floor of the Swan Building, 26 Victoria St., Hamilton HM 12 on Thursday, 8 September 2016 at 10 o'clock.
3. That I am summoned to give evidence as set out in the ten questions on the witness summons in regard to the shareholders of LLC Bermuda Ltd. referred to in these proceedings as LLC Ltd.
4. That I make this Affidavit in answer to the questions asked on the Summons to Witness and in the order posed as follows:
 1. No.
 2. The original plan was to form a partnership with the sole intent to construct the Dame Lois Browne-Evans Building project with myself and Bryan McLeod from Landmark Construction along with Gino Bifolchi and John Bifolchi from Lisgar Construction being the shareholders of Landmark Lisgar Construction. During the first year of the project it became evident that the two companies could not continue as originally planned and it was decided that the Lisgar part of the company be bought out and the name was changed to LLC Bermuda Ltd and that company completed the project. The original intent was that Landmark Construction would continue normal operations building projects throughout Bermuda for our clients.
 3. There were no communications and/or discussions between LLC Ltd. and the Minister of Works and Engineering or anyone else at or associated with the Ministry, in relation to the contract prior to the awarding of the contract. The contract was awarded following a normal tender process which we entered into after having been prequalified.
 4. Mr. Winters Burgess and myself were Directors.
 5. The Directors of LLC Ltd were paid a salary and bonus.
 6. No dividends were paid.
 7. No dividends were paid.
 8. Two Employees.
 9. LLC did not make directly or indirectly any payments to any third parties who were not listed as contractors and / or suppliers and payment request schedules supplied to the Government.

10. Political contributions of \$27,000.00 were made to the Progressive Labor Party; \$1,000.00 in 2008, \$13,000.00 in 2011 and again in 2013, \$3,000.00 each year for Christmas turkeys and \$10,000.00 each years for the banquet.
11. I am not in possession of financial accounts for LLC Ltd. nor am I in possession of bank statements.
12. I understand that you are already in possession of the Register of Directors and officers for LLC Ltd.

5. That I trust this affidavit will suffice in regards to answering the board of inquiry's questions. Should I be required to give oral evidence I will make myself available to the Commission to do so.

SWORN at the City of Hamilton in the) *Edwin M. ...*
Islands of Bermuda this *7th* day)
of *September* 2016.)

Before me, *[Signature]*

A Commissioner for taking Affidavits, Declarations
and Affirmations in the Supreme Court of Bermuda.