

---

**From:** Jean Boustany <jean.boustany@[REDACTED]>  
**Sent:** Friday, September 9, 2011 7:30 AM  
**To:** 'Basetsana Thokoane'  
**Subject:** RE: NDA

We will not change any word in the NDA.

1 year. It is standard.

It is Rosario who is sending a negative message by negotiating the NDA terms.

---

**From:** Basetsana Thokoane [mailto:bassyt@[REDACTED]]  
**Sent:** Friday, September 09, 2011 8:01 AM  
**To:** jean.boustany@[REDACTED]  
**Subject:** Re: NDA  
**Importance:** High

Morning!

If that's the case, let's proceed with the NDA.

Rosario is optimistic- insists on 3 months. They want to sign today 'cause they've already lined up meetings for next week.

Kind Regards,

Bassy

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

**From:** Jean Boustany  
**To:** 'Basetsana Thokoane'  
**Sent:** Thursday, September 08, 2011 8:01 PM  
**Subject:** Re: NDA

Just briefed the owner.

EEZ is a top priority and a condition for other investments.

We want to manage security first and then develop the infrastructure.

---

**From:** "Jean Boustany" <jean.boustany@[REDACTED]>  
**Date:** Thu, 8 Sep 2011 20:19:28 +0300  
**To:** 'Basetsana Thokoane' <bassyt@[REDACTED]>  
**Subject:** RE: NDA

Translate what?

We can not accept any change to the NDA

**From:** Basetsana Thokoane [mailto:bassyt@  
**Sent:** Thursday, September 08, 2011 7:08 PM  
**To:** jean.boustany@  
**Subject:** Re: NDA  
**Importance:** High

I'm optimistic! Pls advice, they need to translate asap.

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

**From:** Jean Boustany  
**To:** Basetsana Thokoane  
**Sent:** Thursday, September 08, 2011 5:13 PM  
**Subject:** Re: NDA

Bassy,

I feel that Rosario and Teo want a weaker and shorter NDA so they can bring other companies working in EEZ in case they don't get it for us in less than a year and/or we disagree over their cut.

I don't trust them at all.

The prof keeps on "lecturing". He needs to say:

I will get this deal and my bosses and I want xxx\$

Simple ! In case he CAN

**From:** "Jean Boustany" <jean.boustany@  
**Date:** Thu, 8 Sep 2011 14:56:04 +0000  
**To:** Basetsana Thokoane <bassyt@  
**ReplyTo:** jean.boustany@  
**Subject:** Re: NDA

This is non sense.

3 months to push more !!

And we discussed the Mozambique Laws subject in the hotel with Teo. He was ok for UK.

Each party bears its own costs of arbitration.

We can not change ANY word in the NDA.

Why they are being so picky on an NDA ? It doesn't look promising to me !!

**From:** "Basetsana Thokoane" <bassyt@  
**Date:** Thu, 8 Sep 2011 16:22:41 +0200  
**To:** Dolphin Global Ltd <dolphinglobal.limited@  
**Subject:** Fw: NDA

Hi there!

Jean, Hope you had a safe journey. Pls see communication below from Moz and revert asap.

Kind Regards,

Bassy.

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

**From:** Mulepe

**To:** 'Basetsana Thokoane' ; csmutota@ [REDACTED]

**Sent:** Thursday, September 08, 2011 3:03 PM

**Subject:** RE: NDA

Dear Batse,

Thank you for your quick email.

As discussed yesterday, we feel that the NDA has to be signed as soon as possible, so we can move forward with the process. However, we do not feel comfortable with two issues contained in the document, that need to be revised, namely:

**Exclusivity**

While this is common practice in such NDA, we feel that the period of exclusivity should be reduce to 3 months. This will push us to move we expediency with this matter.

**Governing Law**

The governing law for this NDA must be the law of Mozambique, or any UN sponsored arbitration mechanism. We definitely feel that the UK and Wales laws should not apply. It has to be clear who is going to bear the costs of arbitration or trial, should this becomes necessary.

Hoping this will be fine with you, I look forward to hearing from you.

Regards,

Teo

---

**From:** Basetsana Thokoane [mailto:bassyt@ [REDACTED]]

**Sent:** Wednesday, September 07, 2011 5:14 PM

**To:** csmutota@ [REDACTED]; Rosario Cipriano

**Subject:** NDA [REDACTED]

**Importance:** High

Hi there,

Please see attached document.

Kind Regards,

Ms. Basetsana Thokoane