

Greek Traditional Karate Federation

C/O Efthymios Persidis, President

54 Katsoni Labrou, 11471 Athens, Greece

Email: e.persidis@karate.gr, e.persidis@eurokarate.

Athens, July 23, 2013

To all national federations members of ITKF

RE: GTKF thoughts next to FKTU questions.

Dear friends

I would like to share with you our thoughts in the effort to answer to the questions that Mr. Daniel Tobias of FKTU placed. We must accept anything that it is proved with documents. Anything else is obviously a lie. As base of our thoughts it will be supposed we take:

First: the undeniable legal data that the side of Mr. Kwiecinski invokes,

Second: the answers that Mr. Jorgensen's side invokes, and

Third: the ITKF managers for the last five years.

First: the undeniable legal data that Mr. Kwiecinski invokes,

A) The online latest on July 23, 2013, of California Secretary of State Debra Bowen web page, that says:

Entity Name:	INTERNATIONAL TRADITIONAL KARATE FEDERATION
Entity Number:	C1757979
Date Filed:	02/01/1995
Status:	SUSPENDED
Jurisdiction:	CALIFORNIA
Entity Address:	1930 WILSHIRE BLVD., SUITE #503
Entity City, State, Zip:	LOS ANGELES CA 90057
Agent for Service of Process:	NAMI NISHIYAMA
Agent Address:	2484 ARMSTRONG AVENUE
Agent City, State, Zip:	LOS ANGELES CA 90039

From the same web page we have the following explanation about what SUSPENDED means:

- **Suspended or Forfeited:** The business entity's powers, rights and privileges were suspended or forfeited in California 1) by the Franchise Tax Board for failure to file a return and/or failure to pay taxes, penalties, or interest; and/or 2) by the Secretary of State for failure to file the required Statement of Information and, if applicable, the required Statement by Common Interest Development Association. Information regarding the type of suspension can be obtained by ordering a status report. For information on ordering a status report, refer to [Information Requests](#).

as well as the explanation when a corporation passes in this situation:

Why is my business entity suspended/forfeited and how do I revive it?

A business entity's powers, rights and privileges can be suspended or forfeited in California by (1) the Secretary of State for failure to file the required Statement of Information; and/or (2) the Franchise Tax Board for failure to file a tax return and/or failure to pay taxes, penalties or interest. Subject to the availability of the business entity name, an entity suspended or forfeited by the:

- **Secretary of State** can be revived by filing a current Statement of Information with this office. Note: A common interest development corporation must also submit a Statement by Common Interest Development Association (Form SI-CID) together with the Statement of Information. Statement forms are available on the [Statements of Information](#) webpage. Please refer to the applicable form for complete filing instructions, fees and relevant statutory filing provisions.
- **Franchise Tax Board** must contact the [Franchise Tax Board](#) for revivor requirements.
- **Secretary of State and Franchise Tax Board** should first file a current Statement of Information with the Secretary of State and obtain a letter of proposed relief from suspension or forfeiture. Upon receipt of the proposed relief letter from the Secretary of State, the business entity should complete an Application for Certificate of Revivor (Form FTB 3557) and submit the application along with a copy of the proposed relief letter to the Franchise Tax Board. Note: The business entity will remain suspended by the Secretary of State until **both** the Secretary of State and Franchise Tax Board revivor requirements have been met.

Information regarding the type of suspension or forfeiture can be obtained by requesting a status report. For information on ordering a status report, refer to [Information Requests](#)

Also we have the process of redress:

I received a notice of pending suspension/forfeiture, what do I do?

Please follow the instructions in the notice. If you have not yet filed the required statement, statement forms are available on our [Statements of Information](#) webpage. Note: To avoid suspension/forfeiture of the entity's powers, rights and privileges (including the right to use the entity name), the statement must be received and filed by the California Secretary of State no later than 60 days from the Notice Date that appears on the Notice of Pending Suspension/Forfeiture.

as well as what the corporation omitted, so that it falls in the above situation

How was I to know that I had to file a Statement of Information?

By statute, the entity is required to file a [Statement of Information](#) on an annual or biennial basis, as applicable. In addition, the Secretary of State mails a reminder postcard to a business entity's address of record approximately three months prior to the date its filing is due. If a business entity then fails to file the required statement, it is provided a notice of delinquency and an additional 60-days in which to file. Note: It is a business entity's responsibility to submit a statement even if it did not receive the reminder or the notice of delinquency.

B) the letter of lawyer's house from Poland, which explains that each action of SUSPENDED corporation is illegal and invalid:

"The impact of a corporation being placed in suspended status is substantial. When a corporation is suspended, it has lost all rights and privileges as a corporation and cannot legally operate. In that regard, technically a suspended corporation is required to close its business and stop all business related activity. Moreover, a suspended corporation cannot sue or defend any action in court. Furthermore, a suspended corporation that provides a service, or goods, to third parties while suspended may not be able to collect payment for such services or goods since the suspended corporation technically was not permitted to engage in any business transactions.

The corporation is prohibited from transacting business and any contract executed by a suspended corporation is voidable at the demand of the other party. The only exceptions to the loss of corporate privileges upon suspension are that the corporation may (1) change its name by amendment to its Articles of Incorporation and (2) apply to the Franchise Tax Board for tax exempt status."

Second: the answers that Mr. Jorgensen's side invokes are:

The ITKF Board of Directors, including you as a previous member of the Board, has been fully aware of the status of the ITKF. As you know, this issue relates to a tax dispute with California's Franchise Tax Board (FTB) for the years 1995 – 2002. Moreover, your accusations that the Chairman "hid" this financial information from the organization members are completely false. Indeed, the issue of the FTB is referenced in the ITKF Business Report 2010 – 2012 and financial statements presented and approved at the last ITKF World Congress held in Lodz, Poland in October 2012.

However, this FTB dispute neither negates the purpose of the ITKF nor its constitutional authority nor its operation as a legitimate constituted international federation. Furthermore, the information you stated was "hidden" is within the public realm and is freely available to all who seek it, with or without legal counsel.

Your accusations and denial of any previous personal knowledge of this matter has greatly offended the Board as it has caused damage to the reputation of the ITKF worldwide in exchange for the advancement of your own personal agenda.

that is to say he accepts the first, it disputes the second and simultaneously he declares that

- 1) the "SUSPENDED" does not constitute legal obstacle for the operation of ITKF,
- 2) it was in knowledge of all members of Board of Directors and hence also to Mr. Kwiecinski.

However, none of Mr. Jorgensen's statements is proved with documents (e.g. Minutes of the Board of Directors). Finally, remarkable is Mr. Jorgensen's perseverance to want erased the Polish federation and Mr. Kwiecinski from the ITKF, thing very heavy for an entire country, without he presents written proceeding with relative decisions of the Board of Directors, thing that proves that he decides all alone him, as he writes in his next letter of Sunday 21-7-2013, in which he puts date 18-7-2013:

The ITKF Board of Directors meeting held in Greece on July 17, 2013 decided to uphold and maintain the previous decision to suspend the Traditional Karate Federation of Poland (PZKT), which by extension includes the disqualification of PZKT President, Mr. Wlodzimierz Kwiecinski as ITKF Vice President and any other official position he may have held within ITKF, on the grounds already circulated in letters dated June 24 and July 3.

The ITKF Board of Directors also underlines the fact that **the alleged “call” of an “Extraordinary General Meeting of ITKF” by PZKT and Mr. Kwiecinski for August 17, 2013 in Poland is null and void and any meeting that eventually takes place there will not be an ITKF activity.**

Furthermore, as PZKT’s “call” of such a meeting is a serious violation of the ITKF Constitution and was one of the grounds of PZKT’s suspension, any National Federation that will eventually attend that so-called “General Meeting” will be cooperating with PZKT’s destructive behavior and serious violations of ITKF’s Constitution and, as such, will be subject to disciplinary action on the same grounds.

We expect all National Federation members of ITKF to uphold and respect the ITKF Constitution and the principles contained therein.

When did the Board of Directors come in Greece and when did they make a meeting?

This children's fault of Messrs. Jorgensen and Yorga to erase federations and chairmen will be supposed to cut!!!

Third: the ITKF managers for the last five years are the following.

OFFICIALS

Sensei Hiroshi Shirai, Chairman, ITKF Shihan-Kai Committee; ITALY
Richard Jorgensen, Chairman, ITKF; CANADA
Wlodzimierz Kwiecinski, Vice President, ITKF; POLAND
Vladimir Jorga, Chairman, Medical Committee; SERBIA
Gilbert Gaertner, Chairman, Youth Development Committee; BRAZIL
Romulo Machado, Chairman, ITKF Legal Services Committee; PORTUGAL

BOARD OF DIRECTORS

Richard Jorgensen, Chairman; CANADA
J. Michael Crowe, General Secretary; U.S.A.
Wlodzimierz Kwiecinski; POLAND
Vladimir Jorga; SERBIA
Katsuya Ishiyama; VENEZUELA
Fernando Obregon; MEXICO
Carlos Alfaro; CHILE
Ibrahim El Marhomy; FRANCE

TECHNICAL COMMITTEE

Richard Jorgensen, Chairman; CANADA

Vladimir Jorga, Medical Committee Chairman; SERBIA

Wlodzimierz Kwiecinski; POLAND

Eligio Contarelli; ITALY

Katsuya Ishiyama; VENEZUELA

Masao Kawasoe; UNITED KINGDOM

It is well known that the managers of ITKF are checked by each General Assembly on their actions and omissions, but also on the economic place of federation. Consequently, for the administrative and economic subjects responsible and persons in charge are administrative that decide them and materialise, for the technical subjects responsible and persons in charge are the technicians that propose them and the administrative that decide their application, and finally for the control of technicians and administrative responsible and persons in charge are the General Assemblies.

A big lack of ITKF is the existence of Controlling Committee of Finances. It was never given to the federations members of ITKF the place of finances in detail!!!

Also it is unacceptable certain individuals to have double places. This should be prohibited from the statute, because it leads to guidance of the federation, as it has become extensively. You will be technician or will be administrative! Not both!

Since we were found in this tragic point it is obvious that no one from the managers did make rightly his job! It is obvious that the chairman and the ITKF Office acted without control for a lot of years and finally it is revealed that they do not give account for nothing!!!

The Greek Traditional Karate Federation, that is member of IAKF and ITKF from 1980 and took part even in 1983 world championships in Cairo, even it asks many times, it has not taken the economic assessments of all past years, so that it can justified the ITKF income of attached table height from 60 federations!

So, we must discuss the whole subject from null base.

With athletic greetings

Efthymios Persidis

President, Greek Traditional Karate Federation

e.persidis@karate.gr; e.persidis@eurokarate.eu

www.karate.gr; www.eurokarate.eu