

## Christian Bogantes's Testimonial at Mr. Aven's Criminal Trial in Costa Rica

During Mr. Martinez's criminal investigation of Mr. Aven for violating wetlands, Mr. Aven was called by Mr. Martinez to provide a statement to the prosecutor. Although Mr. Aven's attorneys advised him not to speak, Mr. Aven rejected their advice and said he had nothing to hide, did nothing wrong and wanted to present evidence to the prosecutor to show him that. Mr. Aven produced the Relevant evidence, all of which is on this page. Mr. Aven also told the prosecutor that Mr. Bogantes asked him for a bribe in August 2010 and stated there were witnesses to that bribery attempt. Rather than investigating that allegation, Mr. Martinez called Mr. Bogantes to testify against Mr. Aven at his criminal trial. During that trial, after Mr. Bogantes testified and said there were wetlands on the project site, the judge read the entire July 1, 2010 MINAE report in the courtroom. The judge then said, Mr. Martinez the report says that you and a Mr. Manfredi conducted this inspection of July 1, 2010. The report says there's no wetlands and it contradicts everything you testified to in this courtroom today could you please explain. Mr. Bogantes, stunned and startled, blurted out to the judge that he just drove Mr. Manfredi to the site, but didn't take part in the investigation.

On the closing day of the trial Mr. Aven had an opportunity to make a statement, and he showed the judge evidence to prove Mr. Martinez committed perjury during his testimony when he said he just drove Mr. Manfredi to Las Olas to conduct his inspection. The evidence was the above August 27, 2010 letter Mr. Bogantes wrote to Ms. Hazel Melendez where he said he and Mr. Manfredi did an inspection and determined there were no wetlands.

Again although this was very important and relevant exculpatory evidence for the case and Mr. Aven told Mr. Burn to grill Mr. Martinez on it during his cross-examination, neither Burn or any of his V&E Crew of incompetent and inexperienced solicitors asked one question to Mr. Martinez about that incident.

This again showed Mr. Aven was right and Costa Rica was wrong. The lawsuit against Costa Rica was all about proving Mr. Aven being right and Costa Rica being wrong. That's what Burn told Mr. Aven he would do in his September 2014 letter, however, they failed to provide the experienced V&E attorneys There were multiple opportunities to show that at the hearing by just presenting the facts and evidence that V&E had in their files, but they failed to do that. Burn was the blind leading the other VE blind and completely failed in their duty to their client to present the facts and evidence to prove up their client's case as promised. This again proved Mr. Burn's prophetic statement in his September 2014 letter to Mr. Aven correct when he wrote the following and I will end with this:

***"For all of these reasons, it will be crucial to the success of your claim against Costa Rica that your chosen Counsel has the requisite knowledge of the law, the procedure and the best tactics to win a case such as this. You can win or lose a case by your choice of counsel"***

This is precisely why the case was lost due to the fact that VE failed to do what they told Mr. Aven they would do to win.