

**SMALL CLAIMS / CIVIL LAWSUIT — UNJUSTIFIED ACCUSATIONS, DEFAMATION, AND
VIOLATION OF GOOD NAME**

Reference No.: GUG-PERDATA-2026-0922

Date: 23 September 2026

To:

THE HONORABLE CHIEF JUDGE

BEKASI DISTRICT COURT

Jl. Pangeran Jayakarta RT.004/RW.003, Harapan Mulya, Medan Satria,
Bekasi City, West Java, Indonesia — Postal Code 17142

PLAINTIFF: EMIL TOBING, DRS

ID No.: 232750415076210012

Address: Graha Indah Blok D.16/12, RT 004 RW 010, Jaka Mulya,
South Bekasi, Bekasi City, West Java, Indonesia

DEFENDANTS:

DEFENDANT I: PT CAPREFINDO

Address: Ruko Kalimas Blok C No. 1, Jalan Chairil Anwar, Margahayu,
East Bekasi, Bekasi City, West Java — Postal Code 17113

Represented by: JAMES PHILIP RUSSELL NEWSOME, President Director

DEFENDANT II: JAMES PHILIP RUSSELL NEWSOME

(President Director of PT Caprefindo)

Address: Ruko Kalimas Blok C No. 1, Jalan Chairil Anwar, Margahayu,
East Bekasi, Bekasi City, West Java — Postal Code 17113

DEFENDANT III: GRAHAM STUART HARRIS (Director of PT Caprefindo)

Address: Ruko Kalimas Blok C No. 1, Jalan Chairil Anwar, Margahayu,
East Bekasi, Bekasi City, West Java — Postal Code 17113

DEFENDANT IV: DEIRDRE HELEN NEWSOME (Commissioner of PT Caprefindo)

Address: Ruko Kalimas Blok C No. 1, Jalan Chairil Anwar, Margahayu,
East Bekasi, Bekasi City, West Java — Postal Code 17113

DEFENDANT V: PERDANA & ASSOCIATES LAW FIRM

c/o YUSFA PERDANA, S.H.

Address: c/o PT Caprefindo, Ruko Kalimas Blok C No. 1, Jalan Chairil Anwar,
Margahayu, East Bekasi, Bekasi City, West Java — Postal Code 17113

CIVIL LAWSUIT — UNLAWFUL ACT — DEFAMATION — FALSE ACCUSATIONS OF NON-EXISTENT LOSSES — CLAIM FOR MATERIAL AND IMMATERIAL DAMAGES

I. FACTUAL BACKGROUND

1. On 13 January 2024, the Plaintiff filed a lawsuit regarding dividend rights in PT Caprefindo at the Bekasi District Court. In their response, Defendant II James Philip Russell Newsome made three accusations against the Plaintiff:
 - Taking company funds in the amount of IDR 2,050,000,000
 - Withdrawing funds in the amount of IDR 767,567,000 from a joint account
 - Failing to return a Chevrolet Trail Blazer vehicle, registration No. B 2568 KKC, valued at IDR 425,000,000
2. ALL THESE ACCUSATIONS ARE UNTRUE AND UNSUPPORTED BY ANY EVIDENCE.
3. The Truth Regarding the Vehicle:

The Chevrolet Trail Blazer B 2568 KKC was lawfully sold by the then-Director of PT Caprefindo, James Philip Russell Newsome himself, to the Plaintiff. A valid Transfer of Rights Agreement exists. The Plaintiff paid the down payment and 11 consecutive installments without default. The vehicle has become the lawful property of the Plaintiff.
4. The Truth Regarding the Alleged Funds:

The Plaintiff never received IDR 2,050,000,000. No transfer evidence, no receipt, no signature, and no witness exists.

The Plaintiff never unilaterally withdrew IDR 767,567,000 from the joint account. Any withdrawal from a joint account requires consent from both parties. The Defendants cannot produce proof of unilateral withdrawal by the Plaintiff.
5. On 30 July 2024, the Defendants disseminated these false accusations to third parties and the general public, including at the Plaintiff's residential address, making the matter known to neighbors and the surrounding community. This constitutes intentional defamation.
6. On 25 October 2024, the Plaintiff filed a police report against Defendant II at the Bekasi City Metro Police Resort — Report No.: LP/B/1.893/X/2024/SPKT.Sat.Reskrim/Polres Metro Bekasi Kota. Offense: Defamation under Articles 310 and 311 of the Indonesian Criminal Code. The report is registered and under investigation. First progress report (SP2HP) has been received.
7. The previous related court decision has been issued. The 14-day appeal period has expired. No appeal was filed. The decision has acquired permanent legal force. New facts have since emerged confirming that all accusations made by the Defendants are entirely false and defamatory.

II. DEFENSE AND DENIAL

The Plaintiff entirely rejects and denies:

- The accusation of taking IDR 2,050,000,000 — no evidence exists
- The accusation of withdrawing IDR 767,567,000 — joint account withdrawals require mutual consent
- The accusation regarding the vehicle — valid sale-purchase agreement exists, fully paid

All legal arguments presented by the Defendants are dismissed in their entirety.

III. LEGAL BASIS

- Article 1365 of the Indonesian Civil Code: Any unlawful act causing loss obliges the wrongdoer to pay compensation.
- Article 310 of the Indonesian Criminal Code: Anyone publicly accusing another person of a specific act shall be punished for defamation.
- Article 311 of the Indonesian Criminal Code: Anyone defaming another in writing or by dissemination shall be punished.
- Article 27(1) & 28D(1) of the 1945 Constitution: Equal protection before the law; right to due process and legal certainty.

IV. CLAIM FOR RELIEF

Wherefore, the Plaintiff respectfully requests the Honorable Panel of Judges of the Bekasi District Court to:

1. Accept and grant this lawsuit in its entirety.
2. Declare that the Defendants' accusations of causing losses in the amounts of IDR 2,050,000,000, IDR 767,567,000, and IDR 425,000,000 constitute unlawful acts and defamation.
3. Declare such acts as unjustified interference with good name and reputation.
4. Order the Defendants, jointly and severally, to pay material damages in the amount of IDR 425,000,000 (Four Hundred Twenty-Five Million Indonesian Rupiah) to the Plaintiff.
5. Order the Defendants, jointly and severally, to pay immoral damages in the amount of IDR 25,000,000,000 (Twenty-Five Billion Indonesian Rupiah) to the Plaintiff for injury to reputation, disturbance of peace of mind, and irrecoverable time and effort expended.
6. Declare this decision provisionally enforceable notwithstanding any appeal, cassation, or judicial review petition.
7. Order the Defendants to bear all costs of these proceedings.

Dated: Bekasi, 22 September 2026

Respectfully submitted,

(Signature)