

INDICTMENT

Madrid, November 2, 2009

I. FACTS

The facts alleged in the complaint have the character of crimes of genocide and torture, as recognized by the National Spanish Court diligently following recognized procedures. The Prosecutor's office has submitted the following report:

"The Prosecutor agrees that there should be investigations pursuant to the summary of the facts in the complaint, given the nature of the same and the state of the activities alleged therein. With respect to the letters rogatory issued against the defendants, the Prosecutor is not opposed to such letters at this stage in the proceedings."

II. Legal Findings

Pursuant to Article 299 and concordant provisions of the Criminal Law, and pursuant to the report of the Prosecutor, it is appropriate to begin an investigation in order to verify and identify the crimes of genocide and torture identified in the present action, the mitigating circumstances if any, and the culpability of the persons responsible, assuring that they may be held accountable to this court for their crimes and for their financial responsibilities to the injured parties.

III. Holdings

Issue an indictment for the presumed crimes of genocide and torture. Notify the President of the Prisons of the National Spanish Court and the National Prosecutor of the issuance of such indictment.

Submit the letters rogatory to the Chinese authorities, asking the defendants Bo Xilai, Jiang Zemin, Luo Gan, Jia Qinglin, and Wu Guanzheng to answer the questions therein.

This opinion will be provided to the National Prosecutor and other interested parties providing them with the opportunity to intervene in this action within three days.

This order is agreed to, mandated, and signed by Magistrate Judge Ismael Moreno Chamarro of the Central Court for Preliminary Criminal Proceedings Number 2, of the National Court of Madrid.