

10 Mayıs 2010

№ 15122

EXPERT REPORT

1. SUBJECT OF INVESTIGATION: within the scope of investigation with Main number 2010/206 carried out of 1st Army Commandership Military Prosecution Office

- a. Three (3) DVD's taken from newspaper, one (1) CD and lists showing their contents
- b. Works and reports of Signal Lt. Col. Birol Çelik, J. Signal Major A. Hakan ERDOĞAN and Land Pilot Staff Major Ahmet ERDOĞAN
- c. Investigation report and CD regarding the works carried out by TUBİTAK

2. EXPERT APPOINTMENT DATE: March 23, 2010

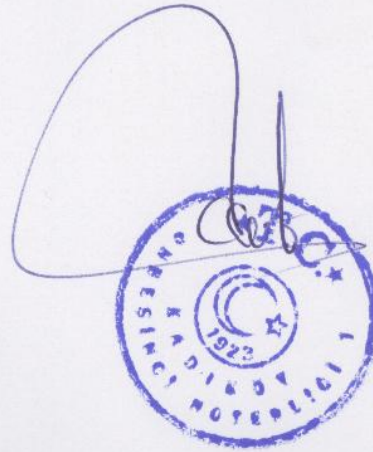
3. DATE OF REPORT: March 26, 2010

4. DOCUMENTS INVESTIGATED:

- a. DVD TDK brand with inscription (1)
- b. DVD Princo brand (05430) with inscription (2)
- c. DVD Princo brand (05429) with inscription (3)
- ç. CD Benq brand with inscription (4)
- d. Expert report and works of J. Signal Major A. Hakan ERDOĞAN
- e. Expert report and works of Land Pilot Staff Major Ahmet ERDOĞAN
- f. Expert report and works of Signal Lt. Col. Birol Çelik
- g. CD including the technical findings belonging to technical expert report and documents created by TUBİTAK

It is the same with original

Semra ULUSOY -Civil Officer 3938 1st Army Military Prosecution Office
Clerk of Report [Official Seal and Signature]



Görsel Kelimeli

10 Mayıs 2010

№ 15122

5. INVESTIGATION AND ANALYSIS

- a. When the expert reports and documents prepared previously about the subject are investigated there have been determined even partial inconsistencies and that there are missing phrases leading to ambiguity.
- b. The DVD, CD and reports given to me have been investigated and the scientific determinations and results regarding such inconsistencies and deficiencies have been submitted in the following articles.
- c. In the investigations made to computer environments is it possible by means of below explained methods that the documents to be the same with other document or to prove scientifically their originality:

- (1) The proving that a document is the same with another one, may be obtained only as a result of comparison of HASH code which has the effect of signature of the files and is produces uniquely for every computer file. The two files which have got the same HASH codes are certainly the same document and have not been altered.
- (2) A document shall be signed with digital signature having the qualified certificate due to be considered real as to not could be denied in legal terms.

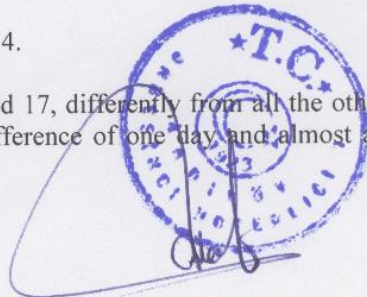
ç. It is not possible to prove the originality in scientific terms of these documents due that none of the electronic documents from 3 DVD's and 1CD analyzed have been signed with digital signature and they have not got equivalents in the investigation made in the computer and systems of 1st Army Commandership.

- d. It is possible to make malevolently changes in the information such date of creation, last saving date, date of print out, author of file, last saver etc. which are the attributions of every document created in computer environment. In summary, such filed may be easily produced by creating an ideal computer environment.
- e. The results of investigation made by TUBİTAK are important in terms of technical investigation and include some findings increasing the doubt of falsification. Such findings have been submitted in the following articles:

- (1) In the report of TUBİTAK the CD's numbered 11, 16 and 17, differently from the others have been created with EASY CD Creator 5.2 (061) version which is CD creating software. From these, CD's numbered 11 and 17 are TDK branded and have the same serial number, respectively "A9A23QJIS". The brand of CD numbered 16 is SmartBuy and the serial number is "0138B121 01 869".
- (2) The alleged BALYOZ, SUGA, ORAJ, ÇARŞAF and SAKAL plans are included only in the CD' s numbered 11 and 17. There is the photograph of all the CD's where there are included the documents investigated within 1 CD sent by the newspaper. In this photo there may be observed the inscription of "K. ÖZEL" on one of the two CD TDK branded, and the "OR.K.NA" inscription on the other one. The contents of these CD's have been included with the name of same folder within the DVD number 2 and when the contents are analyzed it is understood that these are the CD's numbered 11 and 17 in the report of TUBİTAK. The CD numbered 16 is observed in the said photograph as being SmartBuy branded. When the TUBİTAK's report belonging to CD's numbered 11, 16 and 17 is investigated, it is seen that:

- (a) EASY CD Creator 5.06 (061) version software has been used in the creation of each of three CD
- (b) CD numbered 11 has been created on 05.03.2003 at 23:50:42, CD numbered 17 on 04:03.2003 at 23:52:05
- (c) CD numbered 16 on 14.10.2003 at 12:14:34.

- (3) It is suspicious that CD's numbered 11 and 17, differently from all the other CD's have been created toward the midnight and with difference of one day and almost at the same hours.



Güven Petekci

10 Mayıs 2010 No 15122

When this explanation is completed with the findings which will be given later, the probability of altering the system date of the computer and falsification is high regarding the creation of these CD's.

- (4) CD numbered 16 is observed as the last created CD among the all CD's. It has been created approximate 7 weeks following the plan seminar and contains documents which are not related with the plan seminar and plans.
- (5) The files including the alleged BALYOZ, SUGA, ORAJ plans in the CD's numbered 11 and 17 are similar with each other in terms of content. The suspicious issues obtained from the investigation made taking as basis the report of TUBİTAK over these files are enumerated below.

- (a) The documents which are strictly confidential (private) are processed at the Turkish Armed Forces in the computers with hard disks with racks, independents and which are not connected to any network. In these computers the user names are in generally assigned without blanks and as to define the working place or the user. (For instance HRSBSK, muctepe, NAZLI). In such CD's it is observed that the names and surnames of the users, apart of the ordinary applications, are assigned detailed and with blanks (For instance Suha TANYERI). As mentioned in the expert report of Lt. Col. Birol ÇELİK this is a technique outside the normal applications.

- (b) The documents named "BALYOZ HAREKAT PLANI.doc", "SUGA HAREKET PLANI.doc", ÇARŞAF EYLEM PLANI HAREKET EMRİ.doc", "SAKAL EYLEM PLANI HAREKAT EMRİ.doc", "ORAJ Planı.doc" which include the main texts of the alleged operation plans have not got last print date data. This shows the possibility that these documents have never been printed out.

- (c) The last print out dates of documents "EK-B (1 NCI OR.).doc", Üst Yazı_Plan_Çalışması_2003.doc", "GÜVENLİK HAREKAT PLANINA EK-M LAHİKA-2 LAHİKA-3.doc" which are within the same directory with the Balyoz operation plan, are before the date of creation of the document and this leads to opinion that creation dates of the documents have been changed.

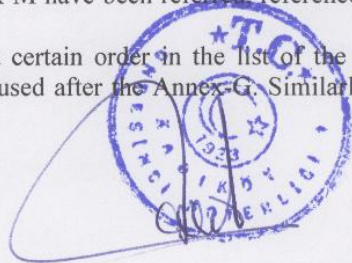
- (ç) One of the most important standing out issues in the report of TUBİTAK is the last ten saving records. It is observed that this document has gained a completely different name and context of document in the last saving operation while has been operated 8-9 times with the name with which was created. For example document named "KİLİSELER ve SİNAGOGLAR.doc" at the beginning has been processed as "KOMUTAN KAPANIŞ KONUŞMASI_05 MART 2003.doc" has been saved 9 times with this name. However last time when was saved the document has been saved with name "KİLİSELER ve SİNAGOGLAR.doc" and the content has been completely changed and change has no more made on the document. This circumstance is strengthening the possibility that manipulation has been made later on the document.

- f. In the Turkish Armed Forces the documents which will bear the signature of the Forces or Army Generals are prepared with due diligence and before being submitted the coordination of all the related staff of the Quarters is taken and during such coordination every detail from the content of the writing and until the military writing procedures and rules are observed and respected. Within context, BALYOZ, SUGA, ORAJ, ÇARŞAF and SAKAL plans alleged that are included in the CD's numbered 11 and 17 are not documents with properties to be submitted to the approval of the commandant. The findings leading to this result have been provided in the following articles.

- (1) In the document named as Balyoz Harekat Planı (Balyoz Operation Plan)

- (a) Only ANNEX-A, ANNE-C and ANNEX-M have been referred, reference has not been made to the other annexes.

- (b) The letters have not been assigned in a certain order in the list of the annexed. Annex-H, Annex-I, Annex-İ letters have not been used after the Annex-G. Similarly many letters have



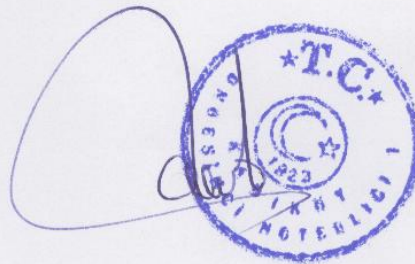
Görsel Belge

No 15122
10 Mayıs 2010

- been skipped. There is a very low possibility to make such kind of errors in the military writings.
- (c) In the section of annexed of the main text, Annex-J has been mentioned as the Logistic title. However the document named "MİLLİ MUTABAKAT HÜKÜMETİ.doc" within the same directory has been named as Annex-J of the Balyoz plan. This document has not been mentioned in the main text and has not been inserted in the section of annexes. The title information from the Annexes of such document is not consistent with the writing correspondence rules (orthographic rules) and the page numbers have been written such 1, 2, and not respective the rule of J-1, J-2. Furthermore any numbering has not been made within the document. The content of the document named "MİLLİ MUTABAKAT HÜKÜMETİ.doc" has not got the property of being an official military document.
- (ç) Another finding determined within this content is the document "EK-A (GÖRVLENDİRMEDE YETKİLİ PERSONEL).doc" (EK-A=Annex-A). This document has been completely created within the frame of military orthographic rules and is the document containing the names of personnel. The header section of this document contains the phrase "1nci Ordu K.İğının ARALIK 2002 gün ve ISTH. : 7130- 02/PI. ve Eğt. Ş () sayılı "Plan Çalışması-2003" konulu yazının EK-A' sıdır." As may be seen the document is the annex of Plan Work -2003 writing and has been taken and mounted to this section. In the document "MİLLİ MUTABAKAT HÜKÜMETİ.doc" the header appears as "BALYOZ K. İğının BALYOZ Güvenlik Harekat Planı EK-J'sidir". As a result there is strong probability that the documents have been mixed with each other and interspersed and there has been tried to make the falsification in this way.
- (d) "Donanma Kh" phrase is included in the header of document named as SUGA Harekat Planı (SUGA Operation Plan). There is again a very low probability to make an orthographic mistake as writing "Donama" instead of "Donanma" on a document bearing the signature of Commander of Turkish Naval Force and to not be observed. Furthermore, some of the Annexed have not been referenced similarly to the Balyoz Hareket Planı (Balyoz Operation Plan).
- (e) Missing of "Distribution" section of the document and signature place of General İbrahim FIRTINA who was an ancient War Academies Commander and who has not the authorization in the Aerial Forces Commandership instead of Commander of Turkish Air Forces in the document of ORAJ Hava Harekat Planı (ORAJ Air Operation Plan), and making no reference within the text to any of the annexed leads to the opinion that document is not original (real).
- (f) The title sections of Sakal ve Çarşaf Harekat Planları (Sakal and Çarşaf Operation Plans) are not consistent with the military written correspondence rules. The header sections of the annexed of such planes have not been written respecting the military orthographic rules. Furthermore, in the other plans it is suspicious to have the signature of a Gendarmerie Commander in this plan while there are the inserted the places of signatures belonging to the personnel with degree of (All) General.

6. CONCLUSION

As a result of the investigations and analyses made it has been reached to the opinion strong proofs have been found regarding both the technique used and the military writing procedures and methods, in terms that the alleged BALYOZ, SUGA, ORAJ, ÇARŞAF and SAKAL plans included in the CD's numbered 11 and 17 in the TUBİTAK report are not genuine (original-real).



[Signature]
Yavuz FİLDİŞ
Signal (OBI) Colonel
Expert

Yavuz Fildiş

№ 15122
10 Mayıs 2010

Tercüme edilmek üzere bana verilen TÜRKÇE dilindeki asıl belgeyi İNGİLİZCE diline tam ve doğru çevirdiğimi beyan ederim.

Zeynep Yasemin REHUMAKI

Zeynep Yasemin

Bu tercümenin yukarıdaki adreste bulunan noterliğimiz yeminli tercümanı Zeynep Yasemin REHUMAKI tarafından TÜRKÇE' den İNGİLİZCE 'ye tercüme edildiğini onaylarım.

Darışşafaka mahallesi,
Açelya sokak, Başarı sitesi, A1 Blok D,1
Derbent / SARIYER/İST

Noter



KADIKÖY 15. NOTERİ
Adnan ÖZDARENDELİ
Vekili Başkatip
Ahmet ÖZDARENDELİ