

## Unlicensed, Candi Internet Shut Down

Comments in **green** by Harry Bleckert, translated best as could

CV. Candi Internet located on Jalan Raya Seminyak No. 16B Kuta, **shut down by the Bali Police for having no required licenses** and using equipment uncertified by DirJen PosTel ( Directorate General of Telecommunication ). The owner, Sang Ayu Made Karnasih is a suspect since October 2004.

**cv. Candi Internet has never been shut down, only illegally swept by police on October 22, 2004 and October 23, 2004.**

**The use of uncertified equipment for test bed operations is in accordance with the law.**

**The equipment was purchased from a Jakarta based importer who also supplies same kind of equipment to military and police amongst other clients.**

On Monday of April 4, Both PR Chief of Bali Police, Kombes AS Remiban and Chief of Cyber Crime Unit, AKP Tri Kuncoro made their statements that **this case has been marked as the first such case investigated by Bali Police.**

**There was another such illegal sweeping against PT. Komunikas on Oct. 22, 2004.**

**This company was in fact lacking ISP and NAP licenses, was operating already for more than 1 year and has never been shut down. Police only confiscated some standard PCs.**

**The same police squad also visited many other unlicensed and operating ISPs here on Bali, but did not confiscate equipment nor reported them to DirJen PosTel Jakarta.**

**Police brought up various requests for money over the past 6 months.**

Based on various considerations that **she met all the needed requirements for arrest**, Karnasih was not arrested by police.

**Police knows very well that Ibu Ayu is the legal owner of the company, but not a business woman, but rather a dedicated mother and housewife.**

**The responsible person for all business is her husband Harry Bleckert, who works for the family business as manager for business development. The police knows this.**

Established by the suspect and her German husband Harald Balckert, Candi Internet (CandiNet) **operates** as telecommunication Internet Service Provider (ISP) and later on equipped with a VSAT ( an equipment for satellite link ) to receive and access global internet.

**The name is Harald Bleckert. Candi Internet was still preparing a legal business, which had been duly reported to DirJen PosTel long before police came to our office, but never started operations as ISP or franchise partner of an ISP yet. Not a single invoice has been issued ever.**

After starting investigation, **it was found that CV. Candi Internet operations are against the law** and (Candi Internet) **is no law-based company** and never applied for principle license, operational approval and Internet Provider with DirJen PosTel.

**Police was and is openly lying when they state that Candi Internet business operations or plans were against any law. They started investigations by telling employees of that a price comparison with another local ISP, Blueline, was against the law.**

**Later they claimed that Candi Internet's franchise agreement with PT. Pasifik Lintas Buana, holder of a national ISP license, was not legal because Candi Internet was a CV. And not a PT. Later they stated the franchise was invalid because the company name of franchise giver and franchise partner must be the same (!!!).**

**Later they stated such franchises were illegal in Indonesia anyway.**

Based on the database of DirJen PosTel, Telecommunication equipments provided by ISPs are uncertified. cv Candi Internet in **providing the global internet access is not going through the NAP** but SpeedCast - a foreign satellite operator of Asia Sat Hongkong resulting to national loss.

**Starting October 2004, Candi Internet had a partnership with PT. Tariq Habibie Communications (THC) regarding operations of their satellite communications system. THC holds a NAP license issued by DirJen PosTel. SpeedCast provides Internet services to THC via their satellite transponders.**

In addition, cv Candi Internet has been in cooperation with PT. Pasifik Lintas Buana (vipnet) in which CandiNet operates as marketing/ reseller- using PT. Pasifik Lintas Buana brand name in providing Internet services.

**The partnership (franchise) is a fact and confusing police admits this thus declaring their investigations a fraud.**

Interrogated witnesses are employees of cv. Candi Internet as mentioned below;

Made Kartha, Susila, Gede Agus Sucipta, Gusti Ngurah Bagus Arigawa, Rishy Santos, CA Hadayanto, Leny Maryulis and Harrald Blackert. Other witnesses are A Jaelani, Nasrun Sanif and Purnawan Handoko as well as the expert witness IR. H. Ruslan Harun MM. The Police have also

**confiscated** equipments used **for evidence** ;

1 unit of comtect EF data CDM 570-L Band Satellite Modem, 1 unit of MP 800 router series and 8 pages printed version website of CV Candi Internet.

**Taking something without approval of the owner, urgency of suspected crime or court order is not called confiscation, but theft!**

**How can police justify confiscating US\$ 8,000 worth of equipment when our business plan was openly admitted and published from the beginning so that no further “evidence” was ever required ?**

‘Candi Internet is against the law of No 47 chapter 11 and 52 no. 36 year 1999 about telecommunication. The case, suspect and evidence have been delivered to Bali Attorney General Office on March 16.’

**The matter of our franchise and thus the fact that we legally do not require to have a license of our own is known by police.**

**This case was delivered to Attorney General Office twice. First time in January 2005.**

**Prosecutor Ida Bagus Wiswantana then decided to return files to police asking them to find something new, because he realized there was no case. This he told our lawyer.**

**On March 16, 2005 the case was moved to prosecutor’s office for the second time.**

**On this date Sang Ayu was threatened by Ida Bagus Wiswantana to be immediately arrested if she not paid Rp. 4 million on the spot.**

**She paid to avoid the arrest.**

**Until today, April 19, 2005, cv. Candi Internet never provided any Internet access to the general public, other than operating our WarNet which has been licensed since 2001.**

**Neither did cv. Candi Internet yet provide Internet access to anybody as reseller/franchise partner of PT. Pasifik Lintas Buana.**

**By taking expansive equipment out of our office unlawfully, police created a situation for cv. Candi Internet which did not allow to realize the business plan we had together with our partner PT. Pasifik Lintas Buana.**

**We suffered great financial losses and were humiliated and traumatized by what police did to our business and to our family.**

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