

## Appendix B

**Recent communications (2014) with Enterprise Ireland Investment Services requesting supporting documents for my case.**

Date: January 15, 2014

Dear Garrett

Could you please send me the complete set of original legal documents that were drafted by the Irish Government (including its agencies) upon which the competitive calls for expressions of interest (particularly the 2010 call) in Innovation Fund Ireland were based.

Regards  
Maurice

Date: January 16, 2014

Maurice

I hope if find you well.

There would not have been any original legal documents drafted by the Irish Government (including its agencies) upon which the competitive calls for expressions of interest (particularly the 2010 call) for Innovation Fund Ireland were based. The establishment of Innovation Fund Ireland (IFI) was as a result of a Government decision and this led to the availability for the Enterprise Ireland element of the budget. Under Sub-section 7.1 (i) of the Industrial Development (Enterprise Ireland) Act 1998 Enterprise Ireland has the authority to administer such a Scheme with the approval of the Minister for Jobs, Enterprise and Innovation and the Minister for Public Expenditure and Reform (in 2010 it was the then Minister for Finance).

The National Pensions Reserve Fund (NPRF) would have then committed the balance of the funding on the basis that all fund commitments it made were in line with its overall strategy – in line with its governing legislation. The NPRF has and continues to have complete direction over how it invests its capital under management (despite some exceptions like the banking recapitalisation etc). As you maybe aware it is now being established as the Irish Strategic Investment Fund (ISIF) where it will continue to have such discretion however all its investments will all have an Irish element or focus.

Under IFI both agencies retained their respective powers of investment decision making under their respective legislative mandates. The approval for the Scheme enabled Enterprise Ireland to issue the competitive expressions of interest process where all applicants were assessed under the criteria as outlined in the attached.

On the closing of successful funds Enterprise Ireland would than have entered into legal agreements relating to those particular investments.

I hope this clarifies your query however I am happy to have a conversation if it is of further assistance.

Kind Regards

Garrett Murray  
Manager - Government Relations  
Investment Services and Policy Division  
Enterprise Ireland  
The Plaza  
Eastpoint Business Park  
Dublin 3

Telephone +353 (0) 1 7272815  
Mobile +353 (0) 872538395

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**Note to above email:**

According to Enterprise Ireland's email reply above, Enterprise Ireland did not draft any original legal documents for the Euro 250 million IFI competitive tender (which is very surprising in and of itself), therefore I do not have any other documents supporting my case at this stage besides Appendix A and B and the attached IFI brochure from Enterprise Ireland. I just hope if I ever establish a Euro 250 mil. fund, I'll at least draft a legal document to set correct expectations (does the Irish Government not know this?). Even the FDI groups mentioned above that I brought over to Ireland, I made sure the first thing we did was at least have a Memorandum of Understanding (MOU) in place, and we were not yet close to being a Euro 250 mil. fund.