

<http://www.luju.ro/the-disaster-of-interceptions-eavesdropping-on-the-6-million-romanians-during-2004-2016-cost-us-euro-141-billion-lumea-justitiei-presents-in-exclusivity-the-document-showing-the-exact-cost-of-each-phone-call-interception-minute-lei-2-57-that-is-euro-780-p>



**THE DISASTER OF INTERCEPTIONS –
Eavesdropping on the 6 million
Romanians during 2004 - 2016 cost us
Euro 141 billion. Lumea Justitiei
presents in exclusivity the document
showing the exact cost of each phone
call interception minute: lei 2.57. That
is Euro 780 per day. One day of
surveillance costs lei 7,536. The
prosecutor's offices and the SRI have
spent more on interceptions than the
alleged damages in the case files
(Documents)**

Scris de L.J. | Data: 11.02.2019 11:09



It seems unlikely at first glance, but it is true! **The prosecutor's offices and the Romanian Intelligence Service ("SRI") have spent over Euro 141 billion on intercepting the 6 million Romanians they eavesdropped on, according to Claudiu Manda, during 2005 -2016.** That is more than the damages claimed in the case files prepared by the prosecutor's offices and by SRI. The amount is very easy to compute and it is based on the very costs submitted by the DNA, determined at **lei 2.57 per minute of interception**, costs mentioned in the documents that Lumea Justitiei presents in exclusivity.

In 2018, Senator Claudiu Manda, president of the SRI activity Control Commission, disclosed an unbelievable fact. Namely that 6 million Romanians were intercepted during 2005 – 2016, years in which SRI was coordinated by the couple **George Maior (left side photo) - Florian Coldea (right side photo).**

"The total of these documents for authorization and surveillance during 2005 – 2016 means 311,000 warrants. On the background in which we can think of an average of 20 intercepted persons or phone numbers per a surveillance warrant, we can imagine there were more than 6 million people intercepted", claimed Claudiu Manda. The very figure mentioned by Senator Manda is what we will take into consideration in the disclosures that follow.

Lei 2.57 per minute of interception, lei 314 per hour of surveillance

As we mentioned in the beginning of the article, **the cost on one minute of interception is lei 2.57.** It results from an official document of the DNA. **The document in case is a letter signed by the head of DNA Brasov, Cornel David Deca, in the case file concerning the journalist Dan Andronic, the businessman Remus Truica, the Israeli billionaires Tal Silberstein and Benyamin Steinmetz, Paul of Romania, lawyer Robert Rosu and others.** At the request of the Brasov Court of Appeal, the prosecutor Cornel David Deca has presented in detail the costs of the interceptions made and of the surveillance operations. To this effect, **the head of DNA Brasov, Cornel David Deca, has submitted a cost of lei 2.57/minute for the interceptions and recording of phone calls and of lei 314/hour in case of operative surveillance.**

Therefore, there are two elements:

- the cost of lei 2.57/minute in case of interceptions and recording of phone calls;
- 6 million Romanians that were eavesdropped on for 12 years, during the period 2005 – 2016.

Taking into account these two matters, but also the fact that each of the 6 million Romanians was eavesdropped on for at least 30 days, the conclusion is that the interception and recording of the phone calls of the 6 million Romanians in the 12 years has cost us, beware!, Euro 141 billion. The computation is simple.

- the cost of an interception minute is of lei 2.57, according to the DNA letter.
- computing lei 2.57 per minute, a cost of lei 154.2 per hour of interception results (lei 2.57 x 60 minutes), namely Euro 32.8 (computed for a rate of lei 4.7/Euro);
- furthermore, multiplying the interception hour of lei 154.2 by 24 hours, a cost of lei 3,700.8, i.e. Euro 787.4 per day of interception results (the interception hour of lei 154.2, meaning Euro 32.8 x 24 hours in a day);
- for 30 days, the period for which a warrant is issued, the cost of interceptions amounts to lei 111,024, i.e. Euro 23,622 (the interception day of lei 3,700.8, meaning Euro 786 x 30 days);
- considering that he 6 million Romanians intercepted during the period 2005 – 2016 were eavesdropped on for at least 30 days, an interception cost of over lei 666 billion results for the 12 years, i.e. more than Euro 141 billion (30 days of interceptions of lei 111,024 each, meaning Euro 23,622 x 6,000,000).

Last, but not least, here is the letter of DNA Brasov mentioning the cost per minute of interception:

“Concerning the documents related to the manner of determining the expenses made with carrying out the technical surveillance warrants, we mention that, according to the provisions of Art. 272 Criminal Procedure Code, the criminal prosecution body has performed an equitable and proportional assessment/estimate of the costs implied by the activities carried out in the case, including those for carrying out the technical surveillance warrants, considering the cost elements (for the minute of recording and the hour or operative/field surveillance) previously known and used in other cases, without the communication for this purpose of such data, items or documents by the Romanian Intelligence Service.

Therefore, concerning the computation manner of the amount of lei 246,505 representing expenses generated by the carrying out of the technical surveillance and national security warrants and by the performance of investigations, verifications or operative surveillance, we make the following clarifications:

- Concerning the technical surveillance and national security (interception and recording of phone calls) warrants, in this case, following the carrying out of the technical surveillance and national security warrants, **a total intercepted and recorded audio traffic of 51,340.50 minutes resulted for the technical surveillance warrants and, respectively, 514.47 minutes for the national security warrants, which amounted to a total cost of lei 133270 (lei 133,268.28)**

51,340.35 minutes x lei 2.57/minute = lei 131,945.29 (technical surveillance warrants)

514.47 minutes x lei 2.57/minute = lei 1322.99 (national safety warrants).

We mention that, from the total audio traffic intercepted and recorded, we enclosed to the case and submitted to the court of law the discussions that were described according to the provisions of Art. 142 – 143 Criminal Procedure Code, approximately 122 minutes obtained following the carrying out of the technical surveillance warrants and, respectively, 514.47 minutes obtained following the carrying out of the national security warrants. For the computation of the number of minutes of the recorded traffic, the playlist options of freeware media player software were used.

Concerning the investigation, verification and operative surveillance activities carried out in this case, we mention that, in this case, investigations, verifications and operative/field surveillance were performed, being necessary to confirm certain data concerning the actual residence, the often visited social circles, the place of employment, the contacts, the actual location, the activity carried out at a given time or during a certain timeframe and, possibly, the entourage of the investigated persons, which were valorized either by preparing reports recording the findings of these activities or only by transmitting data and information of interest necessary to perform certain procedural activities, which have represented a total cost of lei 113,235.

- **24 hours x lei 314/hour = lei 7536** (operative surveillance from 19.11.2015 valorized in the minutes from 04.12.2015);

- **96 hours (24 hours x 4 persons) x lei 314/hour = 30,144** (verifications, investigations and operative surveillance Truica Remus, Mateescu Lucian Claudiu, Marcovici Marius Andrei and Andronc [sic!] Dan Catalin performed in the proximity of carrying out the house searches and valorized by communicating/transmitting data and information of interest;

- **lei 75,555** – represents the estimated cost of the other additional investigations and verifications which, even though were carried out for the purpose of documenting the investigated matters, did not have the expected results and, therefore, were not valorized or materialized in the drawing up of materials or transmission of data and information of interest.”

"THE BRASOV COURT OF APPEAL
Criminal Section
Case file no. 345/64/2016

Following your letter from 24.10.2018 submitted in case file number 345/64/2016, we inform you of the following:

1. Concerning the submission to the case file of the letters issued by the Brasov Territorial Office to the Romanian Intelligence Service in the case file 259/P/2015, we present you enclosed, in a declassified form, copies of the requested documents, described as follows:

Letter no. S 729/2015 issued on 10.11.2015, declassified on 29.10.2018 and reregistered under no. 259/P/2015 of 29.10.2018;

Letter no. S 747/2015 issued on 20.11.2015, declassified on 29.10.2018 and reregistered under no. 259/P/2015 of 29.10.2018;

Letter no. S 753/2015 issued on 20.11.2015, declassified on 29.10.2018 and reregistered under no. 259/P/2015 of

29.10.2018;

Letter no. S 761/2015 issued on 23.11.2015, declassified on 29.10.2018 and reregistered under no. 259/P/2015 of 29.10.2018;

Letter no. S 808/2015 issued on 21.12.2015, declassified on 29.10.2018 and reregistered under no. 259/P/2015 of 29.10.2018;

Letter no. 0099/14.05.2015 declassified based on the Report of the PICCJ – Classified Documents Division no. 2674/IX-2/2018 approved on 07.01.2019, reregistered under no. 18/P/2015 from 10.01.2019;

Letter no. 00121/05.06.2015 and its appendix, declassified based on the Report of the PICCJ – Classified Documents Division no. 2674/IX-2/2018 approved on 07.01.2019, reregistered under no. 18/P/2015 from 10.01.2019;

Letter no. 00122/07.11.2018 declassified based on the Report of the PICCJ – Classified Documents Division no. 2674/IX-2/2018 approved on 07.01.2019, reregistered under no. 18/P/2015 from 10.01.2019;

Letter no. 00143/18.06.2015 and its appendix, declassified based on the Report of the PICCJ – Classified Documents Division no. 2674/IX-2/2018 approved on 07.01.2019, reregistered under no. 18/P/2015 from 10.01.2019;

Letter no. 0028/05.07.2017 declassified based on the Report of the PICCJ – Classified Documents Division no. 2674/IX-2/2018 approved on 07.01.2019, reregistered under no. 18/P/2015 from 10.01.2019.

2. Concerning the documents related to the manner of determining the expenses made with carrying out the technical surveillance warrants, we mention that, according to the provisions of Art. 272 Criminal Procedure Code, the criminal prosecution body has performed an equitable and proportional assessment/estimate of the costs implied by the activities carried out in the case, including those for carrying out the technical surveillance warrants, considering the cost elements (for the minute of recording and the hour or operative/field surveillance) previously known and used in other cases, without the communication for this purpose of such data, items or documents by the Romanian Intelligence Service.

Therefore, concerning the computation manner of the amount of lei 246,505 representing expenses generated by the carrying out of the technical surveillance and national security warrants and by the performance of investigations, verifications or operative surveillance, we make the following clarifications:

- Concerning the technical surveillance and national security (interception and recording of phone calls) warrants, in this case, following the carrying out of the technical surveillance and national security warrants, a total intercepted and recorded audio traffic of 51,340.50 minutes resulted for the technical surveillance warrants and, respectively, 514.47 minutes for the national security warrants, which amounted to a total cost of lei 133,270 (lei 133,268.28)

$51,340.35 \text{ minutes} \times \text{lei } 2.57/\text{minute} = \text{lei } 131,945.29$ (technical surveillance warrants)

$514.47 \text{ minutes} \times \text{lei } 2.57/\text{minute} = \text{lei } 1322.99$ (national safety warrants).

We mention that, from the total audio traffic intercepted and recorded, we enclosed to the case and submitted to the court of law the discussions that were described according to the provisions of Art. 142 – 143 Criminal Procedure Code, approximately 122 minutes obtained following the carrying out of the technical surveillance warrants and, respectively, 514.47 minutes obtained following the carrying out of the national security warrants. For the computation of the number of minutes of the recorded traffic, the playlist options of freeware media player software were used.

- Concerning the investigation, verification and operative surveillance activities carried out in this case, we mention that, in this case, investigations, verifications and operative/field surveillance were performed, being necessary to confirm certain data concerning the actual residence, the often visited social circles, the place of employment, the contacts, the actual location, the activity carried out at a given time or during a certain timeframe and, possibly, the entourage of the investigated persons, which were valorized either by preparing reports recording the findings of these activities or only by transmitting data and information of interest necessary to perform certain procedural activities, which have represented a total cost of lei 113,235.

- $24 \text{ hours} \times \text{lei } 314/\text{hour} = \text{lei } 7536$ (operative surveillance from 19.11.2015 valorized in the minutes from 04.12.2015);

- $96 \text{ hours} (24 \text{ hours} \times 4 \text{ persons}) \times \text{lei } 314/\text{hour} = \text{lei } 30,144$ (verifications, investigations and operative surveillance Truica Remus, Mateescu Lucian Claudiu, Marcovici Marius Andrei and Andronic Dan Catalin performed in the proximity of carrying out the house searches and valorized by communicating/transmitting data and information of interest;

- lei 75,555 – represents the estimated cost of the other additional investigations and verifications which, even

though were carried out for the purpose of documenting the investigated matters, did not have the expected results and, therefore, were not valorized or materialized in the drawing up of materials or transmission of data and information of interest.

We mention that, from their total, only the report prepared on 04.12.2015 on the results of the technical surveillance on 19.11.2015 were enclosed to the case and submitted to the court of law.

PROSECUTOR, HEAD OF SERVICE

Cornel David – Deca

Round seal of the Public Ministry and illegible signature"

2017

România
B-dul Eroilor nr. 1, corp. B
Braşov, judeţ Braşov
Cod poştal 500007



Telefon: 0372.777.841
Fax: 0268.475.244
e-mail: anticoruptie@pna.ro
www.pna.ro

Parchetul de pe lângă Înalta Curte de Casaţie şi Justiţie
Direcţia Naţională Anticorupţie

Br 230120.
La da

SERVICIUL TERITORIAL BRAŞOV
Operator date nr. 4472
Dosar penal 259/P/2015

23 ianuarie 2019

CURTEA DE APEL BRAŞOV
Secţia Penală
Dosar nr. 345/64/2016

T 2507/19
CURTEA DE APEL - BRAŞOV
Dosar nr. 345/64/2016 din
data de 23 IAN. 2019

Urmare adresei dumneavoastră din data de 24.10.2018, formulată în dosarul cu numărul 345/64/2016, vă comunicăm următoarele:

1. În ceea ce priveşte depunerea la dosarul cauzei a adreselor emise de Serviciul Teritorial Braşov către Serviciul Român de Informaţii în dosarul 259/P/2015, vă înaintăm alăturat, în format declassificat, copii ale documentelor solicitate, descrise după cum urmează:

- Adresa nr. S 729/2015 emisă la data de 10.11.2015 declassificată la data de 29.10.2018 și reînregistrată sub nr. 259/P/2015, din 29.10.2018;
- Adresa nr. S 747/2015 emisă la data de 20.11.2015 declassificată la data de 29.10.2018 și reînregistrată sub nr. 259/P/2015, din 29.10.2018;
- Adresa nr. S 753/2015 emisă la data de 20.11.2015, declassificată la data de 29.10.2018 și reînregistrată sub nr. 259/P/2015, din 29.10.2018;
- Adresa nr. S 761/2015 emisă la data de 23.11.2015 declassificată la data de 29.10.2018 și reînregistrată sub nr. 259/P/2015, din 29.10.2018;
- Adresa nr. S 808/2015 emisă la data de 21.12.2015, declassificată la data de 29.10.2018 și reînregistrată sub nr. 259/P/2015, din 29.10.2018;

- Adresa nr. 0099/14.05.2015 declassificată în baza Referatului PICCJ – Serviciul Documente Clasificate nr. 2674/IX-2/2018 aprobat la data de 07.01.2019, reînregistrată în sub nr. 18/P/2015 din 10.01.2019;
- Adresa nr. 00121/05.06.2015 și anexa la aceasta, declassificate în baza Referatului PICCJ – Serviciul Documente Clasificate nr. 2674/IX-2/2018 aprobat la data de 07.01.2019, reînregistrată în sub nr. 18/P/2015 din 10.01.2019;
- Adresa nr. 00122/07.11.2018 declassificată în baza Referatului PICCJ – Serviciul Documente Clasificate nr. 2674/IX-2/2018 aprobat la data de 07.01.2019, reînregistrată în sub nr. 18/P/2015 din 10.01.2019;
- Adresa nr. 00143/18.06.2015 și anexa la aceasta, declassificată în baza Referatului PICCJ – Serviciul Documente Clasificate nr. 2674/IX-2/2018 aprobat la data de 07.01.2019, reînregistrată în sub nr. 18/P/2015 din 10.01.2019;
- Adresa nr. 0028/05.07.2017 declassificată în baza Referatului PICCJ – Serviciul Documente Clasificate nr. 2674/IX-2/2018 aprobat la data de 07.01.2019, reînregistrată în sub nr. 18/P/2015 din 10.01.2019.

2. În ceea ce privește actele legate de modul de stabilire a cheltuielilor efectuate cu punerea în executare a mandatelor de supraveghere tehnică, precizăm că în conformitate cu prevederile art. 272 Cod procedură penală organul de urmărire penală a realizat o apreciere/estimare echitabilă și proporțională a costurilor pe care le-au presupus activitățile desfășurate în cauză, inclusiv cele pentru punerea în executare a mandatelor de supraveghere tehnică, avându-se în vedere elemente de cost (pentru minutul de înregistrare și ora de supraveghere operativă/ambientală) anterior cunoscute și utilizate în alte cauze, fără a exista pentru această cauză o comunicare a unor astfel de date, elemente ori acte din partea Serviciului Român de Informații.

Astfel, în ceea ce privește modalitatea de calcul a sumei de **246.505 lei** reprezentând cheltuielile ocazionate de punerea în executare a mandatelor de

supraveghere tehnică și de siguranță națională precum și cu efectuarea de investigații, verificări ori supravegheri operative facem următoarele precizări:

- Referitor la mandatele de supraveghere tehnică și de siguranță națională (interceptarea și înregistrarea convorbirilor telefonice), în această cauză, în urma punerii în executare a mandatelor de supraveghere tehnică și de siguranță națională, a rezultat trafic audio interceptat și înregistrat în total 51.340,35 minute în cazul mandatelor de supraveghere tehnică și respectiv 514,47 minute în cazul mandatelor de siguranță națională ceea ce au totalizat un cost de **133.270 lei** (133.268,28 lei)

51.340,35 minute x 2,57lei/minut = **131.945,29 lei** (mandate supraveghere tehnică)

514,47 minute x 2,57lei/minut = **1322,99 lei** (mandatelor de siguranță națională)

Facem precizarea că din totalul traficului audio interceptat și înregistrat au fost atașate cauzei și înaintate instanței de judecată convorbirile care au fost redade în conformitate cu prevederile art. 142-143 Cod procedură penală, aproximativ 122 minute obținute în urma punerii în executare a mandatelor de supraveghere tehnică și respectiv 514,47 minute obținute în urma punerii în executare a mandatelor de siguranță națională. Pentru calcularea numărului de minute ale traficului înregistrat au fost utilizate opțiunile play list ale unor programe software media player freeware.

- Referitor la activitățile de investigații, verificări și supraveghere operativă realizate în această cauză, menționăm faptul că în cauză au fost efectuate investigații, verificări și supravegheri operative/mediu ambiental necesare confirmării unor date privind locuința efectivă, mediile frecventate, locul de muncă, contactele, localizarea efectivă, activitatea derulată la un moment dat ori într-un anumit interval de timp și eventual anturajul persoanelor investigate și care s-au valorificat fie prin întocmirea de procese verbale în care s-au consemnat rezultatul acestor activități fie doar în transmiterea de

date și informații de interes necesare desfășurării unor activități procedurale, care au totalizat un cost de **113.235 lei**.

- 24 ore x 314 lei/oră = **7536 lei** (supraveghere operativă din 19.11.2015 valorificată în procesul verbal din data de 04.12.2015);
- 96 ore(24 ore x 4 persoane) x 314 lei/oră = **30.144 lei** (verificări, investigații și supravegheri operative Truica Remus, Mateescu Lucian Claudiu, Marcovici Marius Andrei și Andronic Dan Cătălin realizate în proximitatea efectuării perchezițiilor domiciliare și valorificate prin comunicarea/transmiterea de date și informații de interes);
- **75.555 lei** – reprezintă costul estimat al celorlalte investigații și verificări suplimentare care deși au fost efectuate în scopul documentării aspectelor investigate, nu au avut rezultatul scontat și deci nu au fost valorificate ori concretizate prin întocmirea unor materiale ori transmiterea de date și informații de interes.

Facem precizarea că din totalul acestora au fost atașate cauzei și înaintate instanței de judecată doar procesul verbal întocmit la data de 04.12.2015 privind rezultatele supravegherii tehnice din data de 19.11.2015.

PROCUROR ȘEF SERVICIU

Cornel David -Deca



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