

Fundação Getúlio Vargas
Attn. Leonardo José Melo Brandão
Rua Praia de Botafogo, 190, Botafogo
Rio de Janeiro - RJ, 22250-900
Brazil

RE: Your letter dated 31 January 2021

31 March 2021

Dear Mr. Leonardo Brandão,

We herewith confirm receipt of your letter.

We make reference to **(i)** the Memorandum of Understanding entered into by Transparency International (“**TI**”) and Fundação Getúlio Vargas (“**FGV**”; together with TI, “**Parties**”) on 30 June 2016 (“**MOU**”); **(ii)** the Technical Cooperation Agreement entered into by FGV and Associação Transparência e Integridade (Transparência Internacional – Programa Brasil) on 17 July 2017 and its first and second amendments, signed on 17 July 2017 and 17 August 2017, respectively (jointly, “**Cooperation Agreement**”); and **(iii)** the notice sent by FGV to TI, dated 31 January 2021, requesting clarification on certain matters (“**Notice**”).

Although we appreciate that you are seeking clarification, we are surprised about how facts are presented.

As to the content of the Notice, FGV refers to the MOU and the Cooperation Agreement. However, your letter does not make clear which clauses you claim TI has violated, if any.

There is no reference to FGV’s authorship in the report “*Governança de recursos compensatórios em casos de corrupção: guia de boas práticas para promover a reparação de danos à sociedade*”, nor has any TI entity ever claimed for it to be a joint endeavor between TI and FGV.

We want to stress that the consultant mentioned was hired by Transparência Internacional Brasil (“**TI-B**”) as an independent expert in the field and clearly contributed to the study in his personal capacity, not in his role as FGV professor. The studies conducted as part of the drafting of the report were not included in the object of the agreements between TI and FGV. The consulting professor always acted with transparency and the aforementioned report is listed in his online curriculum vitae as a co-authored work published by TI-B.

There is no legal or contractual impediment in any of the contracts signed by the Parties nor in the legal order – nor was any impediment indicated by FGV – preventing a professor from FGV’s faculty to take part in other TI-B projects.

Not only was there no legal or contractual impediment, but TI was also never informed that it would not be allowed to hire FGV's faculty members as consultants in different projects or had to request permission to do so. The contracts also do not state that TI had any obligation to consult FGV on its desire to participate in parallel studies conducted by TI beyond the studies agreed upon between the Parties.

Furthermore, as a rule, TI does not interfere in the work and academic or professional freedom of any researchers. This extends to the researcher's choice of venue for holding an interview.

The matter of the termination of the contractual relationship between the Parties shall be addressed as part of a separate letter.

It is also important to stress that TI's technical cooperation with the Public Prosecutor's Office (MPF) precedes that with FGV. The first "umbrella" memorandum of understanding signed between TI and the Prosecutor's Office dates back to 2014 and has always been conducted independently from TI's partnership with FGV or cooperation agreements signed by TI and TI-B with several other Brazilian entities.

Moreover, your letter refers to an article with false information about TI. The facts have been clarified, on several occasions, by TI, TI-B and competent authorities.

TI – and the international community at large – is extremely troubled by the setbacks in Brazil's democratic governance and, particularly, the growing threats to civil society in the country, with the activity of NGOs being criminalised, harassed and put under surveillance. We strongly hope that the Brazilian institutions act incisively in deterrence of this growing authoritarianism.

In Brazil and around the world, TI will continue to promote freedom, independence and pluralism in its knowledge production and public debates around policies that can address the root causes of corruption and restore citizens' rights systematically violated by it.

In good faith, TI reserves all of its rights.

Yours sincerely,



Daniel Eriksson
Chief Executive Officer