



## International Labor Rights Fund

733 15th Street, NW, Suite 920, Washington, DC 20005

November 14, 2005

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Dear Ed:

Thank you for meeting with me in New York on Friday, November 11, 2005 to discuss issues of mutual concern. First and foremost, this confirms that the International Labor Rights Fund and the Plaintiffs' legal team in the Coca-Cola/Colombia litigation will cooperate, fully and enthusiastically, in any investigation done to verify the facts we allege in the Complaints we have filed in federal court. Specifically, we will provide access to witnesses and other evidence to demonstrate the complicity of the local managers at the Coca-Cola bottling plants in using the AUC paramilitaries to murder Isidro Gil, and to torture and unlawfully detain Plaintiffs Garcia, Gonzales, Flores, Leal, and Galvis in order to prevent these union leaders and the other members of SINALTRAINAL from exercising their fundamental rights to associate and bargain collectively.

Regarding your request that the Plaintiffs sign the agreement you proffered to me that would preclude them from using in court any evidence gathered in the investigation process, as I'm sure you realized when you drafted the agreement, we cannot prejudice our clients by agreeing to bury evidence that would support their claims. I note that your agreement, in conflict with your verbal assurance to me, overreaches to a breathtaking degree. (See in particular ¶¶ 3 a,b,d and f).

More fundamentally, as I thought about what you are asking me to do, I reached the inescapable conclusion that Coca-Cola has now acknowledged that it has been proceeding in bad faith in its dealings with concerned consumers, including the university community. You confirmed to me on Friday that at no point in any of Coca-Cola's internal "investigations" of the violent attacks on members of SINALTRAINAL in Colombia did Coca-Cola interview union members who witnessed the violence, even in the case of Isidro Gil, when our Complaint specifically states that the other union members in the Carepa plant witnessed the cooperation between the paramilitaries and the plant manager, Ariosto Milan Mosquera. This, coupled with your insistence now that the

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evidence gathered from an independent investigation be buried, indicates that, at best, Coca-Cola does not know what happened; Coca-Cola really cannot say that the local managers of the Coca-Cola bottling plants were not involved in murder and torture. Yet, you, other Coca-Cola senior managers, and your outside public relations firms, are meeting with university administrators, students, other concerned consumers, even members of Congress, and are affirmatively stating that the Coca-Cola bottling plant managers in Colombia had no role in the murder and torture of SINALTRAINAL leaders. If you know the facts will exonerate Coca-Cola, Ed, then let's do the investigation and agree that the final report, and the supporting evidence, is admissible in court. In fact, let's agree to split the cost of publishing 10,000 copies and sending the report to every university in the world.

But you conceded that Coca-Cola does not know the facts, Ed. I do. Dan Kovalik and I interviewed the victims of and witnesses to the violence. For Coca-Cola to have said, and continue to say, that our allegations are not true is therefore false and misleading. At a minimum, Coca-Cola needs to immediately cease and desist from making a statement that it knows is not true, and instead, tell the truth and say that you really don't know. Or, if you want to maintain the fiction for a while longer, let's do the investigation with no restrictions on the use of the report and the supporting evidence.

Regardless of what you decide to do, as I told you Friday, I am now so appalled by Coca-Cola's dishonesty in its assertions to the consuming public, I am going to devote a significant part of my time to speaking at universities to correct the record. Fortunately, I can refer to the facts that I have personally verified when I make my statements.

I look forward to hearing from you.

Sincerely,



Terry Collingsworth  
Counsel for SINALTRAINAL Plaintiffs