



2 October 2023

Attention: James

By email: fyi-request-23909-b3504171@requests.fyi.org.nz

Dear James

**Official information request for costs associated with Kim Dotcom prosecution.
Our Ref: OIA353/1**

1. I refer to your official information request dated 21 August 2023. This was transferred from the Ministry of Justice to Crown Law for answer.
2. You asked:

“What is the total to date, spent on legal/prosecuting costs on the Kim Dot Com case?

Please provide the breakdown of legal costs/prosecuting costs spent on the Kim Dot Com case by year?

Have any future budgeted legal/prosecuting costs if any been allocated for the Kim Dot Com case? If so, what are they?”

Total legal/prosecution costs in the Kim Dotcom case

3. Expenditure under this heading primarily comprises external counsel fees, travel costs and other litigation disbursements.
4. The extradition proceedings (relating to Mr Dotcom and his three associates) account for the bulk of the expenditure. This phase ended in 2021. The decision of the Minister of Justice on Mr Dotcom’s surrender, under s 30 of the Extradition Act 1999, is currently pending.
5. The breakdown below includes other related litigation such as ancillary judicial review proceedings, damages claims and Privacy Act matters.
6. I have not included the New Zealand prosecution of Messrs Ortmann and van der Kolk (concluded this year) which does not involve Mr Dotcom.
7. Any time spent by Crown Law legal staff does not result in a sum charged and is not reflected as a cost. This work is funded by an Appropriation which covers extradition and other prosecution related work. As at 2023, 40,495.15 hours has been spent on matters connected with these proceedings.

	Crown Law Staff - Hours	Total Legal/Prosecution Costs
2011	448	\$464
2012	7,149	\$99,170
2013	7,639	\$196,728
2014	7,087	\$213,100
2015	5,308	\$827,168
2016	4,317	\$641,130
2017	5,303	\$674,031
2018	1,796	\$464,585
2019	1,295	\$266,302
2020	363	\$54,470
2021	591	\$155,607
2022	91	\$14,719
2023	75	\$12,802
GRAND TOTAL	41,461	\$3,620,274

Future budgeted legal/prosecuting costs allocated for the Kim Dot Com case

8. There is no information in this category. The extradition proceeding is at an end and there is no prosecution involving Mr Dotcom.

Other steps

9. If you wish to discuss this response to your request, please feel free to contact us at OIA@crownlaw.govt.nz.
10. You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

Yours faithfully

Crown Law



Fergus Sinclair
Senior Crown Counsel