



# Safe Harbour Lawyers

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FAMILY LAW

IMMIGRATION

PROPERTY LAW

CONVEYANCING

COMMERCIAL LAW

Our Ref: JS:21554-25

20 April 2025

Mr DA Smith  
40 Duncan Street  
Raetihi New Zealand 4632  
New Zealand  
also via email [dennis@dennis.nz](mailto:dennis@dennis.nz);

## NOTICE TO CEASE AND DESIST INTERNET DEFAMATION

Dear Dennis

### RE: MACDONALD - PROTECTION OF REPUTATION

We act for Caroline Yvonne Georgia Macdonald and Black Tie group of companies.

#### Internet defamatory publication

We have been investigating your unwarranted and defamatory attacks against both our client's business and Ms Macdonald personally, made by you in a form of a derogatory and disparaging texts and comments published on website <https://www.dennis.nz/> which is publicly visible in Australia by our client's associates, business partners, clients, customers and staff members (see attached).

We note that on the website you have specifically claimed the ownership of the website and publications contained therein by stating: *'For the record, and I'm sure that Madam and her team will try to ping things on me the same was they have done to Rob, but I am an independent voice, a thinker and blogger and these words are mine and mine alone.'*

Our client has been in business for many years and has provided her customers with services to their full satisfaction and frequently exceeding expectations. Our client's customers supplied numerous testimonials describing her highest level of customer satisfaction and experience and some of which have made publicly available on the Internet.

Our client has established a well-founded reputation for the quality of her services and your unwarranted actions and baseless accusations have damaged that reputation and adversely affected and continue to affect our client's businesses.

You have personally posted several viciously false, malicious and wilfully misleading comments about our client's business BBX Australia, Black Tie group of companies and Ms Macdonald personally.

Examples of your defamatory and/or misleading statements include:

- *What follows now is an expose – an expose of the worst kind of white-collar criminal that I could conceive of. An entitled 'Karen' that is brutal, vicious and heartless in her greed; in her willingness to use everything in her power to get what she wants, regardless of any ethics, laws or others' wishes or the wants of others around her.*
- *Michael's daughters carried on his fraudulent trading in New Zealand with Caroline and her older sister (Magali Russo) having a couple of failed companies here too.*
- *the Caroline Macdonald I know is an ugly and aggressive con artist; a fraudster with an ego only matched by her greed and abrasiveness.*
- *Caroline's true nature can be seen from this recording, basically she's showing herself to be the bully and crook she really is.*
- *I also get into the ways that crooks, crims and crazies like Caroline Macdonald use the logical fallacy of an [ad hominem](#) attack to try to take the attention off themselves.*

(Source: [www.dennis.nz](http://www.dennis.nz) , last accessed on 20/4/25 (see attached)

The above statements, and many others, made in reference to our client are *inter alia* utterly false and without merit, and they are defamatory *per se* in that they depict our client as engaging in dishonest, unprofessional, unethical or misleading activities, that violate civil laws and trade practices including Australian Consumer Law and regulations.

According to decisions from the NSW Supreme Court (*Gacic v John Fairfax Publications Pty Ltd* [2013] NSWSC 1920; *Obeid v John Fairfax Publications Pty Limited* [2006] NSWSC 1059; *Crompton v Nugawela* [1996] NSWSC 651; *Polias v Ryall* [2014] NSWSC 1692) you likely have substantial financial liability to Ms Macdonald, for each and every defamatory statements made by you.

Your attempts to spread libellous material about our client's business and Ms Macdonald have caused and continue to cause serious and irreparable detriment to our client, her reputation and her businesses.

Our client's losses include: the lost opportunity to earn income, distress, damage to reputation and vindication of the reputation. Ms Macdonald will not stand by and allow this malicious misconduct to continue.

We hereby demand that you:

1. Immediately retract from and any of your websites and social networking sites all defamatory and disparaging comments or remarks regarding Ms Macdonald made by you;

2. Immediately cease and desist in publishing (including posting on Internet) defamatory statements about Ms Macdonald, whether the statements are made by you or third parties; and
3. Cause for a written apology to be published on the same media, being website [www.dennis.nz](http://www.dennis.nz), stating that:
  - a. Ms Macdonald has always been reputable in dealing with you;
  - b. Ms Macdonald personally always interacted with you in a professional manner; and
  - c. That you retract any misleading or disparaging comments made against Ms Macdonald

Please note that we do not attempt to restrict legitimate free speech and strongly believe that the Internet is an important medium for dissemination of accurate and truthful information and for fair comment on issues of interest.

Your activities, however, unlawfully encroach upon our client's civil rights pursuant to the *Defamation Act 2005* (NSW).

**This letter puts you on notice that should you refuse, ignore or neglect to fully comply with all our client's demands listed herein by COB Monday, 28 April 2025, our client will have no choice but to pursue all legal causes of action, including instigating legal proceedings, to protect her interests.**

Our client instructed us that she will pursue both compensatory and aggravated damages together with legal costs incurred by her and her businesses as a result of your actions.

This is a very serious matter that requires your immediate attention. We therefore strongly recommend that you or your legal representative contact us immediately to address and resolve this situation. This letter is your one and only chance to resolve this matter amicably.

Please be aware that this letter is copyrighted by our legal practice, and you are not authorised to republish it neither in full nor any of its content in any manner. Use of this letter in a posting, in full or in part, will subject you to further legal action.

Yours faithfully

**SAFE HARBOUR LAWYERS**

A handwritten signature in black ink, appearing to read 'Jovan Sarai', is written over a horizontal line.

Jovan Sarai  
Encl.