

ANNEX 10 - Forensic Evidence of Ongoing Covert Surveillance and Digital Spoliation (Computer Trespassing during the "Marcel Incident" at Restaurant Tutti Quanti, Albir, October 23, 2025)

RESPONDENT STATE PARTY: The Kingdom of Spain **NATURE OF DOCUMENT:** Forensic Evidence of Covert HUMINT Operations, Cyber Trespassing, Digital Spoliation, and Ongoing Transnational Surveillance **SUBMISSION FOR:** UNCAT Individual Communication

1. Factual Background: The Infiltration and The "Imposter Wife"

Annex 10 documents a highly coordinated intelligence operation executed on Spanish sovereign soil in late October 2025, which provides objective, contemporary proof that the complainant remains under active, hostile surveillance.

On the afternoon of October 22, 2025, the complainant had a chance encounter with a witness named "Marcel" and his partner near Nova Beach in Altea, Spain, and they scheduled a lunch for the following day 1, 2. Because the complainant's communications are continuously monitored by Dutch intelligence operatives, this meeting was immediately intercepted by the "Omerta Organization" 1.

During the scheduled lunch on October 23, 2025, at Restaurant Tutti Quanti in Albir, Marcel was accompanied by an unidentified female operative who falsely impersonated his spouse 2-4. The complainant recognized her as a state agent or "imposter" sent specifically to infiltrate the meeting, interrogate, and evaluate him 1, 2.

2. The Mechanism of Sabotage: Social Engineering and Digital Spoliation

During the meal, the female operative utilized social engineering tactics by requesting to view an item on the complainant's mobile phone 3, 5. Once she gained physical access to the device, she unlawfully exceeded her authorized scope (which was strictly limited to viewing the screen) and covertly navigated the device's file system 6, 7.

Her operational goal was non-attribution; she intentionally executed commands to secretly and permanently delete all digital photographic evidence taken that day that included her face alongside the complainant and the witness 5-8.

3. Legal Significance for UNCAT Proceedings against Spain

Annex 10 serves as a crucial, high-resolution evidentiary artifact for the UN Committee Against Torture, shifting the timeline of abuses into the immediate present and demonstrating the following:

A. Objective Proof of Covert State Actor Intervention The unauthorized deletion of these photographs provides a tangible forensic trace of hostile actor intervention 9. As noted in the forensic evaluation of the case, "delusions" do not navigate smartphones to execute "delete" commands and erase digital files 9. This incident constitutes a direct commission of crimes, specifically violating Article 350a Sr (Destruction of Data/Spoliation of Evidence) and Article 138ab Sr (Computer Trespassing/*Computervredebreuk*) 6, 7. It proves the presence of an active shadow-surveillance team executing operations to destroy evidence in an ongoing legal dispute with the State 6, 10.

B. Proof of Unchecked Transnational State Capture on Spanish Soil The "Marcel Incident" functions as a microcosm of the broader conspiracy, providing definitive proof that an active, hostile Dutch intelligence network (utilizing HUMINT assets, identity fraud, and digital espionage) continues to operate with absolute impunity within Spanish jurisdiction as of late 2025 2, 4, 5. It demonstrates that the transnational *cordon sanitaire* surrounding the complainant remains fully operational.

C. Spain's Ongoing Failure to Protect a Resident Alien The Kingdom of Spain has a positive territorial obligation to secure its borders and protect individuals within its jurisdiction from foreign psychological terror and espionage. Spain's continued failure to monitor, prevent, or neutralize these foreign operatives operating unhindered in municipalities like Altea and Albir directly facilitates the ongoing harassment and digital sabotage of the complainant 4, 11. By permitting a foreign state apparatus to conduct clandestine operations and evidence spoliation against a resident alien, Spain fails its protective duties under the Convention.

Conclusion Annex 10 provides indisputable forensic evidence of a recent, coordinated intelligence infiltration and digital spoliation event. It legally proves to the UNCAT Committee that the complainant is not merely fighting historical grievances, but remains the target of ongoing, active, and hostile foreign surveillance operating freely within Spanish sovereign territory 4, 12. This ongoing vulnerability forms a critical foundation for the complainant's urgent request for protective Interim Measures against the Kingdom of Spain under Rule 114 12.