



International Taekwon-Do Federation

"Teaching You the Art of Life"

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Bureau du Président / Office Of the President

Evolution of ITF legal cases against Mr. Chang Ung and Master Choi Jung Hwa

2002

- 2002-06-15 General Choi Hong Hi died in North Korea.
Mr. Russell McClellan became Acting President of ITF.
- 100 days later The memorial 100 days after General Choi's death was transformed into a "surprise" Congress where Mr. Chang Ung was presented as the new ITF president.
- 2002-09-27 Letter from Master Tom MacCallum, Secretary General of the ITF, to ITF members explaining what happened in Pyongyang and insisting that the president should be elected according to the Constitution.
- 2002-10-10 Letter from Master Leong Wai Meng, Chairman of Consultative Council of the ITF, to Mr. Russell McClellan, Mr. Chang Ung, and ITF members giving details of what happened in Pyongyang after the memorial for General Choi. He admitted that Mr. Chang Ung was proclaimed president and there was no election.
- 2002-11-26 Letter from Master Tom MacCallum, Secretary General of the ITF, to ITF members giving more detail about his reasons for going to Pyongyang and his actions while there and reiterating that the president should be elected according to the Constitution.

2003

- 2003-01-24 Agreement between lawyers of the Chang Ung group and the ITF that money in the ITF bank account shall be placed in a trust.
The Chang Ung group changed the registration with local authorities in Vienna to their names and removed all the money from the bank account.
- 2003-06 Several of the ITF federations in Europe (Germany, Poland, Spain) petitioned the court in Vienna (where the ITF is legally registered), pointing out that the Chang Ung group were not the legitimate officers of the ITF and asking for an injunction to stop them from claiming that the competitions they had planned for Thessalonica (Greece) were the official ITF World Championships. The judge noted that Mr. Chang Ung had not been elected President of ITF as stipulated in the Constitution and, therefore, he had no connection with the ITF or its legal registration in Vienna. Because the competitions were being held in Greece, out of his jurisdiction, the judge declined to grant an

injunction.

- 2003-06-13 The ITF held the Senior World Championship and 14th ITF Congress in Warsaw (Poland).
Master Trần Triều Quân and team elected officers of ITF.
- 2003-06-12 The Chang Ung group held their world championship and Congress in Thessalonica (Greece).
- 2003-06-24 Registration of the ITF with authorities in Vienna corrected to show the names of the ITF officials elected at the Warsaw Congress.
- 2003-08-20 Letter of Mutual Agreement between Mr. Un Yong Kim and Mr. Mr. Chang Ung to hold talks about the merger of the ITF with the WTF.
- 2003-10-31 Letter from Master Trần Triều Quân to Mr. Jacques Rogge, President of IOC, to make him aware of Mr. Chang Ung's false claim to be president of ITF.
- 2003-11-02 Letter from Master Trần Triều Quân to Mr. Un Yong Kim, President of GAISF, outlining Mr. Chang Ung's actions and requesting a meeting to discuss ITF membership in GAISF.
- 2003-11-05 Letter from Master Leong Wai Meng, Chairman of Consultative Council of the ITF, to Mr. Jacques Rogge, President of IOC, explaining the situation from the Mr. Chang Ung's point of view and warning him against Master Trần Triều Quân. He claimed that Master Trần Triều Quân was opposed to Mr. Chang Ung because he is an ardent anti-communist and falsely stated that Master Trần Triều Quân had been a member of the South Vietnamese army.

2004

- 2004-01-07 Letter from Mrs. Choi Chun Hi (widow of General Choi) to "All Members under ITF" supporting Mr. Chang Ung's claim to the presidency and declaring that he has the right to use the logo, properties, etc.
Confirmation from Mr. Warren Sprigings, Canadian lawyer specialized on trademarks, to Master Trần Triều Quân, saying that the claim is invalid.
- 2004-01-12 Statement of claim to Arbitration Court in Vienna from Korean TKD Committee (The Chang Ung group) asking that the election at the Congress in Warsaw be declared invalid and naming Master Leong Wai Meng as arbitrator
Nothing came of this.
- 2004-01-21 Letter from GM Hwang Kwang Sung, President, USA-ITF to Mr. Chang Ung (downloaded from www.itf-katu.com) responding to Mr. Chang Ung's reply to his previous letter; noting that Mr. Chang Ung did not deny taking money from Kim Un Yong and stating that his actions have been detrimental to the organization.
- 2004-01-22 IOC Ethics Commission decision to investigate Un Yong Kim.

- 2004-01-28 Korea Times announces "IOC Vice President Arrested on Corruption Charges" Mr. Kim Un-Yong was arrested on charges of embezzling nearly 3.9 billion won and receiving more than 1.4 billion won in bribes.
- 2004-02-12 Letter from Mr. Jacques Rogge, President of IOC, to Mr. Chang Ung about the merger of the ITF with the WTF and mentioning that "North and South Korean NOCs will probably march together at the Opening Ceremony of the Athens Olympic Games".
- 2004-02-13 Letter from GM Hwang Kwang Sung, President of USA-ITF, to ITF members (downloaded from www.itf-katu.com) explaining that Mr. Chang Ung is involved in a payoff scandal (Mr. Kim Un Yong has admitted that he paid hundreds of thousands of dollars to Mr. Chang Ung following their agreement to form a united Korean team for the 2004 Athens Olympics.) and calling for his resignation as president.
- 2004-02-20 Letter from GM Hwang Kwang Sung, President of USA-ITF to ITF members (downloaded from www.itf-katu.com) announcing his resignation as Secretary General for the Chang Ung group; claiming wrongdoing by Mr. Chang Ung and calling for his resignation as president. Allegations include illegal black belt degree promotions, 160 000 USD taken from ITF bank account, disappearance of more than \$1M USD for the ITF retirement plan.
- 2004-02-27 Letter from GM Hwang Kwang Sung, President of USA-ITF, to ITF members (downloaded from www.itf-katu.com) responding to reaction to his letter of 20040220, reiterating his reasons for resigning.
- 2004-03-18 Korea Times announces that Mr. Kim Un-Yong has demanded that IOC members and others issue receipts for money he gave them. "Mr. Chang Ung confirmed he took money from Mr. Kim Un-Yong for the purpose of facilitating inter-Korean sport exchanges, although he didn't reveal the amount."
- 2004-03-22 Letter from GM Hwang Kwang Sung, President of USA-ITF, to ITF members (downloaded from www.itf-katu.com) giving a detailed explanation why, although he was one of Mr. Chang Ung's strongest supporters, he has since changed his mind and resigned.
- 2004-04-22 Letter from Master Trần Triêu Quân, President of ITF, to Mr. Jacques Rogge, President of IOC, follow-up on letter of 2003-10-31, informing him of further developments.
- 2004 June Mr. Un Yong Kim claims he gave \$1.1M to Mr. Chang Ung.
- 2004 July 7th Junior World Championship in Riccione (Italy)
- 2004-07-26 The Chang Ung group held a Congress in Malaysia.

- 2004-10-10 Letter from Master Trần Triều Quân to Mr. Hen Verbruggen, Acting President of GAISF, to ask if International Martial Arts Games Committee (IMGC) headed by Mr. Chang Ung is an official member of GAISF and reminding them of his letter of 2003-11-02 informing GAISF that Mr. Chang Ung was falsely representing himself as President of ITF.
2004-10-25 letter from Mr. Hen Verbruggen agreeing that their sanctioning of IMGC Games was a mistake, but one that was rapidly remedied, and stating that they will not interfere in the ITF controversy, since they recognize only the WTF.
- 2004-11 1st TKD World Cup in Orlando, Florida (U.S.A.)
- 2004-12-03 Decision by Judge Alexander Vragovic of the District Court Floridsdorf (Austria): ITF asked for an order to evict representatives of the Chang Ung group from the ITF headquarters building in Vienna
Claim dismissed; costs to the plaintiffs
The judge made his decision based on the testimony from the Mr. Chang Ung side and the ITF Constitution modified by them, accepting that what he calls "defective formalia" (failure to follow the ITF by-laws for the election) were repaired later.
This decision was appealed by the ITF.
- 2004-12-23 Letter from Master Trần Triều Quân to NAs explanations about the decision of a court in Vienna in favour of Mr. Chang Ung's group and what steps would be taken by the ITF.

2005

- 2005-01-17 Letter from Master Trần Triều Quân to NAs inviting them to an Extraordinary Congress on April 24th in Terracina (Italy) to reconfirm the election of the officers of the ITF.
- 2005-04 11th Junior & 20th Senior European Championship in Terracina (Italy) & Extraordinary Congress
Election of officers at Warsaw Congress reconfirmed (This was necessary so that the ITF registration with the authorities in Vienna could be corrected.)
- 2005-06-10 Letter from Master Trần Triều Quân to Mr. Jacques Rogge, President of IOC, to protest his meeting with the President of WTF and Mr. Chang Ung.
- 2005-06 Many ITF NAs sent letters to Mr. Jacques Rogge, President of IOC, requesting that the IOC Ethics Commission investigate Mr. Chang Ung's actions.
- 2005-06-21 Registration of ITF with authorities in Vienna corrected to show the names of the ITF officials elected at the Warsaw Congress and reconfirmed at the Extraordinary Congress in Terracina.
- 2005-06-30 Letter from Master Trần Triều Quân to Mr. Chungwon Choue, newly-elected

president of WTF to inform the WTF about Mr. Chang Ung's actions and false claim to be president of ITF.

- 2005-07 14th Senior World Championship in Dortmund (Germany)
- 2005-10-27 Decision by Judge Susanne Korn of the Provincial Court for Civil Law Matters (Vienna). The ITF had sued the Chang Ung group for falsely claiming to be the real ITF. The question was: Who are the real leaders of the ITF?
The judgment states that:
The appointment and/or registration of Ung Mr. Chang Ung as President as well as of other officers' names during the summer of 2004 and all measures taken by them on behalf of the ITF and all resolutions passed at the meeting held on 26 July 2004 are null and void.
The executive committee members elected at the Congress in Warsaw are the legitimate officers of the ITF. This case was decided in favour of the ITF (with costs to be paid by the Chang Ung group), since the Chang Ung group did not appear in court.
The Chang Ung group subsequently appealed this decision, because they had not received legal notice of the case.
- 2005-12-14 Letter from Master Trần Triều Quân to Mr. Jacques Rogge, President of IOC, to inform him about Judge Korn's decision confirming the officers of the ITF.
- 2005-12-16 Letter from Master Trần Triều Quân to Mr. Kéba Mbaye, President of IOC Ethics Commission, informing him of previous letters to Mr. Jacques Rogge, his promise to refer the file to the IOC Ethics Commission, and of Judge Korn's decision.
- 2005-12-30 Letter from N. Bernard, President, ITF Asia Federation, to IOC Chief of Staff, Mr. Christophe de Kepper, requesting that IOC remove from their Website a reference to Mr. Chang Ung as president of ITF.
- 2006**
- 2006-02-17 Letter from Master Trần Triều Quân to Mr. Pâquerette Girard Zappelli, Special Representative of IOC Ethics Commission reiterating request that IOC Ethics Commission investigate Mr. Chang Ung's actions
- 2006-07 8th Junior World Championship in Tegucigalpa (Honduras)
- 2006-10 2nd World Cup in Benidorm (Spain)
- 2006-12-05 ITF and CTFI sued Master Choi Jung Hwa about use of illegally-registered ITF trademarks
Decision by Judge Justice O'Reilly of the Federal Court of Canada: "...the registered marks (No. 500,000, 500,361, 522,294 and 522,295) are invalid and should be struck from the register..."

2007

- 2007-06 9th Junior & 15th Senior World Championships in Quebec City (Canada)
- 2007-07-25 ITF and CTFI sued Master Choi Jung Hwa about the use of the ITF name in any form
Decision by Judge Justice Newbould of the Ontario Superior Court of Justice: "A permanent injunction restraining the defendants, their officers... or any persona acting on their behalf, from making any use of or exploiting the names ... or any likeness thereof. Defendants to account to the court for all profits from their use of the names. Defendants to pay to plaintiffs all profits earned from the use of the names."
- 2007-08-01 ITF registration with Austrian authorities corrected to show officers elected at the Congress in Quebec City (Canada) in June 2007.
- 2007-09 The Civil Court in Vienna announced its decision on the question: Who is the legally-elected President of ITF?
A few important points from the judge's decision:
It cannot be stated with certainty that General Choi expressed the wish that Mr. Chang Ung be his successor as President of ITF but, in any case, that question has no relevance for the legal questions in this case.
The court had to decide which election was carried out according to the Constitution and in respect for the laws of Austria (where the ITF is legally registered) and, therefore, which election produced valid results.
The proclaiming of Mr. Chang Ung as the new President of ITF at the time of the 100-day memorial for General Choi did not in the least comply with the provisions of the ITF Constitution. Therefore, any resolutions made at that meeting were void from the beginning.
The judge pointed out that Mr. Chang Ung had never been elected President of ITF and has no right to speak or act on behalf of the ITF.
The election at the Warsaw Congress in 2003 was carried out according to the Constitution and the officers elected at that time are the legitimate officers of the ITF.
The Chang Ung group has lodged a motion to appeal this decision.

The Next Steps:

The ITF will ask the court to order the North Koreans to turn over the headquarters building in Vienna, to return the 160,000 USD they took from the ITF bank account, and to reimburse the ITF for other expenses incurred. Other legal action will be taken as required.

Letters will be sent to the IOC, WTF, and GAISF to inform them of these recent court decisions.

Quebec City, October 4th 2007.