

Date: 17th of April 2024

Termination without notice / notice of termination due to significant breach of contractual obligations in the provision of services within the meaning of § 1 I.V.m. § 4 of the LV I.V.m. § 6a No. 4 AG KJGH Bln for the project "Phantalisa room for girls and young women", §62 sentence 2 VwVfG in conjunction with § 314 BGB. § 314 BGB

Dear ladies of the board,

Dear Ms. M [REDACTED],

Dear Ms. S [REDACTED],

We hereby terminate the existing service contract between FRIEDA e.V. and the Friedrichshain-Kreuzberg District Office of Berlin Youth Welfare Office with immediate effect due to the circumstances described below. In accordance with Point 1 of the service contract for the operation of the girls' center "Phantalisa", between the Friedrichshain-Kreuzberg Youth Welfare Office and FRIEDA e.V. dated 14.08.2023, the provider undertakes to fulfill the following objectives:

"Child and youth work serves in particular to educate young people about democracy and to reduce inhuman attitudes. Further fundamental objectives and action guidelines are the empowerment of independent social and political action, the promotion of tolerance towards different worldviews, beliefs, sexual orientations and cultural imprints, the reduction of gender stereotypes, and the critical examination of role attributions and target group orientation."

In accordance with § 4 of the LV (service contract), these objectives are to be achieved through "offers for young people that contribute to the development of children and adolescents, are based on their interests, are co-determined and co-designed by them, enable them to self-determination, encourage and lead to social responsibility and social commitment".

Based on the subsequent findings, we are convinced that these goals cannot (or can no longer) be achieved in cooperation with you:

1. In the print medium Focus, 43rd issue of 21.10.2023, there are 2 photos of participants in a registered "family vigil" for Palestine in Berlin, which show both Ms. M [REDACTED], Ms. S [REDACTED] (both managing directors FRIEDA e.V.) and Ms. K [REDACTED] (head of the girls' center "Phantalisa") at the moment when the demonstration was broken up by the police after riots and escalations by participants. Our fear is that the above-mentioned persons were seeking a targeted confrontation with the police forces as representatives of the state. All 3 persons mentioned above did not retreat after the peaceful "family vigil", but stood in front of the police officers, some of them "masked".

2. As a result of the Hamas attack on Israel and the resulting exercise by Israel of its right of self-defense under Article 51 of the United Nations Charter against the Palestinian territories controlled by Hamas, Ms. M██████ has since posted various pro-Palestinian statements on her Instagram account, as well as anti-Semitic and anti-Zionist statements against Israel. These are currently being investigated by the public prosecutor's office on suspicion of incitement to hatred and the use of symbols of unconstitutional and terrorist organizations.

These posts on social media were also privately "liked" or approved by Phantalisa employees, among others, which in our view is a clear violation of the above-mentioned objectives of democracy education and the reduction of inhuman attitudes.

The Instagram profile of the Phantalisa girls' facility also follows Ms. M██████'s profile.

3. On April 12, 2024, the print medium BZ, among others, reported on a so-called "Israel-Hater Congress" in Berlin, at which various speakers were announced who had attracted attention in the past with anti-Semitic statements. According to the BZ, some of the organizers are said to come from the environment of the now banned "Samidoun" association. Ms. M██████ is also listed as a speaker at this "Palestine Congress". This congress was reported on in detail in advance, which is why Ms. M██████, fully aware of this, has placed herself in the same row as the aforementioned personalities. For us, this represents a further violation of the objectives agreed in the service contract, in which inhuman attitudes must have no place in the youth work supported by the district office and agreed with each other.

The Youth Welfare Office concludes from all of this that the pedagogical specialists no longer comply with the contractually agreed extent of neutrality requirement (Neutralitätsgesetz) during their work on site with the "girls" and young women, and that the work is no longer carried out exclusively on the basis of free democratic basic order in Germany; which is respecting the human dignity of all people, regardless of their origin or faith. The aforementioned "anti-semitic connotations" and, in the opinion of the district authority, even criminally relevant statements and appearances of the management and employees stand in contrast to the responsibility of education professionals to protect young people from hatred of Jews or other inhuman statements and to enable them to act democratically. This circumstance is particularly important here, as young people are easier to influence and therefore pose a considerable risk to the personal development of the people in the project.

Our concern regarding Ms. M██████'s statements as a representative of FRIEDA e.V. with an impact on the work in the girls' centers is due to the fact that she was the project manager of Phantalisa before joining the management of FRIEDA e.V. and therefore has close contacts with the employees. In addition, one of the current board members - Ms. ████████ - is also an employee at Phantalisa. It is questionable whether such a dual function as board member of the association and employee of the leisure facility enables the control and supervisory function as board member in the above-mentioned matters in a full and responsible manner. Therefore, in our view, the statements and behavior of the managing director are attributable to the association.

As part of their responsibility for the two girls' centers, the two managing directors are in close contact with the employees at the Phantalisa girls' center, make decisions on staff appointments, oversee the conceptual design of the work and influence the annual target agreements with the current local services.

In our view, these serious violations of the free democratic basic order of the Federal Republic of Germany and, in particular, of the responsibility of educational work with young people who are still easily influenced, have shaken our trust in the cooperation with the sponsor FRIEDA e.V. and some of the employees to such an extent that no further cooperation is conceivable and a continuation of the contractual relationship is unconscionable. A prior warning is therefore unnecessary and immediate termination is required to protect the young people in care. This means that the educational work on site must cease immediately.

I suggest that you contact me as soon as possible to discuss the modalities of termination and to ensure the continuity of educational support for the visitors.

I hereby terminate the aforementioned service contract extraordinarily with immediate effect. The contract of use for the operation of the facility will also be terminated in a separate letter.

With kind regards,

Kindler
District Councilor for Youth, Family and Health