

“The Public Prosecutor of Caltanissetta ensured that the search was not related to Mondani’s journalist activity and didn’t aim to the disclosure of his source of information (that was not the purpose of it). The purpose of the search was instead to verify whether the journalist was in possession of confidential judiciary documents (or drafts of them) and was not related to the broadcasted programme “La Bestia Nera” (proof of this be the fact the search was executed after and not before the broadcasting, indeed not to interfere with the scheduled time of the programme). Furthermore there was no actual search, because once the journalist had made clear he was not any longer in possession of that document, the search was immediately ended. Neither there was any need of recording any phone calls made by the journalist. Concerning the registered call made by the interlocutor of the journalist, he cannot claim to be a confidential source as himself consented to be broadcasted in the TV programme”.