*Files for this video are here –*

https://www.taiwanbasic.com/rec-temp/mabo/tw-history/

(1)

*Notes: There are six announcers, as indicated by [Ann1], [Ann2], [Ann3], [Ann4], [Ann5], [Ann6]. Their audio files are here –*

https://www.taiwanbasic.com/rec-temp/mabo/tw-history/audio/

Show /series01/MG-05-NOTimage.jpg

Show /series01/final-zero.jpg

 After 1 second, overlay Taiwan-lett.png near lower left corner,

and show for 1 second only.

Then,

= = = Overlay lettering on screen = = = (CENTERED, and use appropriate color)

Why do many people use Republic of China as a synonym for “Taiwan”?

Is that correct?

What are the details?

[ REFERENCE the lettering done in the Universe video <https://youtu.be/68YrF4IUeH0> such as at 2:00 ]

Show /series01/BR-pict-frame-cp.jpg

[Ann1]In order to fully explain the current legal status of "Taiwan" and the "Republic of China" on Taiwan, we need to do a brief overview of Taiwan history. Let's go back to the era of over 425 years ago.

|  |  |
| --- | --- |
| [Ann1]Before the early 1600s, Taiwan was inhabited by native islanders.[Ann2]In the early to mid-1600s, settlements were established by the Dutch in southern Taiwan, and by the Spanish in northern Taiwan. [Ann2]With the founding of the Qing Dynasty in 1644, military troops of the previous Ming Dynasty fled to Taiwan. They established a base in southern Taiwan, and drove out the Dutch.  | = = IMAGERY = =I found some pictures of the western Taiwan coastline and other scenery which could be shown on-screen here, see -- /TW-coast/ |

Show: d1644.jpg

[Ann3]At this point in history, China did not include Taiwan.

[Ann3]Here is a guide to the coloring used in our maps.

Show /series01/quilt/Ohio-Star-Quilt.jpg

Show /series01/quilt/Ohio-Star-Quilt2.jpg

Show /series01/quilt/Ohio-Star-Quilt2b.jpg

[Ann1]For the Qing Dynasty, we will use a blue cross-hatch pattern.

[Ann2]However, in 1683, these remaining Ming Dynasty loyalists in Taiwan were defeated by naval forces of the Qing Dynasty. At that point in time, Taiwan became part of the Qing Dynasty of China.

SHOW: /series01/final-one.jpg

*Note: The number 1 should be overlayed on the left side of the screen for 0.75seconds* REFERENCE for this effect: /effects/numb-scr1.jpg

[Ann4]Here is a diagram showing Taiwan during its Qing Dynasty period.

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|  [Ann5]Territorial sovereignty has two components: the "exercise of control"  Overlay **highlight boxes** on screen to accompany voiceover REFERENCE -- /effects/hboxes/final-one-Box1.jpg /effects/hboxes/final-one-Box2.jpgand the "legal ownership". Here we can see that both of these components were held by the Qing Dynasty./effects/hboxes/final-one-Box3.jpg/effects/hboxes/final-one-Box4.jpg/effects/hboxes/final-one-Box5.jpg |

Show: /series01/quilt/Ohio-Star-Quilt4.jpg

Show: d1683.jpg

[Ann1]Although many Chinese officials like to proclaim that Taiwan has belonged to China since ancient times, it was only in 1683 that Taiwan was incorporated into Chinese territory.

[Ann2]However, after losing the 1st Sino Japanese War in 1895, the Qing Dynasty was forced to cede Taiwan to Japan.

Show: /series01/quilt/Ohio-Star-Quilt4.jpg (again)

Show: /series01/quilt/Ohio-Star-Quilt4b.jpg

Show: d1895.jpg

[Ann1]According to the terms of the 1895 treaty, Taiwan was ceded to Japan, and became part of Japan’s national territory.

[Ann2]The Republic of China was founded in 1912, and later established its capital in Nanjing, China. Taiwan however, having been ceded to Japan by treaty in 1895, was not a part of China during those early years of the 20th century.

Show: d1912.jpg

[Ann1]In the early years of the Republic of China, and indeed into the mid-20th century, Taiwan belonged to Japan.

Show: /series01/Abbreviations.jpg (full screen)

Voiceover:

[Ann3]When discussing Taiwan and China, here are some commonly seen abbreviations .

ROC

PRC

SFPT

TRA

 [Ann1]The dates are necessary for reference as well.

Show: /series01/Abbreviations-2a.jpg

Show: /series01/Abbreviations-2b.jpg

Show: /series01/Abbreviations-2c.jpg

Show: /series01/Abbreviations-2d.jpg

Show: d1912.jpg

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| [Ann1]In relation to China, we often hear the statement that “the two sides split amid civil war in the late 1940s.” However, this statement represents a serious misunderstanding of the historical and legal facts.[Ann2]In reality, when discussing the legal status of the Republic of China in Taiwan, we must recognize that this is an issue left over from WWII in the Pacific.[Ann1]Specifically, after the atomic bombings of Japan in August 1945, and the Japanese Emperor’s decision to admit defeat, the Supreme Commander General Douglas MacArthur directed the Republic of China military forces of Chiang Kai-shek to go to Taiwan and accept the surrender of Japanese troops there. [Ann2]Importantly, under international law, “surrender ceremonies” have never been interpreted to signify a transfer of territorial sovereignty to the country of the troops accepting the surrender. October 25, 1945, in Taiwan only marked the beginning of the military occupation. [Ann1]In other words, although the Republic of China had arrived on the scene in Taiwan in late October 1945, it was not exercising sovereignty. Even up to the current day, the ROC does not hold the territorial sovereignty of Taiwan. | = = IMAGERY = =I think that Mabo can make reference to our previous videos, and/or other online sources, to find some appropriate imagery to display on-screen here  |

Show: /series01/quilt/Ohio-Star-Quilt-5.jpg (only 0.60 second)

Show: /series01/quilt/Ohio-Star-Quilt-5-BB.jpg (only 0.60 second)

Show: /series01/quilt/Ohio-Star-Quilt-5-N.jpg

Show: /series01/quilt/Ohio-Star-Quilt-5-NN.jpg

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| [Ann2]In order to understand the legal position of the ROC in Taiwan beginning October 25, 1945, we have to determine who the legal occupier is. Although Chinese officials do not like to mention this fact, during the period of WWII in the Pacific, over 99% of all military attacks against the four main Japanese islands and Taiwan were conducted by US military forces. Additionally, it must be clarified that from early December 1941 through the Fall of 1945, Republic of China military forces made no military attacks against either against Taiwan or Japan’s four main islands.[Ann1]Hence, the United States is the conqueror, and will be in the leading position (often called the “principal” position) in conducting the military occupation. We may refer to the United States as the principal occupying power. In Taiwan, the ROC is fulfilling the role of proxy occupying forces. [Ann2]It is beyond dispute that Taiwan remained as sovereign Japanese territory until Japan renounced its “right, title, and claim” to Taiwan in the San Francisco Peace Treaty. | = = IMAGERY = =I think that Mabo can make reference to our previous videos, and/or other online sources, to find some appropriate imagery to display on-screen here*This image is appropriate to accompany the last sentence here –*/series01/ROC-tw-2status5.jpg  |

Transition: Show beach and ocean-waves for **0.75** seconds

 Use https://youtu.be/HfrvPOmXFOE at about 0:14

SHOW: /series01/final-twoA.jpg

*Note: The number 2 should be overlayed on the left side of the screen for 0.75seconds* REFERENCE for this effect: /effects/numb-scr2.jpg

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| [Ann4]Here is a diagram showing Taiwan during its Japanese Sovereignty period.Territorial sovereignty has two components: the "exercise of control" and the "legal ownership". Overlay **highlight boxes** on screen to accompany voiceover REFERENCE -- /effects/hboxes/final-twoA-Box1.jpg/effects/hboxes/final-twoA-Box2.jpg[Ann5]Here we can see that both of these components were held by Japan from 1895 until October 25, 1945.  /effects/hboxes/final-twoA-Box3.jpg/effects/hboxes/final-twoA-Box4.jpg/effects/hboxes/final-twoA-Box5.jpgThe surrender ceremonies, conducted on behalf of the Allies, were completed on this date. However, the ensuing military occupation of Taiwan is conducted on behalf of the conqueror. [Ann4]Accordingly, beginning on this October date, the "exercise of control" component has changed. /effects/hboxes/final-twoA-Box6.jpgAs the conqueror of Taiwan territory, the United States is the principal occupying power. However, the USA has delegated the administrative authority for conducting the daily operations of this military occupation to the Republic of China. [Ann3]In other words, the ROC is serving in the role of "proxy occupying forces."The legal ownership remained with Japan until the peace treaty came into force on April 28, 1952./effects/hboxes/final-twoA-Box7.jpg[Ann4]During this same time period, it is helpful to do a more complete overview and review of the status of the Republic of China on the world stage.[Ann6]Let's look at Actions involving the ROC./effects/hboxes/final-twoA-Box8.jpgHere we can see that the Republic of China was founded in 1912. /effects/hboxes/final-twoA-Box9.jpgHowever, at that time Taiwan was still a part of Japan. /effects/hboxes/final-twoA-Box10.jpgHence, the ROC's legal status in Taiwan can only be labeled as "none"./effects/hboxes/final-twoA-Box11.jpg[Ann5]October 25, 1945 was the date of the Japanese surrender ceremonies in Taiwan. /effects/hboxes/final-twoA-Box12.jpg Although the surrender ceremonies were held on behalf of the Allies, the ensuing military occupation of Taiwan is held on behalf of the legal occupier. The ROC is /effects/hboxes/final-twoA-Box13.jpgserving in the role of "proxy occupying forces." [Ann4]Beginning in 1945, some significant violations of international law occurred in Taiwan.  |

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| [Ann6]First, the ROC officials announced October 25, 1945, as "Taiwan Retrocession Day," saying that Taiwan had been returned to Chinese sovereignty as of this date. Second, an order was issued by the Republic of China authorities on January 12, 1946, authorizing the mass naturalization of Taiwanese people as "Republic of China citizens. Third, the Republic of China Constitution was put into force in Taiwan, effective December 25, 1947. Importantly however, in occupied territory, the announcement of the annexation of the territory, the mass naturalization of local residents, and the introduction of an entirely new legal code are all war crimes.  | = = IMAGERY = =Use /series01/final-zero.jpgThen, the Title in the graphic **FotoJet-WarCrimes.png** should be overlayed on screen here, then followed by the content of the other five lines in **FotoJet-WarCrimes.png** |

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| /effects/hboxes/final-twoA.jpg[Ann3]In December 1949, the ROC moved its central government to occupied Taiwan, outside of Taiwan's national territory./effects/hboxes/final-twoA-Box14.jpg[Ann4]The ROC's fundamental status in Taiwan remains as proxy occupying forces. /effects/hboxes/final-twoA-Box15.jpg[Ann5]As we can see from this analysis, the often heard statement that China became a "divided country" as a result of the Chinese civil war of the late 1940s is false. The "Taiwan question" is an issue left over from WWII in the Pacific. Again, show /series01/ROC-tw-2status5.jpg  |

SHOW: /series01/final-twoB.jpg *(****no overlay*** *of the number 2 is needed here)*

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| [Ann4]Here we have added an additional column showing the "ROC's diplomatic status from the US viewpoint." /effects/hboxes/final-twoB-Box1.jpg Although the Republic of China was founded in 1912, the United States did not give it any official recognition at that early date. /effects/hboxes/final-twoB-Box2.jpgAccording to records of the US Dept. of State, official recognition of the ROC as the legal government of China only occurred in 1929.[Ann5]On the date of the surrender ceremonies in Taiwan, the ROC was indeed recognized as the sole legal government of China. /effects/hboxes/final-twoB-Box3.jpgIn December 1949, the ROC moved its central government to occupied Taiwan, outside of China's national territory. [Ann3]From the US viewpoint, the ROC in late 1949 is now /effects/hboxes/final-twoB-Box4.jpgthe "recognized government in exile" of China. |

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| [Ann1]After Mao Zedong proclaimed the founding of the People’s Republic of China (PRC) in Beijing on October 1, 1949, the government officials of the original Republic of China (ROC) government realized that their days in Mainland China were numbered.  |  = = IMAGERY = =/PRC/Chairman-Mao1.jpg/PRC/Chairman-Mao2.jpg/PRC/Chairman-Mao3.jpg |

Effective December 10, 1949, the central government of the ROC was re-located to occupied Taiwan, outside of China’s national territory.

Show: d1949.jpg

[Ann2]It is important to recognize that legally speaking, Taiwan in 1949 was still under the sovereignty of Japan. When did Japan cede Taiwan? That was in late April 1952, with the coming into force of the SFPT.

Show: /series01/cede-def.jpg

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| [Ann1]As a result, under international law, by moving to occupied Taiwan in late 1949, the ROC immediately became a government in exile. The ROC has retained that status up to the present day. The nomenclature of “Chinese Taipei” simply means “Chinese government in exile in Taipei.”[Ann2]The post war San Francisco Peace Treaty came into force on April 28, 1952. Japan renounced its territorial sovereignty over Taiwan, but no receiving country was designated. The United States was confirmed as the principal occupying power. [Ann1]Hence, the legal status of Taiwan is undetermined, because the legal ownership of the territory has not yet been established. In other words, Taiwan is not the Republic of China. Importantly however, United States Military Government jurisdiction over Taiwan is active.  | = = IMAGERY = =I think that Mabo can make reference to our previous videos, and/or other online sources, to find some appropriate imagery to display on-screen here |

SHOW: /series01/final-three.jpg

*Note: The number 3 should be overlayed on the left side of the screen for 0.75seconds* REFERENCE for this effect: /effects/numb-scr3.jpg

[Ann4]This diagram shows Taiwan during its undetermined sovereignty period. This period is April 28, 1952 up to the present day. First let's look at the

Overlay **highlight boxes** on screen to accompany voiceover

 REFERENCE -- /effects/hboxes/final-three-Box1.jpg

"exercise of control" component of Taiwan's territorial sovereignty.

[Ann5]As the conqueror of Taiwan territory during the WWII period, the United States retains the status of principal occupying power.

/effects/hboxes/final-three-Box2.jpg

In other words, the United States is the legal occupier.

Transition: Show beach and ocean-waves for **0.75** seconds

 Use <https://youtu.be/DGIXT7ce3vQ> at about 0:08 or 0:09

[Ann4]Although the United States has the legal right to exercise "administrative authority" or "jurisdiction" over Taiwan, and Taiwan can be regarded as an "insular area" of the United States, this is different from saying that the United States owns Taiwan.

/effects/hboxes/final-three-Box3.jpg

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| [Ann5]Being under military occupation of the United States, Taiwan remains as foreign territory. Although surprising to many people, Taiwan may best be described as "foreign territory under the jurisdiction of the United States." Indeed, the Taiwan Relations Act treats Taiwan as foreign territory. [Ann6] In US history there have been many examples of this type of situation. We can look back to the continuing military occupation of Cuba after the coming into force of the Treaty of Paris on April 11, 1899, as an important point of reference. [Ann3]The Republic of China continues to serve in the role of "proxy occupying forces." | = = IMAGERY = =I think that Mabo can make reference to our previous videos, and/or other online sources, to find some appropriate imagery to display on-screen here |

 [Ann4]Next, let's look at the "legal ownership" component of Taiwan's territorial sovereignty.

/effects/hboxes/final-three-Box4.jpg

[Ann5]Examining the post-war SFPT, we see that Japan ceded Taiwan territory, but no receiving country was designated. Hence, the "legal ownership" component of Taiwan's territorial sovereignty is undetermined.

/effects/hboxes/final-three-Box5.jpg

/effects/hboxes/final-three-Box6.jpg

[Ann3]On the right we have three further columns which provide some supplementary information. Let's look at Actions involving the ROC.

/effects/hboxes/final-three-Box7.jpg

[Ann4]On April 28, 1952, the San Francisco Peace Treaty came into force.

/effects/hboxes/final-three-Box8.jpg

Japan renounced all sovereignty over Taiwan, however no "receiving country" was specified. In other words, Taiwan was not awarded to the Republic of China. Hence, after late April 1952, the ROC flag should not be flying over Taiwan. Most importantly, the ROC cannot be viewed as the legal government of Taiwan.

[Ann5]The ROC's legal status in Taiwan

/effects/hboxes/final-three-Box9.jpg

remains as "proxy occupying forces".

/effects/hboxes/final-three-Box10.jpg

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| --- | --- |
| [Ann5]The United States remains as the "principal occupying power," and this status is confirmed in the SFPT. As stated previously, the United States is the conqueror and therefore the legal occupier. With no further disposition of Taiwan territory in the SFPT, it is entirely reasonable that the US flag should be flying over Taiwan. [Ann6] It is also important to remember that the specifications of the SFPT have a higher legal weight than the content of the Three Joint USA-PRC Communiques. Under US law, the SFPT has the same legal weight as the Constitution.  | = = IMAGERY = =I think that Mabo can make reference to our previous videos, and/or other online sources, to find some appropriate imagery to display on-screen here*(Pictures of the SFPT and the US Constitution would be most appropriate to accompany the final sentence here)* |

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| [Ann4]From the US viewpoint, /effects/hboxes/final-three-Box11.jpgthe ROC's diplomatic status remains as the "Recognized government in exile of China."/effects/hboxes/final-three-Box12.jpg[Ann5]On January 1, 1979, the United States broke diplomatic relations with the ROC. /effects/hboxes/final-three-Box13.jpg  The ROC's fundamental status in Taiwan remains as proxy occupying forces. /effects/hboxes/final-three-Box14.jpg[Ann4]The ROC's diplomatic status, as viewed by the USA and indeed by most world nations, must be viewed as the "Unrecognized government in exile of China."/effects/hboxes/final-three-Box15.jpg |

**Insert flimclip** [ https://youtu.be/\_U84TbKpR48 ]

begin at 6:58

Voiceover begins: "Significantly, . . . . "

all the way to 7:41

Voiceover ends: " . . . . and resume governance there."

Transition: Show beach and ocean-waves for **0.75** seconds

 Use https://youtu.be/Qu00hTe\_yD8 at about 1:36

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| [Ann6] Some comments on Taiwan's continuing status as occupied territory are in order.Since the close of the Napoleonic period, there are only two possibilities for the end of "military occupation." One is that the region (or area, territory, etc.) itself becomes a sovereign and independent state. The other is that the region becomes part of another sovereign and independent state. [Ann3]In either one of these instances, the "political status" of the region has indeed been determined. [Ann6]United States officials have not recognized China's sovereignty over Taiwan, and they continually state that the legal status of Taiwan is "undetermined." Putting together these facts, we can only conclude that Taiwan remains as occupied territory in the current era. [Ann5]To put this another way, military occupation is conducted under military government, and "military government continues until legally supplanted." Therefore, from the point of view of the legal occupier, when military government has been supplanted by a recognized civil government for the area, the military occupation comes to an end. [Ann6]In the case of Taiwan, however, on the one hand United States officials do not recognize the Republic of China as a state or a government. On the other hand, according to SFPT Article 4(b), United States Military Government jurisdiction over Taiwan is active. [Ann5]The US President has never announced the end of this USMG jurisdiction over Taiwan. Our conclusion must be that in the present day, Taiwan remains as occupied territory of the United States.  [Ann3]After looking at these diagrams, some people may ask: "Is it correct to say that there are two countries on the two sides of the Taiwan Strait?"The answer is No. In regard to the “Republic of China on Taiwan,” it is not a country. In regard to the “Republic of Taiwan,” it does not yet exist.  | = = IMAGERY = =I think that Mabo can make reference to our previous videos, and/or other online sources, to find some appropriate imagery to display on-screen here |

Show: d1952.jpg

[Ann3] Here we see the situation in late April 1952. In the SFPT, Taiwan was not ceded to China, either the ROC or the PRC.

[Ann1]As a result, neither the ROC nor the PRC have sovereignty over Taiwan in the current era. In simple terms, Taiwan is not a part of China.

Show: /series01/quilt/Ohio-Star-Quilt-6-N.jpg

Show: /series01/quilt/Ohio-Star-Quilt-6-NN.jpg

|  |  |
| --- | --- |
| [Ann2]Taiwan remains as occupied territory of the United States of America. [Ann1]There is only One China in the world today, and that is the PRC. However, its national territory does not include Taiwan. The “One China Policy” must be understood within this framework.  | = = IMAGERY = =I think that Mabo can make reference to our previous videos, and/or other online sources, to find some appropriate imagery to display on-screen here |

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| [Ann2] Repeated United States’ government announcements from the late 1940s up to the present have all confirmed that Taiwan does not belong to China. | Insert flimclip [ <https://youtu.be/68YrF4IUeH0> ]begin at approx. 11:54all the way to 12:14( some Skylanterns can be shown ) |

 Show: FotoJet-CIA-00.jpg *quickly expand outward, to become* --

Show: FotoJet-CIA.jpg

 *(for these graphics, listed below, please use a* ***wipe style*** *with the effect of “pages” turning toward the left)*

Show FotoJet-SFPT2b.jpg

Show: FotoJet-JapOcc3a.jpg

Show FotoJet-TreatyTaipei.jpg

Show FotoJet-SFPT4b.jpg

Show: FotoJet-travel.jpg

 *Animation: Place X’s and Check-mark in boxes, reference -- /effects/* *FotoJ-occScr3eff.jpg*

[ For FotoJet-travel.jpg, it is also X X check]

Show: FotoJet-SFPTmmkb.jpg

Show: FotoJet-frus.jpg

Show: FotoJet-Mac222C.jpg

Show: FotoJet-CRS1.jpg

Show: FotoJet-reagan.jpg

Show Fotojet-TRA2.jpg

Show: FotoJet-powell.jpg

Show: FotoJet-CRS2.jpg

 Show: FotoJet-DDC.jpg

Show: FotoJet-eisen.jpg

Show: FotoJet-czyzak.jpg

Show: FotoJet-starr.jpg

Show Fotojet-TRA1.jpg

Show FotoJet-SFPT23a.jpg

Show FotoJet-SFPTrankkb.jpg

 After 0.75 seconds, place check in bottom-most box

Show: FotoJet-occScr0.jpg

 Show: FotoJet-occScr1.jpg

 Show: FotoJet-occScr2.jpg

 Show: FotoJet-occScr3.jpg

 *Animation: Place X’s and Check-mark in boxes, reference -- /effects/* *FotoJ-occScr3eff.jpg*

Show: FotoJet-NSCDW.jpg

Show: patriotic-stars-backgr.jpg

 After 0.75 seconds, overlay with patriotic-stars-QA.jpg

Show: FotoJet-WHnew.jpg

 Show: FotoJet-JapanTimes01.jpg

Show Fotojet-TRA3.jpg

Show: FotoJet-design3c.jpg

 Show: FotoJet-humanr1.jpg

 Show: FotoJet-humanr2.jpg

 *(Reference: original graphic is /effects/patriot-scr02.jpg )*

 Show: FotoJet-humanr2a.jpg  *(Animation: Check-mark is added)*

Show: FotoJet-humanr2b.jpg

Show: FotoJet-humanr3.jpg *(Green check-mark should be added)*

 *(Animation: In the lower left area of the screen, the graphic*

***/effects/h-rights.jpg*** *is shown, and the center lettering is*

REPORT, 2017

 *Ideally, this will be animated to show flipping pages,*

 *with the center lettering of*

REPORT, 2018

 REPORT, 2019

 REPORT, 2020

 REPORT, 2021

 REPORT, 2022

Show: FotoJDOSbanner01.jpg

Show: FotoJet-DOS22.jpg

 Use background : <https://youtu.be/R5jIoLnL_nE>

 Immediately overlay with FotoJet-future-dev.jpg

Slowly revolve this center Taiwan graphic toward left, and then this

“Taiwan graphic” area is filled-in with appropriate color, and then displays a big *QUESTION MARK*

Then continue to revolve to show the Taiwan graphic again,

And then the big *QUESTION MARK*

And one more time, revolve to show the Taiwan graphic,

And then the big *QUESTION MARK*

FADE OUT

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