

Pursuant to Pre-Trial Chamber II's instruction dated 02-05-2024, this document is reclassified as Public

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

No.: ICC-01/14-01/22

Date: 30 March 2022

PRE-TRIAL CHAMBER II

Before: Judge Rosario Salvatore Aitala, Presiding Judge
Judge Antoine Kesia-Mbe Mindua
Judge Tomoko Akane

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

**IN THE CASE OF
*THE PROSECUTOR V. MAXIME JEOFFROY ELI MOKOM GAWAKA***

URGENT

**Confidential *EX PARTE* Registry only
With Annex I confidential *EX PARTE* Registry only**

Registry second transmission of a document received from Mr Nicholas Kaufman

Source: The Registry

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Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Counsel for the Defence

Legal Representatives of Victims

**Unrepresented Applicants
(Participation/Reparation)**

Unrepresented victims

**The Office of Public Counsel for
Victims**

**The Office of Public Counsel for the
Defence**

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Peter Lewis

Counsel Support Section

Mr Pieter Vanaverbeke

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

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I. Introduction

1. The Registry hereby transmits to the Pre-Trial Chamber II a document received from Mr Nicholas Kaufman ("Mr Kaufman") by way of email on 30 March 2022.

II. Classification

2. In accordance with regulation 23*bis* of the Regulations of the Court ("RoC"), the present transmission and its Annex I are classified as confidential *ex parte* only available to the Registry, as per its practice regarding transmission filings.

III. Applicable Law

3. The following provisions are of particular relevance to the present submissions: rule 13(1) of the Rules of Procedure and Evidence, regulations 23*bis* and 24 of the RoC.

IV. Submissions

4. On 15 March 2022, Mr Mokom appointed Mr Kaufman as his Counsel.

5. On 16 March 2022, the Registry officially formalized Mr Kaufman's appointment as Counsel for Mr Mokom for a period of 30 days.¹

6. On 25 March 2022, Pre-Trial Chamber II ordered the Registry to revoke the appointment of Mr Kaufman as counsel for Mr Mokom ("Order").²

7. On 25 March 2022, the Registry, pursuant to the Order, revoked Mr Kaufman's appointment of Counsel for Mr Mokom.

¹ Registry, "Notification of the Appointment of Mr Nicholas Kaufman as Counsel for Mr Maxime Jeoffroy Eli Mokom Gawaka, 16 March 2022, ICC-01/14-01/22-22 and annexes thereto.

² Pre-Trial Chamber II, "Order to the Registry concerning the appointment of Mr Nicholas Kaufman as counsel for Mr Maxime Jeoffroy Eli Mokom Gawaka", 25 March 2022, ICC-01/14-01/22-26-Conf-Exp, p. 9.

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8. On 28 March 2022, the Registry transmitted to Pre-Trial Chamber II a document received from Mr Kaufman entitled "Request for Reconsideration of Order ICC-01/14-01/22-26-Conf-Exp".³

9. On 30 March 2022, Mr Kaufman submitted to the Registry a document entitled "Request for Leave to Appeal Order ICC-01/14-01/22-26-Conf-Exp", by way of email.⁴

10. The Registry hereby transmits the latter document to Pre-Trial Chamber II by way of the present transmission filing.⁵



Marc Dubuisson, Director, Division of Judicial Services
on behalf of
Peter Lewis, Registrar

Dated this 30 March 2022

At The Hague, The Netherlands

³ Registry, "Registry transmission of a document received from Mr Nicholas Kaufman", 28 March 2022, ICC-01/14-01/22-27-Conf-Exp.

⁴ Email from Nicholas Kaufman to Registry on Wednesday 30 March 2022 at 10.11.

⁵ Confidential *Ex Parte* Annex I.