

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

No.: **ICC-01/21-01/25**

Date of original: **14 October 2025**

Date: **7 November 2025**

PRE-TRIAL CHAMBER I

Before: Judge Iulia Antoanella Motoc, Presiding Judge
Judge Reine Adélaïde Sophie Alapini-Gansou
Judge María del Socorro Flores Liera

SITUATION IN THE REPUBLIC OF THE PHILIPPINES

IN THE CASE OF THE PROSECUTOR v. RODRIGO ROA DUTERTE

PUBLIC

Public Redacted Version of “Defence Response to Registry Submission ICC-01/21-01/25-294-Conf” (ICC-01/21-01/25-299-Conf)

Source: Defence for Mr Rodrigo Roa Duterte

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
Duterte Defence Team

☐ Legal Representatives of the Victims

☐ Legal Representatives of the Applicants

☐ Unrepresented Victims

☐ Unrepresented Applicants
(Participation/Reparation)

☒ The Office of Public Counsel for Victims

☐ The Office of Public Counsel for the Defence

☐ States' Representatives

☐ Amicus Curiae

REGISTRY

Registrar
Osvaldo Zavala Giler

☐ Counsel Support Section

☐ Victims and Witnesses Unit

☒ Detention Section

☐ Victims Participation and
Reparations Section

☐ Other

1. The Defence has considered the Registry's submission of a shortlist of experts in neuropsychology pursuant to judicial order,¹ and notes that two experts on the said shortlist were proposed by Professor Dr [REDACTED].²
2. The Defence reminds the Pre-Trial Chamber of the Prosecution's objection to the appointment of Dr [REDACTED] on the grounds that "her appointment could raise issues of potential bias".³ The Prosecution further asserted that "the Defence confirmed that Dr [REDACTED] was recommended by Dr [REDACTED], one of the Defence experts in this case", and submitted that "it would be advisable to appoint experts who have no affiliation with Defence experts in order to mitigate any potential bias".⁴ For the very same reasons, the Pre-Trial Chamber should not appoint Ms [REDACTED] or Mr [REDACTED].
3. Without prejudice to the expertise provided by its own experts, the Defence suggests that the most appropriate candidate to examine Mr Duterte, bearing in mind proximity, expertise, language, and immediate availability would be Professor Dr [REDACTED]. Of the other proposed experts, it is the Defence's view that only Professor Dr [REDACTED] would appear to meet the necessary criteria.



Nicholas Kaufman
Counsel for Rodrigo Roa Duterte

Dated this 7th day of November 2025
The Hague, The Netherlands

¹ Registry Submission of a Shortlist of Experts in Neuropsychology pursuant to ICC-01/21-01/25-288-Conf, [ICC-01/21-01/25-294-Conf](#), 10 October 2025.

² Annex I to the Registry Submission of a Shortlist of Experts in Neuropsychology pursuant to ICC-01/21-01/25-288-Conf, [ICC-01/21-01/25-294-Conf-AnxI](#), 10 October 2025, p. 3.

³ Prosecution's Observations on the "Registry Submission of a Shortlist of Medical Experts pursuant to ICC-01/21-01/25-268-Conf" (ICC-01/21-01/25-270-Conf), [ICC-01/21-01/25-276-Conf](#), 18 September 2025 ("[Prosecution's Observations on Shortlist](#)"), para. 11.

⁴ [Prosecution's Observations on Shortlist](#), para. 11.