

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original : English

No.: ICC-01/04-01/06

Date: 5 March 2008

**TRIAL CHAMBER I**

**Before:** Judge Adrian Fulford, Presiding Judge  
Judge Elizabeth Odio Benito  
Judge René Blattmann

**Registrar:** Mr Bruno Cathala

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO  
IN THE CASE OF  
THE PROSECUTOR *v.* THOMAS LUBANGA DYILO**

**Public**

**with confidential Prosecution and Defence only annex**

**Prosecution's communication of original version of incriminatory evidence  
disclosed to the Defence on 4 March 2008**

***The Office of the Prosecutor***

Mr Luis Moreno-Ocampo, Prosecutor  
Ms Fatou Bensouda, Deputy Prosecutor  
Mr Ekkehard Withopf, Senior Trial Lawyer

***Counsel for the Defence***

Ms Catherine Mabille  
Mr Jean-Marie Biju-Duval

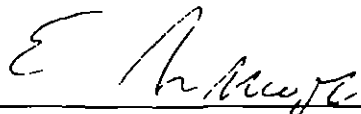
***Legal Representatives of Victims***

a/0001/06 to a/0003/06 and a/0105/06

Mr Luc Walley  
Mr Franck Mulenda  
Ms Carine Bapita Buyangandu

### Submission of original of incriminatory evidence

1. The Prosecution informs the Trial Chamber that it disclosed to the Defence one document as incriminating evidence on 4 March 2008. This document<sup>1</sup> is listed in the annexed "List of disclosed material".<sup>2</sup>
2. The Prosecution herewith submits the original version of this document.

  
 lu- Luis Moreno-Ocampo  
 Prosecutor

Dated this 5<sup>th</sup> day of March 2008  
 At The Hague, The Netherlands

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<sup>1</sup> The Prosecution draws the attention of the Trial Chamber to the fact that this document relates to the transcript of an interview of a Prosecution trial witness. The document should have been disclosed with the witness' statement/ interview transcript.

<sup>2</sup> The List of disclosed material is the Confidential Prosecution and Defence Only – Annex.