



Original: English

No.: ICC-01/04-01/06
Date: 20 November 2008

TRIAL CHAMBER I

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

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

Public Document

**Prosecution's Notification of Matters to be Raised at the Status Conference of 25
November 2008**

Source: Office of the Prosecutor

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

Ms Catherine Mabilie

Mr Jean-Marie Biju-Duval

Legal Representatives of Victims

Legal Representatives of Applicants

Mr Luc Walley

Mr Frank Mulenda

Ms Carine Bapita Buyangandu

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

BACKGROUND

1. At the 18 November 2008 Status Conference, the Trial Chamber lifted the stay of proceedings.¹ As a result, the Trial Chamber ordered a status conference for 25 November 2008 and indicated specific issues it wished the parties to prepare for submission²
2. In addition, the Trial Chamber invited the parties and participants to apprise the Trial Chamber of any other issues requiring attention at the forthcoming status conference by 20 November 2008, 1600hrs.³
3. The Prosecution hereby raises the following additional issue to be addressed at the 25 November 2008 status conference:
 - i) The Trial Chamber ordered the Defence and participants to respond to the Prosecution's filing dated 10 June 2008 seeking authorisation to rely on additional material at trial.⁴ As a related matter to be addressed at the status conference, the Prosecution advises that it intends to file by the end of next week a further application to rely on several additional items of incriminating evidence trial, details of which will be provided at the status conference.

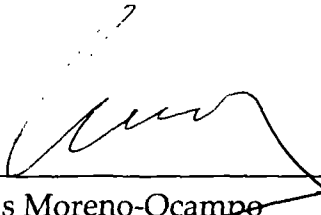
¹ ICC-01/04-01/06-T-98-ENG RT 18 November 2008, page 3 line 25 and page 4 line 1.

² *Ibid* at page 5 and 6.

³ ICC-01/04-01/06-T-98-ENG RT, page 6, lines 9 to 12.

⁴ ICC-01/04-01/06-T-98-ENG RT 18 November 2008, page 7 lines 14-18. (Prosecution filing: ICC-01/04-01/06-1390 dated 10 June 2008).

4. The Prosecution would request that this filing does not preclude it from addressing further issues that may arise during the status conference, where appropriate.



Luis Moreno-Ocampo
Prosecutor

Dated this 20th day of November 2008
At The Hague, The Netherlands