

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-01/07
Date: 2 February 2009

TRIAL CHAMBER II

Before: Judge Bruno Cotte, Presiding Judge
Judge Fatoumata Dembele Diarra
Judge Fumiko Saiga

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR
*v. GERMAIN KATANGA AND MATHIEU NGUDJOLO CHUI***

**Public
with Confidential Annexes A, B, C, D, E, F, G, H, I, J, K and L**

**Prosecution's Communication of Originals of Incriminatory Evidence Disclosed to
the Defence on 29 and 30 January 2009**

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

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Mr Joseph Keta

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Legal Representatives of Applicants

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

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Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

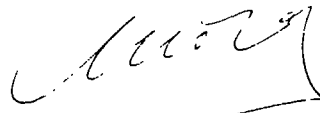
**Victims Participation and Reparations
Section**

Other

The Office of the Prosecutor ("Prosecution") hereby files into the record of the case of the *Prosecutor v. Germain Katanga and Mathieu Ngudjolo Chui* the originals of the documents disclosed to the Defence teams of Germain Katanga and Mathieu Ngudjolo Chui as incriminatory evidence on 29 and 30 January 2009.

Request for Confidentiality

Annexes A,¹ B,² C,³ D,⁴ E,⁵ F,⁶ G⁷ and H⁸ appended to this communication contain the forms and lists referring to the disclosures which took place on 29 January 2009. Annexes I,⁹ J,¹⁰ K¹¹ and L¹² refer to the disclosure of 30 January 2009. The Prosecution requests that the above-mentioned annexes be received as "Confidential" since they relate to *inter partes* disclosure.



Luis Moreno-Ocampo, Prosecutor

Dated this 2nd day of February 2009

At The Hague, The Netherlands

¹ Chain of Custody Form for disclosure package 25 of 29 January 2009.

² List of hard copies provided for package 25 of 29 January 2009.

³ List of documents not provided for package 25 of 29 January 2009.

⁴ List of disclosed materials – Containers of electronic media for package 25 of 29 January 2009.

⁵ List of electronic documents disclosed and status of original container for disclosure package 25 of 29 January 2009.

⁶ Chain of Custody Form for disclosure package 26 of 29 January 2009.

⁷ List of hard copies for disclosure package 26 of 29 January 2009.

⁸ List of original documents not provided for disclosure package 26 of 29 January 2009.

⁹ Chain of Custody Form for disclosure package 27 of 30 January 2009.

¹⁰ List of hard copies for disclosure package 27 of 30 January 2009.

¹¹ List of disclosed materials – Containers of electronic media for package 27 of 30 January 2009.

¹² List of electronic documents disclosed and status of original container for package 27 of 30 January 2009.