



Original: **English**

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

Date: **14 May 2009**

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
with Confidential Annex**

**Prosecution's communication of incriminatory evidence disclosed to the Defence on 13
May 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

Counsel for the Defence

Ms Catherine Mabilie

Mr Jean-Marie Biju-Duval

Legal Representatives of Victims

Legal Representatives of Applicants

Mr Luc Walley

Mr Franck Mulenda

Ms Carine Bapita Buyangandu

Mr Joseph Keta Orwinyo

Mr Jean Chrysostome Mulamba

Nsokoloni

Mr Paul Kabongo Tshibangu

Mr Hervé Diakiese

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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

Ms Paolina Massidda

States Representatives

Amicus Curiae

REGISTRY

Registrar

Defence Support Section

Ms Silvana Arbia

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

Submission of originals of incriminatory evidence

1. The Prosecution informs the Trial Chamber that it disclosed to the Defence one item of incriminating evidence on 13 May 2009. This item is listed in the attached "List of Disclosed Materials".¹
2. The item is a medical document submitted into evidence by the Prosecution during the examination of trial witness DRC-OTP-WWWW-0359.²
3. The Prosecution herewith submits the original version of one item.



Luis Moreno-Ocampo
Prosecutor

Dated this 14th day of May 2009
At The Hague, The Netherlands

¹ Confidential Annex.

² The Defence indicated that it did not object to the submission of this item; see ICC-01/04-01/06-T-173-ENG ET, page 20, line 15 to page 22, line 9.