

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

No.: **ICC-01/04-01/07**

Date: **20 August 2010**

TRIAL CHAMBER II

Before: Judge Bruno Cotte, Presiding Judge
Judge Fatoumata Dembele Diarra
Judge Christine Van den Wyngaert

**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 and D**

**Prosecution's Communication of Originals of Incriminatory Evidence Disclosed to
the Defence on 19 August 2010**

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 of Germain
Katanga**

Mr David Hooper
Mr Andreas O'Shea

**Counsel for the Defence of Mathieu
Ngudjolo Chui**

Mr Jean-Pierre Kilenda Kakengi Basila
Mr Jean-Pierre Fofé Djofia Malewa

Legal Representatives of Victims

Mr Jean-Louis Gilissen
Mr Fidel Nsita Luvengika

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

REGISTRY

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 original of the documents disclosed to the Defence teams of Mathieu Ngudjolo Chui and Germain Katanga as incriminatory evidence on 19 August 2010.

Request for Confidentiality

Annexes A¹, B², C³ and D⁴ appended to this communication contain the form and lists referring to the above-mentioned disclosure. The Prosecution requests that the annexes be received as "Confidential" since they relate to *inter partes* disclosure.



Luis Moreno-Ocampo, Prosecutor

Dated this 20th day of August 2010

At The Hague, The Netherlands

¹ Chain of Custody Form for disclosure package 60 of 19 August 2010.

² List of disclosed materials – Containers of electronic media. This annex contains the list of electronic files for which the original containers have been transferred to the Registry.

³ List of electronic documents disclosed and status of original container. This annex contains the list of electronic files for which the original containers have already been transferred to the Registry or cannot be transferred to the Registry as not all files in the containers have been disclosed yet.

⁴ List of documents not provided. This annex contains the list of hard copies for which the originals have already been transferred to the Registry.