

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/05-01/13**

Date: **10/02/2014**

PRE-TRIAL CHAMBER II

Before: Judge Cuno Tarfusser, Single Judge

SITUATION IN THE CENTRAL AFRICAN REPUBLIC

***IN THE CASE OF THE PROSECUTOR v. JEAN-PIERRE BEMBA GOMBO,
AIMÉ KILOLO MUSAMBA, JEAN-JACQUES MANGENDA KABONGO, FIDÈLE
BABALA WANDU and NARCISSE ARIDO***

Confidential Document

Defence response to Prosecution filing: ICC-01/05-01/13-159-Conf

Source: Defence for Mr. Jean-Pierre Bemba Gombo

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Fatou Bensouda

Kweku Vanderpuye

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Nicholas Kaufman

Counsel for Aimé Kilolo Musamba

Ghislain Mabanga

Counsel for Jean-Jacques Mangenda Kabongo

Jean Flamme

Counsel for Fidèle Babala Wandu

Jean-Pierre Kilenda Kakengi Basila

**Legal Representatives of the
Victims**

**Legal Representatives of the
Applicants**

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

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

Xavier-Jean Keïta

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr. Herman von Hebel

Defence Support Section

Victims and Witnesses Unit

Detention Section

The Defence for Mr. Jean-Pierre Bemba Gombo ("the Suspect") hereby files its response to the *Prosecution Submission on the Appointment of Defence Counsel* (ICC-01/05-01/13-159-Conf).

The Suspect notes that Me. Jean-Pierre Kilenda Kakengi Basila, in the course of his representation of Aimé Kilolo Musamba, could have been exposed to information which is confidential to case ICC-01/05-01/08 and access to which Fidèle Babala Wandu is not entitled until further order of Trial Chamber III.

Notwithstanding, the Suspect does not believe that any conflict of interest which could arise out of Me. Jean-Pierre Kilenda Kakengi Basila's new appointment could impact negatively on his interests.

For this reason, the Suspect makes no further observations on the Prosecutor's submission.



Nicholas Kaufman

Counsel for Jean-Pierre Bemba Gombo

Jerusalem, Israel

Monday, February 10, 2014