



Original: **English**

No.: **ICC-02/11-01/11**

Date: **17 January 2013**

PRE-TRIAL CHAMBER I

Before: Judge Silvia Fernández de Gurmendi, Presiding Judge
Judge Hans-Peter Kaul
Judge Christine Van den Wyngaert

SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE

IN THE CASE OF THE PROSECUTOR v. LAURENT GBAGBO

PUBLIC
with Confidential Annex A

**Prosecution's Communication of Potentially Exonerating Evidence Disclosed to
the Defence on 17 January 2013**

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

Mr Emmanuel Altit

Ms Agathe Bahi Baroan

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**

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

1. The Office of the Prosecutor ("Prosecution") herewith files in the case record the disclosure note regarding the provision to the Defence team of Laurent Gbagbo, on 17 January 2013, of eight items pursuant to Article 67(2) of the Statute.
2. The disclosed package contains five documents that have been obtained from the e-mails of witness CIV-OTP-P-0069 and three videos that were extracted from Internet links contained in one of these e-mails. The material disclosed does not contain any redactions.

Request for Confidentiality

3. Annex A¹ appended to this communication contains the pre-inspection report provided to the Defence. The Prosecution requests that this annex be received as "Confidential" since it relates to *inter partes* disclosure.



Fatou Bensouda, Prosecutor

Dated this 17th day of January 2013

At The Hague, The Netherlands

¹ Disclosure note for PEXO package 11 provided to the Defence of Laurent Gbagbo on 17 January 2013.