



Original: English

No: ICC-01/05-01/13
Date: 29 February 2016

TRIAL CHAMBER VII

Before: Judge Bertram Schmitt, Presiding Judge
Judge Marc Perrin de Brichambaut
Judge Raul Pangalangan

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***

**Public Document
With Confidential Annex A and Public Annex B**

**Defence Communication of Rule 78 Evidence Disclosed to the Parties on 26 February
2016 and 29 February 2016**

Source: Defence for Jean-Jacques Kabongo Mangenda

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

The Office of the Prosecutor

Ms Fatou Bensouda
Mr James Stewart
Mr Kweku Vanderpuye

Counsel for Jean-Jacques Kabongo Mangenda

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Mr Arthur Vercken

Counsel for Jean-Pierre Bemba Gombo

Ms Melinda Taylor

Counsel for Aimé Kilolo Musamba

Mr Paul Djunga Mudimbi
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Mr Jean-Pierre Kilenda Kakengi Basila
Mr Roland Azama Shalie Rodoma

Counsel for Narcisse Arido

Mr Charles Achaleke Taku
Ms Beth Lyons

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

Mr Herman von Hebel

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

1. The Defence for Mr. Jean-Jacques Mangenda (“the Defence”) submits this Communication Report regarding Rule 78 material disclosed to the Office of the Prosecutor and the Defence teams of Jean-Pierre Bemba Gombo, Aimé Kilolo Musamba, Fidèle Babala Wandu and Narcisse Arido on 26 February 2016 and 29 February 2016 respectively.
2. The Defence respectfully requests that Annex A to this Communication Report be classified and received as “confidential”, as it relates to items that have been disclosed *inter partes* on a confidential basis and should not be released to the public. The disclosed Rule 78 material listed in Confidential Annex A consists of an engagement letter requesting an expert opinion on Austrian law. Disclosure of this engagement letter, though not required under the Statute or Rules, is nevertheless effected in the interests of transparency
3. Public Annex B consists of the *curriculum vitae* in German of Mr. Mangenda’s expert witness as well as a short biography in English. The information contained therein is easily accessible through customary online research and open source searches and does not require a confidential classification.



Christopher Gosnell
Counsel for Mr. Jean-Jacques Kabongo Mangenda

Respectfully submitted this 29 February 2016,
At The Hague, The Netherlands