

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No: ICC-01/05-01/13

Date: 21 April 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***

Confidential

Defence request to add two items to its Bar Table Motion

Source: Defence for Aimé Kilolo Musamba

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-Pierre Bemba Gombo

Ms Melinda Taylor

Counsel for Aimé Kilolo Musamba

Mr Paul Djunga Mudimbi

Mr Steven Powles

Counsel for Jean-Jacques Kabongo Mangenda

Mr Christopher Gosnell

Mr Arthur Vercken

Counsel for Fidèle Babala Wandu

Mr Jean-Pierre Kilenda Kakengi Basila

Mr Roland Azama Shalie Rodoma

Counsel for Narcisse Arido

Mr Charles Achaleke Taku

Mrss 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 Kilolo hereby respectfully requests the Chamber to add two items, CAR-D21-0013-0079 and CAR-D21-0014-0001, to its Bar Table Motion¹. This item is included in the Kilolo Defence's list of evidence².
2. This first item (CAR-D21-0013-0079) is an email between VWU staff and the Bemba defence team in the main case during the relevant timeframe. It is *prima facie* relevant as it relates to Defence's contacts with witnesses, notably D-2, D-3, D-4, D-6 and D-8. The Defence submits that this item is also *prima facie* reliable as it comes from the seized e-mail account from Mr Kilolo.
3. The second item (CAR-D21-0014-0001) is a report for the "Fédération Internationale des Ligues des Droits de l'Homme". It is *prima facie* relevant as it indicates the date of entry of the MLC troops. It is also *prima facie* reliable as it is an offal report from a non-governmental organization.

RELIEF SOUGHT

4. The Kilolo Defence therefore requests the Chamber to be allowed add two items of evidence to its Bar Table Motion

Respectfully submitted,

¹ ICC-01/05-01/13-1797 with Confidential Annex A.

² ICC-01/05-01/13-1810-Conf-AnxA



Maître Paul Djunga Mudimbi
Lead Counsel of Mr. Aimé Kilolo Musamba



Mr. Steven Powles
Associate Counsel of Mr. Aimé Kilolo Musamba

Dated this 21 April 2016,
At The Hague, The Netherlands.