

Annex 41

Public

From: Trial Chamber X Communications
Sent: 24 February 2021 14:49
To: Dutertre, Gilles; [REDACTED] Al Hassan Prosecution Team; D28 Al Hassan Defence Team; V43 Victims Al Hassan Team; Associate Legal Officer-Court Officer
Cc: Trial Chamber X Communications; Chamber Decisions Communication
Subject: TC X - Decision granting a Defence Request for extension of time in relation to filing 1202

Dear Counsel,

The Single Judge finds that good cause within the meaning of Regulation 35 of the Regulations has been demonstrated and accordingly grants the Defence request. The deadline to file responses to Prosecution request 1202 is therefore extended until 12 March 2021.

Kind regards,

On behalf of the Single Judge of Trial Chamber X

From: Dutertre, Gilles
Sent: 24 February 2021 12:13
To: [REDACTED]; Trial Chamber X Communications; Al Hassan Prosecution Team; D28 Al Hassan Defence Team; V43 Victims Al Hassan Team; Associate Legal Officer-Court Officer
Subject: RE: Request for extension of time in relation to filing 1202

Chère Chambre de Première Instance X,
 L'Accusation ne s'oppose et s'en remet à la Chambre.
 Cordialement,
 Gilles Dutertre

From: [REDACTED]
Sent: 24 February 2021 12:09
To: Trial Chamber X Communications <[TrialChamberXCommunications](#)> [REDACTED]; Al Hassan Prosecution Team <[AlHassanProsecutionTeam](#)> [REDACTED]; D28 Al Hassan Defence Team <[D28AlHassanDefenceTeam](#)> [REDACTED]; V43 Victims Al Hassan Team <[V43LRVTeam](#)> [REDACTED]; Associate Legal Officer-Court Officer <[AssociateLegalOfficer-CourtOfficer](#)> [REDACTED]
Subject: Request for extension of time in relation to filing 1202

Dear Trial Chamber X,
 Dear Colleagues,

Pursuant to Regulation 35 of the Regulations of Court, the Defence respectfully requests an extension to file its response to filing 1202 from 26 February 2021 until **12 March 2021**. There is good cause to extend the deadline for two reasons.

First, the Defence is currently under a significant workload, as the Defence is:

- required to file its responses to other Prosecution filings 1196, 1206, 1210 and 1217 on Friday, 26 February 2021;
- required to file its Article 69(7) motion on Wednesday, 3 March 2021;
- examining four witnesses over the next week: Witness P-0554 (25 to 26 February 2021); Witness P-0160 (1 to 3 March 2021); Witness P-0984 (3 to 4 March 2021); and Witness P-0595 (5 March 2021) (which witness order recently changed following the Prosecution's email of 23 February 2021 at 11:42);

- required to prepare and respond to various evidentiary items in connection with these witness testimonies resulting in multiple overlapping deadlines over the next week; and
- engaged in preparing redactions to the Report of the Panel of Experts for the purposes of permitting the Prosecution to disclose the Report to the Defence in *Prosecutor v. Ongwen*.

Second, the extension will cause no prejudice to the Prosecution, as filing 1202 concerns the testimony of deceased Witness P-0125. As such, there are no additional steps that the Prosecution will need to take in terms of taking appropriate further statements from the witness, or facilitating interviews with the Defence, if the Defence opposes this request. Furthermore, the formal submission of this witness's evidence is not time sensitive: in the Prosecution's summary of witnesses, [REDACTED].

Best regards,

[REDACTED] (on behalf of the Al Hassan Defence)

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