

ANNEX 41

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Version

From: Trial Chamber V Communications
Sent: 13 October 2022 13:06
To: [REDACTED] Trial Chamber V Communications
Cc: D29 Yekatom Defence Team; D30 Ngaissona Defence Team; V44 LRV Team OPCV; V44 LRV Team; V45 LRV Team; OTP CAR IIB; Chamber Decisions Communication; Associate Legal Officer-Court Officer
Subject: Decision on the Yekatom Defence Request for extension of deadline to respond to 1595-Conf

Dear Counsel,

The Single Judge takes note of the Yekatom Defence's request for a time extension of two days, to respond to the 'Prosecution's Request for the Formal Submission of the Prior Recorded Testimony of P-0487 pursuant to Rule 68(3)' (ICC-01/14-01/18-1595-Conf).

Noting the explanation provided by the Yekatom Defence and the lack of objections by the other participants, the Single Judge considers that good cause has been shown to extend the time limit pursuant to Regulation 35(2) of the Regulations of the Court, and grants the Yekatom Defence's request to extend the deadline until 19 October 2022.

Kind regards, TC V

From: [REDACTED]
Sent: 12 October 2022 12:00
To: Trial Chamber V Communications [REDACTED]
Cc: D29 Yekatom Defence Team [REDACTED]; D30 Ngaissona Defence Team [REDACTED] V44 LRV Team OPCV [REDACTED] V44 LRV Team [REDACTED] V45 LRV Team [REDACTED] OTP CAR IIB [REDACTED]
Subject: Request for extension of deadline to respond to 1595-Conf

Dear Trial Chamber V,

Pursuant to Regulation 35 of the Regulations of the Court, the Defence for Mr Yekatom respectfully requests an extension of the deadline to respond to the 'Prosecution's Request for the Formal Submission of the Prior Recorded Testimony of P-0487 pursuant to Rule 68(3)' (ICC-01/14-01/18-1595-Conf), notified on 4 October 2022.

It is respectfully submitted that there are circumstances warranting this filing's deadline to be extended to 19 October 2022. Following *inter partes* discussions, the Prosecution has confirmed it does not oppose to an extension of the deadline.

Contrary to other prior recorded testimonies submitted under Rule 68(3) in this case, P-0487's evidence consists of a 565 pages transcribed statement as opposed to a witness statement. In addition, the team member assigned to this witness, who, in anticipation of the Prosecution's filing of a Rule 68(3) Request, proceeded to review all of P-0487's evidence, has tested positive to COVID-19 and is currently recovering.

We kindly ask for a two-days extension so as to promote efficiency and avoid delegating the task to another team member. Indeed, for another member to get acquainted with the evidence and subsequently respond to the filing would demand more than the standard ten calendar days and a two days extension.

The Defence respectfully submits that the above-mentioned circumstances constitute good cause to extend the time limit to respond to ICC-01/14-01/18-1595-Conf pursuant to Regulation 35(2) of the Regulations of the Court.

Best regards,


Intern, Yekatom Defence

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