

PUBLIC REDACTED VERSION OF
Annex I to the Defence Request for Interim Measures

Correspondence between the Mokom Defence and the Assembly of States Parties

From: Larochelle, Philippe ICC-01/14-01/22-181-AnxI-Red 28-04-2023 3/11 PT
Sent: 16 March 2023 09:03
To: [REDACTED]
Cc: [REDACTED] Assembly of States Parties; [REDACTED] The Presidency; [REDACTED]
[REDACTED]
[REDACTED]
Subject: RE: Correspondence for the President of the ASP

Dear [REDACTED],

Thank you very much for having conveyed the letter to President Fernandez. I would be grateful for any support that the Assembly of States Parties could provide on this urgent matter and would welcome the organising of a meeting with ASP Representatives as soon as practicable.

Kind regards,

Philippe Larochelle
Lead Counsel of Mr Maxime Mokom

From: [REDACTED]
Sent: 15 March 2023 16:42
To: Larochelle, Philippe [REDACTED]
Cc: [REDACTED] Assembly of States Parties [REDACTED]
[REDACTED] The Presidency [REDACTED]
[REDACTED]
Subject: RE: Correspondence for the President of the ASP

[ICC] RESTRICTED

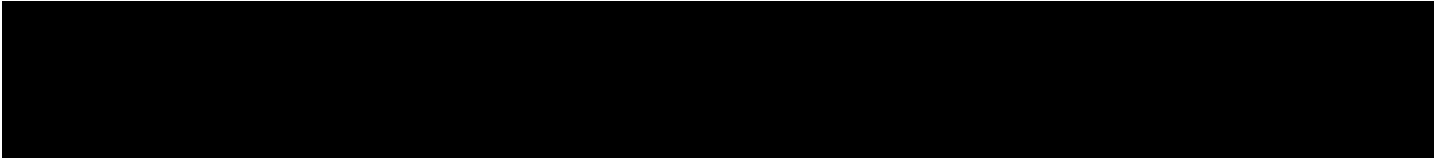
Dear Mr. Larochelle,

The Secretariat acknowledges receipt of your 10 March 2023 letter addressed to President Fernandez. The letter has been conveyed to the President.

Kind regards,

[REDACTED]
Secretariat of the Assembly of States Parties

From: Larochelle, Philippe [REDACTED]
Sent: 10 March 2023 18:55
To: [REDACTED]
Cc: [REDACTED] Assembly of States Parties [REDACTED]
[REDACTED] The Presidency [REDACTED]



Subject: Correspondence for the President of the ASP

Dear 

Please find attached correspondence for the President of the ASP.

Thank you for your assistance.

Kind regards,

Philippe Larochelle
Lead Counsel of Mr Maxime Mokom

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Correspondence between the Mokom Defence and the ICC Office of the President

From: Larochelle, Philippe
Sent: 10 March 2023 19:06
To: [REDACTED]
Cc: [REDACTED]

ICC-01/14-01/22-181-AnxI-Red 28-04-2023 6/11 PT

Subject: Interim Release of Mr Maxime Mokom - ICC-01/14-01/22
Attachments: Letter to States Parties to the Rome Statute of the International Criminal Court_10 March 2023.pdf

Dear [REDACTED]

I am contacting you in relation to a letter which I took the liberty of addressing today to the President of the Assembly of States Parties, and to which your Office is copied. This letter follows a decision of 8 March 2023, in which Pre-Trial Chamber II found that it was not in a position to grant interim release to my client, Mr. Maxime Mokom, due to the absence of a State Party willing to accept him on his territory and enforce the conditions under which his release should be granted.

I have decided to take the issue to the President of the Assembly of States Parties in order to ask her to issue an urgent call to States to cooperate with the Court in facilitating Mr. Mokom's interim release.

In the meantime, I would be much obliged with any assistance or advice on your part in finding ways to implement Mr. Mokom's right to interim release, following the decision of 8 March 2023.

We remain of course available at the earliest opportunity should you wish to discuss the matter in person.

Kind regards,

Philippe Larochelle
Lead Counsel of Mr Maxime Mokom

Correspondence between the Mokom Defence and the Registry

From: [REDACTED]
Sent: 21 March 2023 11:34

ICC-01/14-01/22-181-AnxI-Red 28-04-2023 8/11 PT

To: Larochelle, Philippe [REDACTED]

Cc: [REDACTED]
[REDACTED]

Subject: RE: Interim Release of Mr Maxime Mokom - ICC-01/14-01/22

[ICC] RESTRICTED

Dear Mr Larochelle,

On behalf of [REDACTED] thank you kindly for your email.

We take this opportunity to clarify that the focal points, and their contact details, are not known to [REDACTED] office (Office of the Director, Division of Judicial Services), or to the Division for which he is responsible. Liaising with the focal points is within the remit of the Division of External Operations (EOSS), which reads this in copy, and to which we reached out further to your email of 16 March 2023, below. In light of this, and of your further correspondence to us on the matter, we kindly invite you to contact [REDACTED] directly.

We also take this opportunity to state our understanding regarding the importance of moving forward as to the matter of interim release.

[REDACTED] is available to meet you tomorrow, should you so wish. Having said that, in order for any such meeting to be productive, he must first have the relevant information to hand; as above, and as previously, he does not.

With my best,

[REDACTED]
Office of the Director, Division of Judicial Services

From: Larochelle, Philippe [REDACTED]
Sent: 21 March 2023 09:07

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: Interim Release of Mr Maxime Mokom - ICC-01/14-01/22

[ICC] RESTRICTED

Dear [REDACTED]

Thank you very much for your response, which is appreciated.

In fact, we would understand that providing us with the contact details of the focal points of the identified States Parties would require your office to simply provide us with information known well to you, and would not involve either the EOSS [REDACTED]. We are working to find a solution to an extremely serious and urgent problem, and the provision of basic non-confidential information such as the contact details of focal points would greatly assist.

We also reiterate our urgent request of 13 March 2023 for a meeting with the relevant Registry staff, and to which your email does not refer.

Kind regards,

Philippe Larochelle
Lead Counsel of Mr Maxime Mokom

From: [REDACTED]

Sent: 20 March 2023 17:18

To: Larochelle, Philippe [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: RE: Interim Release of Mr Maxime Mokom - ICC-01/14-01/22

[ICC] RESTRICTED

Dear Mr Larochelle,

On behalf of [REDACTED], thank you kindly for your email, further to which we reached out to our colleagues in the External Operations and Support Section ("EOSS") (i.e., external relations and judicial cooperation), who read this in copy, and who have proposed that:

Since EOSS has been [REDACTED] regarding your letter addressed [REDACTED], EOSS "will meet with the Defence once we have further clarification and guidance [REDACTED]".

With my best,

[REDACTED]
Office of the Director, Division of Judicial Services

From: Larochelle, Philippe [REDACTED]

Sent: 16 March 2023 21:01

To: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: RE: Interim Release of Mr Maxime Mokom - ICC-01/14-01/22

Some people who received this message don't often get email from plarochelle@iccepn.org. [Learn why this is important](#)

[ICC] RESTRICTED

Dear [REDACTED],

I hope this email finds you well. Further to our previous correspondence, I've not received additional information in relation to the support that the Registry could provide to facilitate Mr. Mokom's interim release, in particular through its Division of External Relations.

Whilst still welcoming the possibility of a meeting with the Registry to discuss the matter, the urgency of the situation requires the Defence to ensure that States Parties are contacted as soon as practicable to inquire about their willingness to implement the interim release.

I would therefore be grateful if the Registry could provide a list of focal points for the following States Parties, which the Defence will seek to reach in this regard, namely [REDACTED]
[REDACTED].

In particular, I would be grateful if the Registry could provide the names, titles and email addresses of the focal points, as well as the addresses of their respective embassies in The Hague or in its vicinity.

Thank you very much for your assistance on the matter.

Kind regards,

Philippe Larochelle

Lead Counsel of Mr Maxime Mokom

From: Larochelle, Philippe

Sent: 13 March 2023 13:54

To: [REDACTED]

Cc: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: RE: Interim Release of Mr Maxime Mokom - ICC-01/14-01/22

Dear [REDACTED],

Thank you very much for having followed up on the matter of Mr. Mokom's interim release with [REDACTED]. I'm indeed looking forward to meeting Registry representatives as soon as possible, based on the urgency of the situation.

Kind regards,

Philippe Larochelle
Lead Counsel of Mr Maxime Mokom

From: [REDACTED]

Sent: 13 March 2023 12:55

To: Larochelle, Philippe [REDACTED]

Cc: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: RE: Interim Release of Mr Maxime Mokom - ICC-01/14-01/22

[ICC] RESTRICTED

Dear Me Larochelle,
Thanks for your email.

I have already look into the matter and sent it to my colleagues [REDACTED] in charge of external relation and judicial cooperation.

When additional information will be received, I hope we will be able to organize a meeting shortly.

Kind Regards
[REDACTED]

De : Larochelle, Philippe [REDACTED]

Envoyé : vendredi 10 mars 2023 19:13

À : [REDACTED]

Cc : [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Objet : Interim Release of Mr Maxime Mokom - ICC-01/14-01/22

Dear [REDACTED],

I am contacting you in relation to a letter which I took the liberty of addressing today to the President of the Assembly of States Parties, and to which your Office is copied. This letter follows a decision of 8 March 2023, in which Pre-Trial Chamber II found that it was not in a position to grant interim release to my client, Mr. Maxime Mokom, due to the absence of a State Party willing to accept him on his territory and enforce the conditions under which his release should be granted.

I have decided to take the issue to the President of the Assembly of States Parties in order to ask her to issue an urgent call to States to cooperate with the Court in facilitating Mr. Mokom's interim release.

In the meantime, I would be much obliged with any assistance or advice on your part in finding ways to implement Mr. Mokom's right to interim release, following the decision of 8 March 2023.

We remain of course available at the earliest opportunity should you wish to discuss the matter in person.

Kind regards,

Philippe Larochelle
Lead Counsel of Mr Maxime Mokom