

Annex 1

Public

From: Pre-Trial Chamber II communications [REDACTED]
Sent: 02 August 2023 09:23
To: D34 Mokom Defence Team
Cc: OTP CARIIB-MM Communications; [REDACTED]; Pre-Trial Chamber II communications; Chamber Decisions Communication
Subject: ICC-01/14-01/22 - Order to provide clarification regarding the list of items disclosed by the Defence - public

Dear Counsel,

The Chamber recalls that, pursuant to the 'Second order on the conduct of the confirmation of charges proceedings' (ICC-01/14-01/22-157, paras 20-21) and email order dated 05/07/2023 17:43, the Defence, in addition to its disclosure obligation, was to file a list of evidence on which it intends to rely for the purposes of the confirmation hearing by no later than 31 July 2023. The Chamber notes the updated list of items disclosed by the Defence as of 31st of July 2023 ('List of Disclosed Items') and observes that it does not contain any items disclosed (e.g., as exculpatory or under rule 77) by the Prosecution. Therefore, the Chamber instructs the Defence to clarify whether it will rely exclusively on the items included in the List of Disclosed Items at the confirmation hearing and whether the List of Disclosed Items constitutes a list of evidence within the meaning of rule 121(6) of the Rules of Procedure and Evidence by no later than 3 August 16:00 hours.

Best regards,

[REDACTED], on behalf of Pre-Trial Chamber II

From: [REDACTED]
Sent: 31 July 2023 19:28
To: Pre-Trial Chamber II communications [REDACTED]
Cc: OTP CARIIB-MM Communications [REDACTED]; von Braun, Leonie [REDACTED]; D34 Mokom Defence Team [REDACTED]
Subject: Mokom Defence disclosure lists

Dear Pre- Trial Chamber II,
 Dear Prosecution Team,

Kindly find enclosed the Mokom Defence list of items formally disclosed from the migration, as well as a global list of items disclosed by the Defence as of 31st of July 2023.

Kind Regards,

[REDACTED], On Behalf of the Defence Team of Mr Mokom

[REDACTED]

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