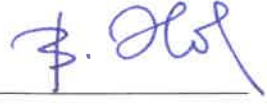




**Internal memorandum
Memorandum interne**

To À	President Tomoko Akane The Presidency	From De	Judge Beti Hohler 
Date	13 May 2025	Through Via	Via email
Ref.		Copies	Presidency Legal Team
Subject Objet	Request to be excused from participation in the Plenary (<i>Prosecutor v. Rodrigo Roa Duterte, Situation in the Philippines</i>).		

1. I hereby request to be excused from exercising my functions as a member of the Plenary of ICC Judges in the case *Prosecutor v. Rodrigo Roa Duterte*, specifically with regard to the ‘Request for the Disqualification of Judge Reine Adélaïde Sophie Alapini-Gansou and Judge María del Socorro Flores Liera from Adjudicating on the Issue of Jurisdiction’, filed by the Defence Counsel of Mr. Roa Duterte on 9 May 2025, currently pending before the Plenary.

2. My request is based on article 41 of the Rome Statute (‘Statute’), and rules 33 and 35 of the Rules of Procedure and Evidence (‘Rules’).

3. As the Presidency is aware,¹ I served as a Prosecution Trial Lawyer on the *Situation in the Philippines* in 2019-2022. This included preparation and review of filings, analysis of information and evidence and, during part of this period, participation in the meetings of the Unified Team Leadership. Accordingly, the ground for disqualification pursuant to Article 41(2)(a) of the Statute exists and I should be excused from performing any judicial functions in the case *Prosecutor v. Rodrigo Roa Duterte*, including as a member of the Plenary of ICC Judges.

4. Pursuant to rule 33(2) of the Rules, I submit this request confidentially. I have no objections to the Presidency making the information in it and the reasons for its eventual decision public.

¹ On 11 March 2024, immediately after taking up the ICC Judicial Office, I provided the Presidency with the relevant information about prior involvement in cases and situations before the Court as a staff member of the Office of the Prosecutor.