

Annex 4: E-mail from okotsanta@yahoo.co.uk to mpestman@bfkw.nl, 7 October 2008

Michiel Pestman - Re: International Criminal Court; legal representation; CONFIDENTIAL

Van: Santa Okot <okotsanta@yahoo.co.uk>
Aan: Michiel Pestman <MPestman@bfbkw.nl>
Datum: 7-10-2008 13:31
Onderwerp: Re: International Criminal Court; legal representation; CONFIDENTIAL

Hullo,

Am glad to hear that you have been appointed for a legal representation on the Uganda case which is so complicated and difficult to handle. I am one of the members of the LRA deligation, and its true that i with other members were at the Huge sometimes last year just to get acquainted with what was there as far as the people we were representing in the talks are concerned.

The complication comes that when both parties conducted consultation under agender number three that is reconciliation and accountability, the people of Uganda were all for the traditional Justice system and the special division of the high court of Uganda. The Ugandan were not and never interested in the trial of there people outside Uganda untill tomorrow and that is one of the reason why the Peace Agreement has not been sign upto now becouse General Kony is asking weather the three courts are all for him. The ICC, SPECIAL DIVISION OF THE HIGH COURT OF UGAND AND THE TRADITIONAL SYSTEM OF JUSTICE. We as negotiators and people from the affected areas are asking ICC and the Government of Uganda to streamline this if we are to move forwars and convince the chairman of the LRA to sign the FPA.

Finally its very difficult to get into contact with the chairman of the LRA becouse he doesnt use only one number and doesnt talk to people he doesnt know besides you will have language barrier. To us his members, he can call us anytime unexpectedly and tells you or give instructions on what to do. However he says he is still committed to end the war through peaceful means if the issue of the court is streamlined which is the interest of majority of the people from the affected areas. This is my brief information to you, but we can stay intouch if you need more information.

Yrs

Okot Santa

(Member of the peace Deligation LRA)

--- On **Mon, 29/9/08, Michiel Pestman <MPestman@bfbkw.nl>** wrote:

From: Michiel Pestman <MPestman@bfbkw.nl>
 Subject: International Criminal Court; legal representation; CONFIDENTIAL
 To: africastrategy@hotmail.com, okotsanta@yahoo.co.uk
 Date: Monday, 29 September, 2008, 12:31 PM

Dear Mr. Nyekorarch-Matsanga,
 Dear Mr. Okot,

I am a criminal defence laywer based in Amsterdam, The Netherlands. Last week, the Pre-Trial Chamber at the International Criminal Court appointed me as ad hoc counsel in the so-called Uganda Case, in which arrest warrants were issued against Joseph Kony, Vincent Otti, Okot Odhiambo and Dominic Ongmwen. I attach a copy of the decision on my appointment.

I was told by Mr. Phakiso Mochochoko that you visited the International Criminal Court in The Hague and that you might be able to put me in contact with the above mentioned persons. I understand you met Mr. Mochochoko when in The Hague; he gave me your e-mail address.

I filed an appeal motion against the decision to appoint me as counsel in the Uganda Case, in which I am asked to file observations on behalf of the defence in the procedure described in Rule 89(1) of the Rules. I also attach a copy of that motion, in which I complain about my appointment, which took place without consulting me. In the attached motion, I explain that I cannot represent the interests of a suspect without having spoken to this suspect or his legal representative first.

Would you be able to put me in contact with Mr. Kony or one of the other suspects in the Uganda Case, so that I can ask for instructions?

Best regards,

Michiel Pestman

www.bfkwn.nl

mobile 00 31 6 2158 4900

office 00 31 20 3446 200

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Indien u dit bericht per vergissing heeft ontvangen, verzoeken wij u ons onmiddellijk telefonisch (020-3446200) op de hoogte te stellen.

Dank voor uw medewerking.

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Thank you for your assistance.