

**CONFIDENTIAL ANNEX A:**  
**List of Mr. Ruto's Evidence and *Viva Voce* Witnesses**  
**(on which Mr. Ruto and Mr. Sang Intend to Rely at the Confirmation of Charges Hearing)**

| Disclosure ID     | Date        | Title of Disclosure                                                                                            | Type of Disclosure                                       |
|-------------------|-------------|----------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
| KEN-D09-0001-0001 |             | Electoral Commission of Kenya                                                                                  | List / table                                             |
| KEN-D09-0001-0092 | 16-Aug-2011 | KENYA FINAL REPORT General Elections 27 December 2007                                                          | Report                                                   |
| KEN-D09-0002-0001 | 16-Aug-2011 | The Kenya Gazette                                                                                              | Media / press article                                    |
| KEN-D09-0002-0004 | 16-Aug-2011 | The Kenya Gazette                                                                                              | Media / press article                                    |
| KEN-D09-0003-0001 | 16-Aug-2011 | Report of the Parliamentary Select Committee to Investigate Ethnic-Clashes in Western and Other Parts of Kenya | Report                                                   |
| KEN-D09-0003-0251 | 16-Aug-2011 | Report of the Independent Review Commission on the General Elections Held in Kenya on 27th December, 2007      | Report                                                   |
| KEN-D09-0003-0643 | 16-Aug-2011 | Report of the Judicial Commission Appointed to Inquire into Tribal Clashes in Kenya                            | Report                                                   |
| KEN-D09-0004-0001 | 16-Aug-2011 | The Constitution of Kenya                                                                                      | Legislation / government instruction / public guidelines |
| KEN-D09-0004-0195 | 16-Aug-2011 | 2009 Population and Housing Census                                                                             | Legislation / government instruction / public guidelines |
| KEN-D09-0005-0001 | 16-Aug-2011 | Propose Country House                                                                                          | Sketch                                                   |
| KEN-D09-0005-0002 | 16-Aug-2011 | Section F F                                                                                                    | Sketch                                                   |
| KEN-D09-0005-0003 | 16-Aug-2011 | Ground Floor Plan                                                                                              | Sketch                                                   |
| KEN-D09-0005-0004 | 16-Aug-2011 | First Floor Plan                                                                                               | Sketch                                                   |
| KEN-D09-0005-0005 | 16-Aug-2011 | Section C C                                                                                                    | Sketch                                                   |
| KEN-D09-0005-0006 | 16-Aug-2011 |                                                                                                                | Sketch                                                   |
| KEN-D09-0005-0007 | 16-Aug-2011 |                                                                                                                | Sketch                                                   |
| KEN-D09-0005-0008 | 16-Aug-2011 | Section A A                                                                                                    | Sketch                                                   |
| KEN-D09-          | 16-Aug-2011 | Section C C                                                                                                    | Sketch                                                   |

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|-------------------|-------------|------------------------------------------------|------------------------------------------------------|
| 0005-0009         |             |                                                |                                                      |
| KEN-D09-0005-0010 | 16-Aug-2011 | Floor Plan                                     | Sketch                                               |
| KEN-D09-0005-0011 | 16-Aug-2011 | Reception                                      | Sketch                                               |
| KEN-D09-0005-0012 | 16-Aug-2011 | Section D.D                                    | Sketch                                               |
| KEN-D09-0006-0003 | 16-Aug-2011 | Video Molo Milk Plant                          | Audio / Video Material                               |
| KEN-D09-0006-0005 | 16-Aug-2011 | Photos Sugoi                                   | Photograph/s                                         |
| KEN-D09-0006-0134 | 16-Aug-2011 | Video Sugoi                                    | Audio / Video Material                               |
| KEN-D09-0006-0248 | 16-Aug-2011 | Hon. William Ruto recordings at Kass FM        | Audio / Video Material                               |
| KEN-D09-0006-0256 | 16-Aug-2011 |                                                | Audio / Video Material                               |
| KEN-D09-0007.0069 | 16-Aug-2011 | Affidavit of Cornelius Korir                   | Non ICC Statement<br>(Note / Screening / Transcript) |
| KEN-D09-0007-0001 | 16-Aug-2011 | Affidavit of William Serem                     | Non ICC Statement<br>(Note / Screening / Transcript) |
| KEN-D09-0007-0005 | 16-Aug-2011 | Affidavit of David Nyambane                    | Non ICC Statement<br>(Note / Screening / Transcript) |
| KEN-D09-0007-0009 | 16-Aug-2011 | Statement of Eliud Kipngetich Letting          | Non ICC Statement<br>(Note / Screening / Transcript) |
| KEN-D09-0007-0013 | 16-Aug-2011 | Personal Statement of Geoffrey Mokaya Angwenyi | Non ICC Statement<br>(Note / Screening / Transcript) |
| KEN-D09-0007-0017 | 16-Aug-2011 | Affidavit of John Kimani Mwaura                | Non ICC Statement<br>(Note / Screening / Transcript) |
| KEN-D09-0007-0021 | 16-Aug-2011 | Affidavit of Joseph Githuku Kanyura            | Non ICC Statement<br>(Note / Screening / Transcript) |
| KEN-D09-          | 16-Aug-2011 | Affidavit of Joseph Kairuri Mwangi             | Non ICC Statement                                    |

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|-------------------|-------------|-------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|
| 0007-0026         |             |                                                                                                                                                 | (Note / Screening / Transcript)                   |
| KEN-D09-0007-0029 | 16-Aug-2011 | Statement of Mathew Angwenyi Kibagendi                                                                                                          | Non ICC Statement (Note / Screening / Transcript) |
| KEN-D09-0007-0033 | 16-Aug-2011 | Statement of Nelson Kiplagat Koech                                                                                                              | Non ICC Statement (Note / Screening / Transcript) |
| KEN-D09-0007-0036 | 16-Aug-2011 | Statement of Paul Githinji                                                                                                                      | Non ICC Statement (Note / Screening / Transcript) |
| KEN-D09-0007-0040 | 16-Aug-2011 | Affidavit of Pastor Sammy Mbugua                                                                                                                | Non ICC Statement (Note / Screening / Transcript) |
| KEN-D09-0007-0044 | 16-Aug-2011 | Affidavit of Shadrak Mbugua                                                                                                                     | Non ICC Statement (Note / Screening / Transcript) |
| KEN-D09-0007-0048 | 16-Aug-2011 | Statement of Samuel Kariuki Ndungu                                                                                                              | Non ICC Statement (Note / Screening / Transcript) |
| KEN-D09-0007-0051 | 16-Aug-2011 | Affidavit of Reverend Stephen Mburu Ngugi                                                                                                       | Non ICC Statement (Note / Screening / Transcript) |
| KEN-D09-0007-0054 | 16-Aug-2011 | Statement of Wesley Kiprono Kurgat                                                                                                              | Non ICC Statement (Note / Screening / Transcript) |
| KEN-D09-0007-0057 | 16-Aug-2011 | Statement under inquiry of William Samoei Ruto                                                                                                  | Non ICC Statement (Note / Screening / Transcript) |
| KEN-D09-0008-0001 | 16-Aug-2011 | Re: Confirmation if Fredrick Cheebe Kapondi was in the custody of the prison officers throughout the period of April 2007 to 14th December 2007 | Correspondence (letter)                           |
| KEN-D09-0008-0004 | 16-Aug-2011 | Majimbo is a good idea whose time has come                                                                                                      | Media / press article                             |
| KEN-D09-0008-0006 | 16-Aug-2011 | Criminal Case No. 34 of 2008                                                                                                                    | Media / press article                             |
| KEN-D09-0008-0028 | 16-Aug-2011 | Crisis in Kenya: Land, displacement, and the search for 'durable solutions'                                                                     | Media / press article                             |

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|-------------------|-------------|-------------------------------------------------------------------|------------------------------------------------------|
| KEN-D09-0008-0036 | 16-Aug-2011 | Newspaper cuttings                                                | Media / press article                                |
| KEN-D09-0009-0001 | 16-Aug-2011 | Affidavits that Betrayed Ruto at Hague                            | Media / press article                                |
| KEN-D09-0010-0001 | 16-Aug-2011 | Statement Hon William S.Ruto                                      | Non ICC Statement<br>(Note / Screening / Transcript) |
| KEN-D09-0011-0001 | 16-Aug-2011 | Photographs                                                       | Photograph/s                                         |
| KEN-D09-0011-0128 | 16-Aug-2011 | Photographs                                                       | Photograph/s                                         |
| KEN-D09-0012-0007 |             | The Social Institutions of the Kalenjin People                    | Report                                               |
| KEN-D09-0012-0001 | 16-Aug-2011 | The Kenya National Dialogue and Reconciliation Monitoring Project | Report                                               |
| KEN-D09-0013-0001 |             | Ocampo Interview                                                  | Audio / Video Material                               |
| KEN-D09-0013-0003 |             | ODM on Speaker Nairobi                                            | Audio / Video Material                               |
| KEN-D09-0013-0009 |             | KANU Supremacy Eldoret                                            | Audio / Video Material                               |

**Identifying Details of *Viva Voce* Witnesses**

**KEN-D09-P-0001: CHERAMBOSS, Samson Kimng'eny**

- DOB: 1947 (64 years old)
- Appearance: In person
- Expected appearance length: 10 hours
- Gender: male
- Status: witness of fact

**KEN-D09-P-0002: KABAROSNA, Henry Kiprono (aka Murei)**

- DOB: 12 April 1959 (53 years old)
- Appearance: In person

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- Expected appearance length: 8 hours
- Gender: male
- Status: witness of fact