

ANNEX 14

Public redacted

From: Trial Chamber X Communications
Sent: 18 September 2020 10:27
To: Dutertre, Gilles; Trial Chamber X Communications; Taylor, Melinda; [REDACTED]
Cc: [REDACTED]
Subject: RE: Regulation 35 request in relation to P-0623
Follow Up Flag: Follow up
Flag Status: Flagged

Dear counsel,

The Defence is instructed to submit any response to the request below via e-mail, by COB Monday, 21 September 2020.

Kind regards,

[REDACTED]
 (on behalf of the Single Judge of TCX)

From: Dutertre, Gilles
 Sent: 18 September 2020 06:33
 To: Trial Chamber X Communications; Taylor, Melinda; [REDACTED]
 [REDACTED]
 Subject: Regulation 35 request in relation to P-0623

Dear Trial Chamber X,

The Prosecution seeks the Chamber's authorisation to add the following 3 items listed in the chart below to its list of evidence.

In preparation for P-0623's examination, the Prosecution has discovered one open source material which corroborates P-0623's account regarding [REDACTED]

[REDACTED] These items have been promptly disclosed to the Defence under rule 77 on 16 September 2020. As described in more detail below, these items are highly relevant and of probative value to the Prosecution case. These items are:

1. MLI-OTP-0078-8475: [REDACTED]

2. MLI-OTP-0078-8536: [REDACTED]

[REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED].

3. MLI-OTP-0078-8538: [REDACTED]

[REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED].

Given the limited number and volume of these items, any prejudice caused to the Defence is outweighed by their probative value. The Prosecution submits that granting the late addition sought is in the interest of justice and determination of the truth (*See* Decision on OTP Request to amend the LOE with 5 photographs from P-0007 issued via email on 01 September 2020 at 10:28. *See also* ICC-01/04-01/07-2325-Red, para. 15).

1	MLI-OTP-0078-8475	[REDACTED]	[REDACTED]	30-Jun-12
2	MLI-OTP-0078-8536	[REDACTED] [REDACTED] [REDACTED] [REDACTED]	I [REDACTED] [REDACTED]	15-Sep-20
3	MLI-OTP-0078-8538	[REDACTED] [REDACTED] [REDACTED] [REDACTED]	[REDACTED] [REDACTED]	15-Sep-20

Respectueusement,

Gilles Dutertre