

From: Trial Chamber V Communications
Sent: 05 March 2021 15:32
To: [REDACTED]; Trial Chamber V Communications; [REDACTED]
Cc: D29 Yekatom Defence Team; D30 Ngaissona Defence Team; V44 LRV Team OPCV; V44 LRV Team; V45 LRV Team; OTP CAR IIB Case Management; OTP CAR IIB Operations; Chamber Decisions Communication; [REDACTED]; Vanderpuye, Kweku; Associate Legal Officer-Court Officer
Subject: RE: Prosecution's Witness Order and Schedule for Block 1
Follow Up Flag: Follow up
Flag Status: Flagged

Dear Counsel,

The Single Judge takes note of Mr Knoops' appointment.

The Single Judge observes that the Prosecution anticipates to question this witness for only 2 hours, thus leaving time for examination by the other participants on both 23 and 24 March 2021. The Ngaissona Defence is thus instructed to liaise with the Yekatom Defence regarding the order of questioning, in order to ensure that the Ngaissona Defence's witness examination can be concluded by 24 March 2021, 14:30.

Kind regards, TC V

From: [REDACTED]
Sent: 04 March 2021 11:10
To: Trial Chamber V Communications [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
Subject: RE: Prosecution's Witness Order and Schedule for Block 1

Dear Trial Chamber V,

I wish to respectfully inform you that Lead Counsel for Mr Ngaissona, Mr Knoops, has a competing commitment on Wednesday 24 March 2021, and will have to leave the courtroom at the very latest at 14h30 that day, namely for an important meeting with [REDACTED], scheduled for 15h00, for an important case.

Mr Knoops has carefully scheduled this meeting together with [REDACTED] on a day where no hearings were scheduled; unfortunately, this meeting cannot be cancelled or postponed.

Mr Knoops therefore asks for the Court's indulgence to allow him to leave the Courtroom that day, at the latest at 14h30, to attend this meeting. If it is the Defence for Mr Ngaissona's turn to examine Witness P-2926 that day, it is respectfully requested that the hearing schedule for that day be shortened or adapted to allow Mr Knoops, who will conduct the cross-examination, to take leave at that time.

Cordially,

Defence team for Mr Ngaïssona

From: Trial Chamber V Communications [REDACTED]

Sent: 03 March 2021 16:30

To: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: RE: Prosecution's Witness Order and Schedule for Block 1

Dear counsel,

The Chamber takes note of the Prosecution's request regarding P-0287's testimony (the 'Request') and the currently anticipated witness order.

Noting that the estimated duration of P-1847's testimony adds up to at least 15-16 hours (8 hours Prosecution, 2 hours Yekatom Defence, 5-6 hours Ngaïssona Defence), the Chamber considers that the dates calculated by the Prosecution for this witness appear impracticable. In order to ensure that this witness's testimony can be concluded within the first evidentiary block, the Chamber will also sit on 24 March 2021.

The Prosecution is instructed to communicate the revised dates for each witness to the Chamber and participants by tomorrow.

As regards the Prosecution's Request, the Chamber notes that the Defence does not object and thus authorises the Prosecution to exceptionally call P-0287 within less than 45 days of the filing of its Rule 68(3) application.

Kind regards, TC V

From: [REDACTED]

Sent: 03 March 2021 10:15

To: Trial Chamber V Communications [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: RE: Prosecution's Witness Order and Schedule for Block 1

Dear Trial Chamber V,

The Defence for Mr. Yekatom hereby provides its estimates for its examinations of the OTP Witnesses scheduled for the first block.

The Defence might have some adjustment to make based on the pace of the proceedings and more particularly the pace of interpretation. In any event, the Defence will swiftly inform the Chamber and the Parties and Participants of such adjustment, after the completion of the first witness scheduled to appear.

1.	P-2682	4h30 hours
2.	P-1577	45 minutes
3.	P-2193	1h30 hour
4.	P-2926	2 hours
5.	P-0287	1 hour
6.	P-1847	2 hours

Respectfully Yours,

[REDACTED]

From: [REDACTED]

Sent: 02 March 2021 16:29

To: [REDACTED]; Trial Chamber V Communications

Cc: D29 Yekatom Defence Team; D30 Ngaïssona Defence Team; V44 LRV Team OPCV; V44 LRV Team; V45 LRV Team; OTP CAR IIB Case Management; OTP CAR IIB Operations; Chamber Decisions Communication; [REDACTED]; Vanderpuye, Kweku

Subject: RE: Prosecution's Witness Order and Schedule for Block 1

Dear Trial Chamber V,

The Defence for Mr Ngaïssona does not oppose the Prosecution's Request to have Witness P-0287 testify one day earlier.

The Defence hereby provides its estimates for its examinations of the OTP Witnesses scheduled for the first block.

1.	P-2682	30 minutes
2.	P-1577	2 hours
3.	P-2193	45 minutes
4.	P-2926	2-3 hours
5.	P-0287	1h30 hour
6.	P-1847	5-6 hours

Respectfully Yours,

[REDACTED]

On behalf of the Defence team for Mr Ngaïssona

From: [REDACTED]

Sent: 02 March 2021 15:18

To: Trial Chamber V Communications [REDACTED]

Cc: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Subject: RE: Prosecution's Witness Order and Schedule for Block 1

Dear Trial Chamber V,

The Yekatom Defence has no objection to the Prosecution's request to advance P-0287's testimony and wishes to inform the Chamber and the parties and participants that it intends to cross-examine the witness during approximatively 1 hour.

Kind regards,


Case Manager
Yekatom Defence

From: Vanderpuye, Kweku 
Sent: 01 March 2021 18:21
To: Trial Chamber V Communications; Mostfa, Yassin
Cc: D29 Yekatom Defence Team; D30 Ngaissona Defence Team; V44 LRV Team OPCV; V44 LRV Team; V45 LRV Team; OTP CAR IIB Case Management; OTP CAR IIB Operations; Chamber Decisions Communication
Subject: RE: Prosecution's Witness Order and Schedule for Block 1

Dear Trial Chamber V,

The Prosecution is very appreciative of the Chamber's expedition of the Request. Please further note we have already engaged the Parties and Participants *inter partes* and obtained examination time estimates as a predicate to the scheduling of Witnesses. However, it may be that the Defence wishes to provide certain revisions. In any case, it appears that the Schedule as set out is indeed viable. Thanks again.

Kind regards,

Kweku Vanderpuye

From: Trial Chamber V Communications 
Sent: 01 March 2021 18:12
To: ; Trial Chamber V Communications 






Subject: RE: Prosecution's Witness Order and Schedule for Block 1

Dear counsel,

The Single Judge takes note of the Prosecution's request below 'to advance the testimony of P-0287 by one day' (the 'Request') and its updated witness order.

The Defence is instructed to respond to the Request and provide estimates regarding the duration of its witness examinations, by tomorrow COB.

Kind regards, TC V

From: 
Sent: 01 March 2021 15:23
To: Trial Chamber V Communications 


Subject: Prosecution's Witness Order and Schedule for Block 1

Dear Trial Chamber V,

Dear All,

Below please find the Prosecution's Order of Witnesses and Schedule for Block 1. Given the circumstances related to COVID restrictions domestically and internationally, there may be last-minute issues regarding the appearances of scheduled witnesses as well as Court Staff which may affect the planned order. Also, there are other pending procedural contingencies which may have an effect. Reflected in the list below are changes to the witness order that reflect certain problems that have materialised. It has been communicated to the Parties and Participants previously.

The Prosecution again seeks the Parties' and Participants' cooperation and the Chamber's authorisation to advance the testimony of **P-0287** by one day (relative to the 45-day rule). In this way, the witness may begin his testimony on 25 March 2021 rather than 26 March in order to avoid a potential gap.

The Prosecution stands ready to provide the Chamber with any further information or explanation that may be necessary or helpful to a determination of its request. Thank you.

Kind regards,

On behalf of Kweku Vanderpuye

Block 1 witnesses (15-31 March 2021)

Order	Witness number	Anticipated date(s) of testimony
1.	P-2682	15-16 March
2.	P-1577	18-19 March
3.	P-2193	22 March
4.	P-2926	23 + 25 March
5.	P-0287	25-26 March
6.	P-1847	29-31 March

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