

[REDACTED]

From: Trial Chamber V Communications [REDACTED]

Sent: 11 March 2021 10:43

To: Dimitri, Mylene [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: RE: Redacted Request for clarification of Decision on Non-Privileged Video-Conferencing at the Detention Centre (ICC-01/14-01/18-869-Conf)

Dear counsel,

The Single Judge notes the Yekatom Defence's request for guidance 'as to whether or not [...] [the] biological mother o[f] Mr. Yekatom's biological daughter [born on 5 December 2016]' (the 'Mother' and the 'Daughter', respectively) 'can be added to the list of the persons allowed to attend the video-conferences'.

The Single Judge is mindful of the Yekatom Defence's submission that, due to her young age, the Daughter 'can hardly attend' non-privileged video-conferences without her Mother. The Single Judges also observes that the Mother is on the list of contacts for Mr Yekatom's non-privileged phone calls and her identity has therefore been verified by the Registry. Considering the above circumstances, the Single Judge authorises the Mother to accompany the Daughter to the non-privileged video-conferences with Mr Yekatom.

Kind regards, TC V

From: Dimitri, Mylene [REDACTED] >

Sent: 09 March 2021 18:00

To: Trial Chamber V Communications [REDACTED]

Cc: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: Redacted Request for clarification of Decision on Non-Privileged Video-Conferencing at the Detention Centre (ICC-01/14-01/18-869-Conf)

Dear Trial Chamber V,

Further to the *Decision on Non-Privileged Video-Conferencing at the Detention Centre* (ICC-01/14-01/18-869-Conf) (the "Decision"), the Defence for Mr. Yekatom (the "Defence") is hereby requesting guidance in relation to one person among the list of persons allowed to attend video-conferences with Mr. Yekatom.

First and foremost, Mr. Yekatom wishes to thank the Chamber for its Decision, and the Registry for the infrastructure put in place, as the opportunity for Mr. Yekatom to see his family for the first time in almost a year was greatly appreciated.

The Defence is specifically writing regarding the persons authorized to be present during the non-privileged video conference, which as of now include the "recognized wife, partner or children" of Mr. Yekatom, in addition to his mother (Decision, paras 17-19).

This definition allows one of Mr. Yekatom's children, Ms [REDACTED], born on 5 December 2016, to attend the non-privileged videoconference. However, the ICCDC informed Mr. Yekatom that Ms [REDACTED]'s mother, Ms. [REDACTED], cannot attend the non-privileged videoconference without authorization from the Chamber as she is not formally recorded as Mr. Yekatom's wife or partner.

Consequently, the Defence is hereby seeking the Chamber's guidance as to whether or not Ms. [REDACTED], biological mother or Mr. Yekatom's biological daughter, Ms [REDACTED], is considered as a "partner" for the purpose of the Decision and, in the affirmative, if she can be added to the list of the persons allowed to attend the video-conferences. Given that Ms. [REDACTED] is only four years old, she can hardly attend without her mother the next video conference scheduled for Wednesday 17 March 2021. The Defence wishes to underline that Ms. [REDACTED] is already on the list of persons allowed to have non-privileged phone calls with Mr. Yekatom, and as such has already been vetted by the Registry.

This email is sent on an *Ex Parte* basis due to the reference made to the identity of Mr. Yekatom's family members. A redacted version is being sent simultaneously.

Kind regards,

Mylène Dimitri

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