

ANNEX 12

PUBLIC

From: Trial Chamber V Communications
Sent: 07 July 2021 08:36
To: [REDACTED] Trial Chamber V Communications
Cc: D30 Ngaissona Defence Team; OTP CAR IIB Managers; OTP CAR IIB Case Management; V44 LRV Team OPCV; V44 LRV Team; V45 LRV Team; D29 Yekatom Defence Team; Chamber Decisions Communication
Subject: RE: Request for leave for late addition of three documents to P-2328 list of documents

Dear Counsel,

Noting the circumstances at hand and the explanation provided, the Single Judge grants the Yekatom Defence's request for the addition of the three documents to its list of documents for P-2328.

Kind regards,
 TCV

From: [REDACTED]
Sent: 06 July 2021 18:50
To: Trial Chamber V Communications [REDACTED]
Cc: D30 Ngaissona Defence Team [REDACTED] OTP CAR IIB Managers [REDACTED] OTP CAR IIB Case Management [REDACTED] V44 LRV Team OPCV [REDACTED] V44 LRV Team [REDACTED] V45 LRV Team [REDACTED] D29 Yekatom Defence Team [REDACTED]
Subject: Request for leave for late addition of three documents to P-2328 list of documents

Dear Trial Chamber V,

The Defence for Mr Yekatom respectfully seeks leave to add three documents (CAR-D29-0001-0115, CAR-D29-0001-0122, and CAR-D29-0002-0048) to its List of Documents to be used during the cross-examination of P-2328. It is submitted that good cause exists for the late addition of these documents.

CAR-D29-0001-0115 and CAR-D29-0001-0122 comprise CAR judicial records that were only obtained on 2 July 2021, further to Defence investigations in CAR.

CAR-D29-0002-0048 comprises an article regarding President Samba-Panza's visit to Mbaiki in February 2014. The Defence could not have reasonably anticipated that this subject would arise during the evidence of P-2328 (see T-047, p. 92) and by extension, that it would need to rely on this article in its cross-examination of P-2328, as it was not mentioned in his summary of evidence, nor in his witness statement.

It is further submitted that the Prosecution will not be prejudiced by the late addition of these documents. The combined length of these documents is nine pages. Further, according to current estimates, the Defence's cross-examination of P-2328 is not anticipated to begin until Thursday. The Prosecution will have ample opportunity to review these documents ahead of their anticipated use with the witness.

The Defence attaches courtesy copies of these documents, which have been disclosed to the parties today. Should the Chamber grant this request, the Defence will disclose an amended List of Documents with hyperlinks when the documents become available on eCourt.

Best regards,

[REDACTED]

██████████ Yekatom Defence

From: ██████████
Sent: 02 July 2021 18:21
To: Trial Chamber V Communications
Cc: D30 Ngaissona Defence Team; 'OTP CAR IIB Managers'; OTP CAR IIB Case Management; V44 LRV Team OPCV; V44 LRV Team; V45 LRV Team; D29 Yekatom Defence Team
Subject: Yekatom Defence List of Material for P-2328

Dear Trial Chamber V,
 Dear Parties and participants,

The Defence for Mr. Yekatom provides in attachment its list of material it intends to use during the cross examination of Prosecution Witness P-2328.

The binder can be viewed in Ecourt database selecting "CB D29 – PICK" in Filed and "004 – CAR-OTP-P-2328" from Value and sorting in Format with "CB D29 – 04".

Kind regards,

██████████
 ██████████
 Yekatom Defence

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