

ANNEX 6

PUBLIC

From: Trial Chamber V Communications
Sent: 17 February 2022 16:42
To: [REDACTED]
Cc: OTP CAR IIB Case Management; OTP CAR IIB Managers; D30 Ngaissona Defence Team; V44 LRV Team; V44 LRV Team OPCV; V45 LRV Team; D29 Yekatom Defence Team; Trial Chamber V Communications; Chamber Decisions Communication; Associate Legal Officer-Court Officer
Subject: RE: Request for extension of deadline to respond to Prosecution filings ICC-01/14-01/18-1281 and ICC-01/14-01/18-1283

Dear all,

The Single Judge takes note of the Yekatom Defence's request that the Chamber extend the deadline to respond to (i) ICC-01/14-01/18-1283-Conf (concerning P-2582) to 7 March 2022, and (ii) ICC-01/14-01/18-1281-Conf (concerning P-1858) to 14 March 2022.

In light of the reasons provided and noting that there are no objections, the Single Judge considers that good cause has been shown to extend the time limit pursuant to Regulation 35(2) of the Regulations of the Court. The extension is granted for all participants.

Kind regards, TC V

From: [REDACTED]
Sent: 16 February 2022 17:18
To: Trial Chamber V Communications [REDACTED]
Cc: OTP CAR IIB Case Management [REDACTED] OTP CAR IIB Managers [REDACTED]; D30 Ngaissona Defence Team [REDACTED]; V44 LRV Team [REDACTED] V44 LRV Team OPCV [REDACTED]; V45 LRV Team [REDACTED] D29 Yekatom Defence Team [REDACTED]
Subject: Request for extension of deadline to respond to Prosecution filings ICC-01/14-01/18-1281 and ICC-01/14-01/18-1283

Dear Trial Chamber,

The Defence for Mr Yekatom respectfully requests an extension of the deadline to respond to the 'Prosecution's Request for the Formal Submission of the Prior Recorded Testimony of P-1858 pursuant to Rule 68(3)' (ICC-01/14-01/18-1281-Conf), notified yesterday, 15 February 2022 and to the 'Prosecution's Request for the Formal Submission of the Prior Recorded Testimony of P-2582 pursuant to Rule 68(3)' (ICC-01/14-01/18-1283-Conf), notified today, 16 February 2022.

The Defence submits that the sought extensions are warranted in the circumstances.

The upcoming evidentiary Block 10 is the most substantial since the beginning of the case in terms of length (4 weeks) and number of witnesses (6 witnesses) and therefore involves significant time-intensive preparation for the Defence.

Moreover, both tendered statements contain highly prejudicial allegations, including extensive allegations directly in relation to Mr. Yekatom; by way of illustration, P-2582's statement (CAR-OTP-2117-0605) contains 63 references to "RAMBO" in its 23 pages, and P-1858's statement (CAR-OTP-2063-0050) contains 78 references to "ROMBHOT" in its 24 pages.

In addition, the fact that the Prosecution intends to call P-2582 at the beginning of Block 11 (see, Email from Prosecution of 15 February 2022, at 11:16) has a significant impact on the preparations of the Yekatom Defence for the upcoming weeks, noting that P-2582 was until recently scheduled at number 76 on the Prosecution's 'Anticipated Upcoming Witness Order' (see, Email from Prosecution of 1 February 2022, at 14:24). While the Yekatom Defence understands the urgency of the situation, it respectfully requests an extension of the deadline to respond to ICC-01/14-01/18-1283-Conf to 7 March 2022.

For the same reasons, the Defence respectfully requests an extension of the deadline to respond to ICC-01/14-01/18-1281-Conf to 14 March 2022. The Defence notes that P-1858 is listed at number 55 on the Anticipated Upcoming Witness Order and is not announced for the Block 11; and as such, the extension would not affect the 45-day minimum period between the submission of Rule 68(3) applications and the commencement of P-1858's testimony (ICC-01/14-01/18-685, para. 19).

The Defence has consulted *inter partes* with the Prosecution, who have indicated that they would not oppose the sought extensions.

Should the Chamber prefer that this request be filed by way of a formal motion on the record, the Defence stands ready to do so.

Best regards,



Legal Assistant, Yekatom Defence

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