

ANNEX 33

PUBLIC

From: Trial Chamber V Communications
Sent: 04 April 2022 15:26
To: [REDACTED] Trial Chamber V Communications
Cc: OTP CAR IIB Case Management; OTP CAR IIB Managers; D30 Ngaissona Defence Team; V44 LRV Team; V44 LRV Team OPCV; V45 LRV Team; Associate Legal Officer-Court Officer; D29 Yekatom Defence Team; Chamber Decisions Communication
Subject: Decision on the Yekatom Defence's Request for extension of time to respond to ICC-01/14-01/18-1345 and ICC-01/14-01/18-1346

Dear Counsel,

The Single Judge takes note of the Yekatom Defence's request to extend the deadline to respond to ICC-01/14-01/18-1345 and ICC-01/14-01/18-1346 until 25 April 2022 and that the Prosecution reportedly did not oppose this request.

In light of the reasons provided, the Single Judge considers that good cause has been shown to extend the time limit as requested, pursuant to Regulation 35(2) of the Regulations of the Court.

Kind regards, TC V

From: [REDACTED]
Sent: 04 April 2022 14:01
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] Associate Legal Officer-Court Officer [REDACTED] D29 Yekatom Defence Team [REDACTED]
Subject: Request for extension of time to respond to ICC-01/14-01/18-1345 and ICC-01/14-01/18-1346

Dear Trial Chamber V,

Pursuant to Regulation 35 of the Regulations of the Court, the Defence for Mr Yekatom respectfully requests the Chamber to allow an extension of time to respond to the Prosecution's "Request for the Submission of Evidence from the Bar Table regarding the recruitment and use of child soldiers" (ICC-01/14-01/18-1346) notified on 1 April 2022 as well as for the "Prosecution's renewed application for Notice to be Given under Regulation 55(2) on Accused Yekatom's Individual Criminal Responsibility" (ICC-01/14-01/18-1345) notified on the same day.

The Defence submits that an extension of the deadlines, to 25 April 2022, is warranted in the circumstances. As they currently stand, the deadlines to respond to these filings would fall approximatively in the week prior to the 12th Evidentiary Block. A number of team members are engaged in preparing the 11th and 12th Evidentiary Blocks while others are currently working on the "Prosecution's submission of call data records and related evidence via the "bar table"" (ICC-01/14-01/18-1296) and the Prosecution's "Request for leave to add 103 Items to the List of Evidence" (ICC-01/14-01/18-1330). In addition, other members of the team are engaged in assessing over 356 Yahoo items the Prosecution seeks to submit into evidence. The latter deadline, although not a firm deadline, currently falls on the 25 April 2022.

Furthermore, both Requests are specifically directed towards Mr. Yekatom and the Defence intends to conduct a careful analysis in order to provide a detailed response.

The Defence has consulted *inter partes* with the Prosecution on Saturday, who has indicated that it would not oppose a short extension for both Requests (ICC-01/14-01/18-1345 and ICC-01/14-01/18-1346).

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

Kind regards,



Case manager – Yekatom Defence

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