

1 International Criminal Court
2 Trial Chamber IX
3 Situation: Republic of Uganda
4 In the case of The Prosecutor v. Dominic Ongwen - ICC-02/04-01/15
5 Presiding Judge Bertram Schmitt, Judge Péter Kovács and Judge Raul Pangalangan
6 Trial Hearing - Courtroom 3
7 Thursday, 9 November 2017
8 (The hearing starts in open session at 9.37 a.m.)
9 THE COURT USHER: [9:37:21] All rise.
10 The International Criminal Court is now in session.
11 PRESIDING JUDGE SCHMITT: [9:37:41] Good morning, everyone, especially
12 good morning to Madam Witness at the video link. We welcome you again at the
13 video link, which is technically part of this courtroom.
14 Could the court officer please call the case.
15 THE COURT OFFICER: [9:38:04] Good morning, Mr President, your Honours.
16 The situation in the Republic of Uganda, in the case of The Prosecutor versus
17 Dominic Ongwen, case reference ICC-02/04-01/15.
18 And for the record, we're in open session.
19 PRESIDING JUDGE SCHMITT: [9:38:17] For the appearances of the parties we
20 start with the Prosecution.
21 MS GILG: [9:38:21] Good morning, your Honours.
22 Colleen Gilg for the Prosecution, here with Benjamin Gumpert, Shkelzen Zeneli,
23 Beti Hohler, Julian Elderfield, Pubudu Sachithanandan, Ramu Fatima Bittaye and
24 Paul Bradfield.
25 PRESIDING JUDGE SCHMITT: [9:38:34] Without any looking back you

1 called -- I think you had something written, yeah, I assume.
2 For the LRVs, Mrs Massidda.
3 MS MASSIDDA: [9:38:45] Good morning, Mr President, your Honours. Jane
4 Adong at the location where the witness is testifying. And present in courtroom
5 today Orchlon Narantsetseg, Caroline Walter and myself Paolina Massidda.
6 PRESIDING JUDGE SCHMITT: [9:39:00] Mr Cox.
7 MR COX: [9:39:00] Good morning, your Honours.
8 James Mawira and myself Francisco Cox.
9 PRESIDING JUDGE SCHMITT: [9:39:05] Thank you.
10 And for the Defence, I assume -- Mrs Bridgman, I would assume.
11 MS BRIDGMAN: [9:39:10] Yes, your Honour. Good morning, Mr President, your
12 Honours. First of all I would like to remind Ms Gilg that she forgot one person in
13 the back.
14 PRESIDING JUDGE SCHMITT: [9:39:24] That is of course, yeah, when you want
15 to be too good, you see.
16 MS BRIDGMAN: [9:39:31] I'm Abigail Bridgman. This morning together with
17 lead counsel Krispus Ayena Odongo, Chief Charles Achaleke Taku, Tibor Bajnovic,
18 Roy Titus Ayena, our client Mr Ongwen is in the courtroom too.
19 PRESIDING JUDGE SCHMITT: [9:39:52] And who is the person she forgot, so we
20 can complete it? No, I ask her.
21 MS GILG: [9:39:54] Yes, Akenroye Ayodele is here as well.
22 PRESIDING JUDGE SCHMITT: [9:39:59] Thank you very much.
23 And we welcome also Mrs Adong at the video-link location.
24 And I give now the floor to Mrs Bridgman for the examination by the Defence.
25 MS BRIDGMAN: [9:40:15] Thank you, Mr President.

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(Open Session)

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1 WITNESS: UGA-OTP-P-0396 (On former oath)

2 (The witness speaks Lango)

3 (The witness gives evidence via video link)

4 QUESTIONED BY MS BRIDGMAN:

5 Q. [9:40:25] Good morning, Madam Witness.

6 A. [9:40:27] Good morning.

7 Q. [9:40:28] Today I'm going to ask you questions on behalf of the Defence, as I
8 told you during the courtesy meeting the other day. And like the Prosecution and
9 the Victims' Representatives I will go into your statement into as much detail as I can.
10 So please bear with me as I know some of the things in that statement are not pleasant,
11 but please be patient with me.

12 Now, yesterday during your discussion with the Prosecutor she asked you to look at
13 your statement, which is tab 1 of the Prosecution binder. If the court officer could
14 please show you where you acknowledged your handwriting on the very front of the
15 document. I just want to clarify is it you who wrote your name down on that
16 statement?

17 A. [9:41:54] Yes, I'm the one who wrote it down.

18 Q. [9:41:59] The Prosecutor also showed you a document which you identified as
19 your national ID card, and that is tab 2 of the Prosecution binder,
20 UGA-OTP-0267-0264. That document is not signed and on it it shows "unable to
21 sign". But you still acknowledge that is your document, correct?

22 A. [9:42:44] Yes.

23 MS BRIDGMAN: [9:42:47] If the court officer could kindly show the witness
24 Defence binder, really it's an insert in the Prosecution binder, tab 4,
25 UGA-D26-0012-0271.

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1 THE COURT OFFICER: [9:43:14] (Via video link) The document is in front of the
2 witness.

3 MS BRIDGMAN: [9:43:16]

4 Q. [9:43:17] Madam Witness, at the very top of the page there is a name. Is that
5 your name?

6 A. [9:43:32] Yes, it's mine.

7 Q. [9:43:37] When you look at the very last page of that document, ERN number
8 ending 0278, does that reflect the ID card that you already acknowledged belongs to
9 you?

10 A. [9:44:01] Yes, that's my ID card.

11 Q. [9:44:06] Now, sorry, to take you back to the front of that document, there is a
12 thumbprint. Do you remember putting a thumbprint on this document?

13 A. [9:44:24] Yes, I did.

14 Q. [9:44:28] So is it fair for me to conclude that indeed the contents of this
15 document reflect what you told the person who was interviewing you?

16 A. [9:44:49] That is it.

17 Q. [9:44:51] Thank you, Madam Witness. Now, I'm going to show you a few
18 photographs. Please take a look and tell me if you recognise any of the people in the
19 photos. Both of them are in tab 5 of the Defence binder. The first one that I would
20 like to show the witness is UGA-OTP-0260-0212.

21 Madam Witness, do you recognise the person in that photograph?

22 A. [9:45:55] Well, I don't quite well recognise the person.

23 Q. [9:46:00] Thank you. If you turn to the next photograph in the same tab,
24 UGA-OTP-0260-0214, do you recognise the person in that photograph?

25 A. [9:46:30] No, I don't.

1 Q. [9:46:32] Thank you. Madam Witness, have you ever been to a place called
2 Palabek?

3 A. [9:46:47] Yes.

4 Q. [9:46:50] Was it during your time in the bush or after you returned from the
5 bush or before?

6 A. [9:47:02] While I was in the bush.

7 Q. [9:47:08] Do you know where Palabek is located?

8 A. [9:47:20] I don't know the exact district Palabek is located in.

9 Q. [9:47:27] Do you know how far it is from your, from your area where you
10 come from?

11 A. [9:47:41] No, I don't.

12 Q. [9:47:45] Have you since returned to Palabek since you came out of the bush?

13 A. [9:47:55] No, I did not.

14 Q. [9:47:58] Can you please briefly describe to us your life at home before your
15 abduction.

16 A. [9:48:18] My life was all well.

17 Q. [9:48:30] Were you living at home or were you living in a camp?

18 A. [9:48:41] We were living at home.

19 Q. [9:48:43] Do you recall if you had any camps around where you were living?

20 A. [9:48:54] No, there was no camp around. Only there was one in Aromo but
21 was far. There was a camp in Aromo called Aromo camp.

22 Q. [9:49:13] Which school were you going to before your abduction?

23 A. [9:49:21] (Redacted)

24 Q. [9:49:35] Would I be correct to assume that you had neighbours around the
25 place you were living?

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1 A. [9:49:52] Could you please repeat the question? I did not understand it.

2 Q. [9:49:57] In the village in which you were living, would I be correct to assume
3 that you had neighbours, children your age that you went to school with and the like?

4 A. [9:50:17] Yes, we had neighbours.

5 Q. [9:50:24] Can you give an estimate of how far your closest neighbours were?
6 How many neighbours would you say were close to you?

7 A. [9:50:47] Well, there was quite a number of people.

8 MS BRIDGMAN: [9:50:59] Your Honours, I request that we go into private session
9 for a few questions.

10 PRESIDING JUDGE SCHMITT: [9:51:06] Private session.

11 (Private session at 9.51 a.m.)

12 (Redacted)

13 (Redacted)

14 (Redacted)

15 (Redacted)

16 (Redacted)

17 (Redacted)

18 (Redacted)

19 (Redacted)

20 (Redacted)

21 (Redacted)

22 (Redacted)

23 (Redacted)

24 (Redacted)

25 (Redacted)

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1 (Redacted)

2 (Redacted)

3 (Redacted)

4 (Redacted)

5 (Redacted)

6 (Redacted)

7 (Open session at 9.54 a.m.)

8 THE COURT OFFICER: [9:54:27] We're back in open session, Mr President.

9 MS BRIDGMAN: [9:54:36]

10 Q. [9:54:40] You said that you were abducted with your brother who was a
11 policeman and you said that he was wearing his uniform when you were abducted.

12 Do you recall what other people were wearing when the LRA came to your house?

13 A. [9:55:16] The clothes the LRA were putting on, do you mean the clothes the
14 LRA were putting on?

15 Q. [9:55:24] No, I mean the clothes that your sisters and brothers were wearing,
16 apart from your brother the policeman.

17 A. [9:55:49] We were putting on skirts.

18 Q. [9:55:58] You described the uniform that your brother was wearing and you
19 said it was the colour of ash and -- your Honours, that is in reference to paragraph 33
20 of her statement.

21 And while, Madam Witness, you were describing someone called Okeny that you met
22 in the bush, you also described him - and that's paragraph 48 - and said that he
23 had -- he wore a uniform the colour of ash. Is this the same kind of uniform that
24 your brother wore or were they different?

25 A. [9:57:08] The same colour.

1 Q. [9:57:13] Is this same colour -- sorry, is this same uniform what Okeny usually
2 wore while you were in the bush?

3 A. [9:57:36] Yes, sometimes they would interchange.

4 Q. [9:57:44] Do you recall if there was any military presence or a detach near your
5 place where you were abducted from?

6 A. [9:58:19] Yes, there was a detachment.

7 Q. [9:58:22] How far was it from your home?

8 A. [9:58:35] About 2 metres.

9 Q. [9:58:41] Did the LRA attack that detachment before they abducted you, do
10 you know?

11 A. [9:58:53] No, they did not.

12 Q. [9:58:55] Were there soldiers at that detachment when you were abducted, if
13 you know?

14 A. [9:59:06] Yes, they were there.

15 Q. [9:59:10] When the LRA abducted you, did they shoot any bullets?

16 A. [9:59:21] No, they did not.

17 Q. [9:59:24] Did they make any noise or was it a stealth operation?

18 A. [9:59:33] They did not make any noise.

19 Q. [9:59:40] In your statement you said they were carrying torches. Did they
20 burn your house?

21 A. [9:59:51] No, they didn't burn.

22 Q. [9:59:56] At paragraph 15 of your statement you said that the LRA soldiers
23 were known to go to villages and they would kill people with pangas. Do you
24 remember if this had happened in your village or anywhere close to your village?

25 A. [10:00:39] It happened in another place, but we would hear when people talk

1 about it.

2 Q. [10:00:47] Do you recall if the LRA beat up any of the people that were
3 abducted with you?

4 A. [10:01:01] Yes.

5 Q. [10:01:04] Was this during the abduction or after you had already been
6 abducted?

7 A. [10:01:17] It was during abduction.

8 Q. [10:01:23] Now, in your statement you talked about your mother when they
9 asked her for money and she was crying. Do you know if her cries were loud
10 enough to attract the attention of the neighbours?

11 A. [10:01:44] No.

12 Q. [10:01:58] Would it be fair for me to say that it was a very stressful time that
13 night when they came to your house and abducted you?

14 A. [10:02:22] It would be okay.

15 Q. [10:02:27] Were you afraid?

16 A. [10:02:34] Yes.

17 Q. [10:02:40] You talked about the escape of your brother after your abduction.
18 What was the reaction of the LRA soldiers when they realised that your brother had
19 escaped?

20 A. [10:03:12] They told us that if someone escapes and we recapture that person,
21 that person will be killed.

22 Q. [10:03:25] During your time in the bush did you ever learn how the LRA
23 treated people who worked for the government?

24 A. [10:03:47] No, I did not.

25 Q. [10:03:53] So you would not be aware of the fact that if your brother was

1 indeed wearing a police uniform during your abduction, the LRA would have killed
2 him instantly, correct?

3 A. [10:04:22] What I know is that when they find soldiers, they would kill that
4 soldier, but I do not know if that happens when they get a police officer.

5 Q. [10:04:41] At paragraph 19 of your statement you gave a detailed description
6 of the people who abducted you. Did you make these observations during the
7 period of your abduction or did you notice during the next several days after you had
8 been abducted?

9 A. [10:05:22] I came to know about it in the morning.

10 Q. [10:05:34] At paragraph 20 you gave the names of those who abducted you.
11 Do you remember if they introduced themselves to you or you learnt their names
12 during your time in captivity?

13 A. [10:06:06] I came to know about it later.

14 Q. [10:06:11] At paragraph 90 of your statement you said that as part of the rules
15 you were told that people should not be called by their names but by the name
16 lapwony. Did they tell you why it was important to be called lapwony?

17 A. [10:06:40] No, they did not tell. They don't tell us.

18 Q. [10:06:46] Did they however call each other lapwony?

19 A. [10:06:54] Yes. Even those ones who were abducted, who were newly
20 abducted, they did not allow us to call them by their names. They wanted us to refer
21 to them as lapwony.

22 Q. [10:07:18] So then can you explain to the Court how you came to know their
23 names if they did not introduce themselves to you and you were supposed to call
24 them lapwony?

25 A. [10:07:40] On the day that we arrived and they distributed us to the men, that's

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1 when they introduced themselves to us.

2 Q. [10:07:57] In your statement you said about 10 LRA soldiers entered your
3 house. Do you remember -- among the names that you mentioned in your statement,
4 do you remember how many of those entered your house were among the 10?

5 A. [10:08:21] I recall only one of them, who held my hand.

6 Q. [10:08:41] And that is Lapana, correct?

7 A. [10:08:50] Yes.

8 Q. [10:08:53] So is it fair for me to say that the other people whose names you
9 mentioned did not enter your house, you only met them later while you were in the
10 bush?

11 A. [10:09:16] Yes, that's correct.

12 Q. [10:09:29] You said at paragraph 23 that when you moved from your house
13 you found many people and approximately 30 to 40 LRA rebels. Is this inclusive of
14 the 10 that entered your house or are you talking about only those you found outside?
15 So would they be 50, for instance?

16 A. [10:09:59] They were less than 50.

17 Q. [10:10:15] You also said that you saw very many civilians who had just been
18 abducted. Were they more or less than the LRA in number?

19 A. [10:10:31] The civilians were few.

20 Q. [10:10:47] Isn't it correct, Madam Witness, that some of the LRA that came
21 were wearing civilian clothes?

22 A. [10:11:00] Yes, that's correct.

23 Q. [10:11:15] You mentioned about 13 people that you recall being abducted, at
24 least by name. Are these the only people that were abducted or there were more,
25 from your village and around your area?

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1 A. [10:11:47] Those are -- the only ones that I know are the ones who were
2 abducted together from the same village, but the others came from different places.

3 Q. [10:11:58] Do you remember when you first saw those other people that you
4 did not know from other places? Was it, for instance, at your uncle's house or was it
5 afterwards?

6 A. [10:12:21] I saw them in the morning when we had left.

7 Q. [10:12:27] So help me understand, that night at your uncle's house when you
8 were tied with rope, how many civilians were there that you recall?

9 A. [10:12:45] I cannot recall that now.

10 Q. [10:12:55] But they were much fewer than the LRA soldiers, correct?

11 A. [10:13:05] Yes.

12 Q. [10:13:09] You mentioned an attack from the government soldiers and the
13 arrival of the helicopter. Do you recall if it was that night or the following morning?

14 A. [10:13:37] It was in the morning.

15 MS BRIDGMAN: [10:14:12] Your Honour, may I request that we go into private
16 session shortly.

17 PRESIDING JUDGE SCHMITT: [10:14:17] Yes. Private session.

18 (Private session at 10.14 a.m.)

19 (Redacted)

20 (Redacted)

21 (Redacted)

22 (Redacted)

23 (Redacted)

24 (Redacted)

25 (Redacted)

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- 1 (Redacted)
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- 11 (Redacted)
- 12 (Redacted)
- 13 (Redacted)
- 14 (Redacted)
- 15 (Redacted)
- 16 (Redacted)
- 17 (Open session at 10.18 a.m.)
- 18 THE COURT OFFICER: [10:18:19] We are back in open session, Mr President.
- 19 MS BRIDGMAN: [10:18:30]
- 20 Q. [10:18:40] Madam Witness, when the UPDF attacked you on the road to
- 21 Puranga, apart from the helicopter do you recall what other weapons were used?
- 22 A. [10:19:02] I do not recall.
- 23 Q. [10:19:05] Was the helicopter shooting at you?
- 24 A. [10:19:17] It did not shoot. It only hovered around and went on.
- 25 Q. [10:19:30] Were there any government soldiers on the ground following you?

- 1 A. [10:19:59] That I do not recall now.
- 2 Q. [10:20:01] Do you recall if the LRA shot back at the government soldiers?
- 3 A. [10:20:19] They did not.
- 4 Q. [10:20:22] Was there any exchange of gunfire at all?
- 5 A. [10:20:37] Not on that -- not on that day.
- 6 Q. [10:20:54] At paragraph 31 of your statement you said that the government
7 soldiers shot two abductees, and you mentioned two names and said that after they
8 were injured, they were hacked to death by the LRA. Can you explain the
9 circumstances in which they were injured, since you've just told Court now that there
10 was no exchange of gunfire.
- 11 A. [10:21:36] That now I do not recall.
- 12 Q. [10:21:40] You said that you -- okay. Do you recall at what point your brother
13 managed to escape and go back home?
- 14 A. [10:22:25] He told me upon my return that he escaped, but I now do not recall
15 the time. But in the morning when I woke up, I did not see him at the place where
16 all the abductees were put.
- 17 Q. [10:22:50] When you say when you woke up in the morning, did you sleep
18 somewhere after your abduction?
- 19 A. [10:23:06] We did not sleep.
- 20 Q. [10:23:14] So I'm just trying to understand. Are you saying that when the
21 morning came, you did not see him? So he might have escaped from the time of
22 your abduction to the time --
- 23 A. [10:23:30] Yes. When morning broke, I did not see him where we were.
- 24 Q. [10:23:52] Do you then remember the circumstances under which some of your
25 other family members were released?

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1 A. [10:24:13] I do not recall that now.

2 Q. [10:24:25] Let's talk about your arrival at this place in the morning. Did you
3 then sit and rest? So let's say you were abducted at midnight, you walked till
4 morning. And then you made these observations about the LRA that abducted you
5 and their names and what they were wearing. Did you rest for a few minutes or an
6 hour? Or what happened in the morning after your abduction?

7 A. [10:25:08] We took some several hours, then we were asked to cook and we
8 gave food to people to eat.

9 Q. [10:25:25] Do you remember what time that was when you were asked to start
10 cooking? Approximate is okay.

11 A. [10:25:38] It was at 8.

12 Q. [10:25:46] This is 8 in the morning, correct, Madam Witness?

13 A. [10:25:52] Yes.

14 Q. [10:25:55] Was this after or before the helicopter came?

15 A. [10:26:05] Before.

16 Q. [10:26:09] By the time the helicopter came, had you finished eating?

17 A. [10:26:19] We had finished eating and we were now heading to cross the road
18 going to Awere.

19 Q. [10:26:31] So you did not stay long at that place in Puranga, correct?

20 A. [10:26:43] We stayed there from 8 a.m. and we left at 2 p.m.

21 Q. [10:26:52] Do you know how your sisters managed to come back home? Did
22 they also escape during the night or during the helicopter -- when the helicopter came
23 and hovered?

24 A. [10:27:25] The older ones were left at the place where we cooked from. That
25 was before the helicopter arrived.

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1 Q. [10:27:48] Do you know who gave the order for them to be left behind?

2 A. [10:28:32] I do not know.

3 Q. [10:28:38] So when you started walking at 2 p.m. you told the Prosecutor
4 investigators at paragraph 37 that you walked for three days after that. Would I
5 assume that this was the journey that took you to Wii-Polo?

6 A. [10:29:10] Yes.

7 Q. [10:29:13] You told, you confirmed to the Court today that the person who
8 came into your house and held your hand was called Lapana. Do you recall the first
9 time, Madam Witness --

10 A. [10:29:43] Yes.

11 Q. [10:29:46] -- that you met with the investigators before you gave your
12 statement in April 2016?

13 A. [10:30:08] What I can recall was that Lapana was the one who held my hand.

14 MS BRIDGMAN: [10:30:17] Your Honours, I'm referring to tab 7,

15 UGA-OTP-0260-0449 at page 0451, second paragraph.

16 Q. [10:30:35] Madam Witness, can you explain why you initially told the OTP
17 investigators that the person who abducted you was Okeny?

18 A. [10:31:07] Well, I cannot explain that because I think I don't understand it.

19 Q. [10:31:17] Do you recall the first time you saw Kalalang?

20 A. [10:31:28] I do not recall.

21 Q. [10:31:37] Do you remember if he was present when you were cooking before
22 the helicopter gunship arrived?

23 A. [10:31:49] Yes, he was there.

24 Q. [10:31:55] When you were cooking, were you still with just the group that
25 came from your village?

1 A. [10:32:15] Others were also there.

2 Q. [10:32:21] Do you recall at what point they joined your group?

3 A. [10:32:35] Some of the people were abducted together with me, but when we
4 moved and reached the other place where we stationed, other people also came and
5 joined.

6 Q. [10:32:59] When you talk about the other place where you were stationed, are
7 you talking about Wii-Polo?

8 A. [10:33:13] Yes.

9 Q. [10:33:17] You said that you saw Kalalang communicate with something that
10 looked like a phone. Do you recall the first time you saw him using this gadget?

11 A. [10:33:55] I do not recall.

12 Q. [10:33:58] Would it be around the time you were cooking? Would it be just
13 before the helicopter gunship arrived or afterwards, during the journey or when you
14 were already in Wii-Polo?

15 A. [10:34:37] Well, I cannot respond to that because I cannot recall it.

16 Q. [10:34:46] When you finally saw him using it, do you remember how often he
17 used this gadget?

18 A. [10:35:06] That was my first time to see him use it.

19 Q. [10:35:22] When you finally met Dominic Ongwen, did you ever see him using
20 a similar gadget?

21 A. [10:35:38] I didn't see him use that on the same day, but later on, yes, I did.

22 Q. [10:35:48] The morning after your abduction when you were cooking and
23 eating and about the time the helicopter arrived, did you ever see Dominic Ongwen
24 there?

25 A. [10:36:26] He was not there.

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1 Q. [10:36:40] At paragraph 39 of your statement you talked about the beating of
2 Ongom who failed to carry his luggage and that it was Okeny who ordered for his
3 beating. Was Kalalang present at that time?

4 A. [10:37:25] He was there.

5 Q. [10:37:29] Did you see Okeny asking Kalalang for permission or reporting to
6 him after the beating?

7 A. [10:37:47] I didn't hear any communication between them.

8 Q. [10:37:57] Madam Witness, I just would like to clarify from you because there
9 appears to be an inconsistency in your statement. At paragraph 37 you said you
10 walked for three days, only resting at night. And at paragraph 42 you said that the
11 morning after Puranga you arrived at Wii-Polo. Can you please tell the Court how
12 long it took you to move from Puranga to Wii-Polo?

13 A. [10:38:39] Well, on that I think I do not understand it well.

14 PRESIDING JUDGE SCHMITT: [10:38:58] I think it's -- it could also be read
15 differently. So, of course it could be read as an inconsistency, but it could also be
16 read that at some point in time they went overnight and reached it. And obviously
17 she does not have a recollection. And I don't know how far these places are away
18 from each other, and Mr Obhof is not here to tell us how far it is away.

19 MS BRIDGMAN: [10:39:25] That is indeed true.

20 PRESIDING JUDGE SCHMITT: [10:39:28] But of course it could be verified easily.

21 MS BRIDGMAN: [10:39:37] Yes. Well, I'll just ask her now.

22 Q. [10:39:40] Madam Witness, do you recall how long it took you to move from
23 Puranga to Wii-Polo?

24 A. [10:39:58] Well, I don't recall that very well, but what I know is when we left
25 that point we went and spent one night on the way, we reached the point where we

1 settled to cook.

2 PRESIDING JUDGE SCHMITT: [10:40:22] Still a little bit unclear, I would say.

3 MS BRIDGMAN: [10:40:30]

4 Q. [10:40:30] Can you give us an approximate time from the time you were
5 abducted to the time you first met Dominic Ongwen, was it one week, two days, if
6 you remember?

7 A. [10:40:55] After three days.

8 Q. [10:41:03] You described in your statement that Wii-Polo was a big camp. Do
9 you remember how long you stayed in that place?

10 A. [10:41:18] I cannot recollect that clearly and I cannot just guess.

11 Q. [10:41:39] In your victim's application form --

12 PRESIDING JUDGE SCHMITT: [10:42:03] Tab 4.

13 MS BRIDGMAN: [10:42:05] Tab 4 at page 0272, the paragraph starting "After some
14 time".

15 Q. [10:42:17] Madam Witness, you said "we ... settled there for over two months."
16 Would this be approximately the amount of time you spent in Wii-Polo?

17 A. [10:42:39] That could be it.

18 Q. [10:42:46] Do you remember if your group when it was settled in Wii-Polo was
19 ever attacked by the government soldiers?

20 A. [10:43:14] I cannot recall that.

21 Q. [10:43:20] Do you remember the circumstances how you moved away from
22 that place or you always came back to it as your final, let me call it, resting place?

23 A. [10:43:46] I do not recall that as well.

24 Q. [10:43:51] You talked about places like Odek, Rackoko, Lira-Palwo, were these
25 places closer to Wii-Polo, or at that point you were moving and you were not in one

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1 particular place?

2 A. [10:44:28] People were ever on the go and it was difficult for me to know the
3 names of places. I would only hear about these names and when somebody
4 mentions, that would be the time I would know we are in such and such a place.

5 Q. [10:44:51] But when you were moving from place to place, this was after you
6 left Wii-Polo, or you would still go back to that place for the two months?

7 A. [10:45:14] We never returned there.

8 Q. [10:45:19] So if you indeed stayed at Wii-Polo for two months, would I be
9 correct to say that you left -- that you were abducted on 13 December 2004 and you
10 left Wii-Polo about mid-February 2005? Would that be correct?

11 A. [10:45:54] That's right.

12 Q. [10:46:07] Now back to Kalalang, you said he left Wii-Polo just -- you said he
13 left Wii-Polo just before you also left. Would it be fair for me to say that he left
14 maybe at the beginning of January -- no, sorry, at the beginning of February?

15 A. [10:46:57] That's right.

16 Q. [10:47:01] Now, do you think if you saw Kalalang today you would be able to
17 recognise him?

18 A. [10:47:38] I'm not sure I can be able to recognise him.

19 Q. [10:47:45] Among the people that -- we'll come to the -- to your identification
20 of Okeny when he was killed, but among the people that you were with during the
21 time you were in Wii-Polo, would you say that overall it was a more settled
22 environment than when you started to move around?

23 A. [10:48:34] I have not understood your question. Could you repeat it, please.

24 PRESIDING JUDGE SCHMITT: [10:48:39] That was an abstraction a little bit for
25 the witness, I think.

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1 MS BRIDGMAN: [10:48:45] Thank you. I will try to rephrase it.

2 Q. [10:48:49] Let me try another way. You said that you were smeared about
3 two weeks after arriving at Wii-Polo; is that correct? And Kalalang was present.

4 A. [10:49:13] He was present.

5 Q. [10:49:17] And when you were distributed as a wife two to three weeks after
6 arriving, he was still present, correct?

7 A. [10:49:34] He was present.

8 Q. [10:49:38] Did Kalalang participate in the training that you received while you
9 were in the bush? Did he also train you?

10 A. [10:49:53] Well, that I cannot recollect.

11 PRESIDING JUDGE SCHMITT: [10:50:01] May I shortly, Mrs Bridgman.

12 How did you come to know that the person was Kalalang?

13 THE WITNESS: [10:50:17] (Interpretation) We were staying together with them.

14 PRESIDING JUDGE SCHMITT: [10:50:23] And the name Kalalang, did he
15 introduce himself to you or did you come to know the name by any other means, for
16 example by talk or somebody pointed at him or whatsoever?

17 THE WITNESS: [10:50:43] (Interpretation) They introduced themselves by name.

18 PRESIDING JUDGE SCHMITT: [10:50:46] So also the person called Kalalang
19 introduced himself to you, saying that he was called Kalalang; is that correct?

20 THE WITNESS: [10:51:02] (Interpretation) No.

21 PRESIDING JUDGE SCHMITT: [10:51:04] So how did you know that he was
22 called Kalalang, the person was called Kalalang?

23 THE WITNESS: [10:51:15] (Interpretation) The commanders were sitting on one
24 side and then for us, the abductees, we were on the other side. They introduced
25 themselves to us and we also introduced ourselves to them.

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1 PRESIDING JUDGE SCHMITT: [10:51:31] I think that should -- I would not say
2 clarify it, but that is at least something we have to take.

3 Mrs Bridgman.

4 MS BRIDGMAN: [10:51:42] I'm comfortable with the answer. Thank you.

5 Q. [10:51:48] In your statement I notice that at paragraph 46 you gave a
6 description of Kalalang and, granted, you say you might not be able to recognise him
7 today, but do you remember if he had a limp at the time you met him?

8 A. [10:52:21] I cannot recall that.

9 Q. [10:52:25] Did you ever hear that he had been injured sometime in 2003?

10 A. [10:52:37] Yes.

11 Q. [10:52:41] You also gave descriptions of other people, including Ochang and
12 Ocii and of course Dominic Ongwen. Do you think you could recognise them if you
13 saw any of them now?

14 A. [10:53:14] I would recognise them.

15 Q. [10:53:19] Do you think you could recognise Opwonya and Oyet, who you talk
16 about in your statement, today?

17 A. [10:53:39] If they have not changed in appearance, yes, I would recognise
18 them.

19 Q. [10:53:48] Apart from the things that you talked about Okeny, do you
20 remember any other distinctive features about him today that you can use to describe
21 him?

22 A. [10:54:24] There is nothing else I can say other than what I have already
23 mentioned in my statement.

24 MS BRIDGMAN: [10:55:01] Your Honours, I'm sorry about the silence. Can you
25 just give me a second.

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- 1 PRESIDING JUDGE SCHMITT: [10:55:08] Of course. Or we can also go into the
2 break if you want, if you would need perhaps a minute or two or something like that.
- 3 MS BRIDGMAN: [10:55:14] Yes, that would be --
- 4 PRESIDING JUDGE SCHMITT: [10:55:17] Perhaps that's a good idea.
- 5 MS BRIDGMAN: [10:55:19] Yes. Thank you.
- 6 PRESIDING JUDGE SCHMITT: [10:55:20] So we have now a coffee break
7 until 11.30.
- 8 THE COURT USHER: [10:55:25] All rise.
- 9 (Recess taken at 10.55 a.m.)
- 10 (Upon resuming in open session at 11.33 a.m.)
- 11 THE COURT USHER: [11:33:22] All rise.
- 12 PRESIDING JUDGE SCHMITT: [11:33:42] The numbers on the Defence Bench so
13 to speak have increased significantly, so perhaps, Mrs Bridgman, you can introduce
14 your colleagues for the record.
- 15 MS BRIDGMAN: [11:33:56] Thank you, your Honour. Since you seem to have
16 missed him I specifically summoned Mr Thomas Obhof to join us, maybe he can tell
17 us the distance between some of the places.
- 18 PRESIDING JUDGE SCHMITT: [11:34:10] And there are more, I would say.
19 For the record.
- 20 MS BRIDGMAN: [11:34:16] No. He's the only one. Unless you want me to
21 introduce the guards.
- 22 PRESIDING JUDGE SCHMITT: [11:34:29] (Microphone not activated)
23 No, I have a microphone, yes.
- 24 Mrs Bridgman, do you already have an idea how long it will take you?
- 25 MS BRIDGMAN: [11:34:56] I am shooting to finish today. I will finish today for

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1 sure. I was hoping to finish in the second session but I had to do a little detouring
2 here and there so it might take me much longer than I had anticipated.

3 PRESIDING JUDGE SCHMITT: [11:35:15] Perhaps you still try. So please
4 continue.

5 MS BRIDGMAN: [11:35:18] Yes.

6 Q. [11:35:19] Madam Witness, I'm going to ask you just a little bit more about the
7 people that you were with, that you spent considerable time with in the bush. At
8 paragraph 48 you describe Okeny and I asked you if you remember any other
9 distinctive features and you said no. Do you remember if he had a gap in his tooth?

10 A. [11:36:01] Yes, he had.

11 Q. [11:36:02] And when you said that he -- his arms were bent, in your statement
12 you said that you do not know what happened to them, but do you know if it was -- if
13 it looked like it had been an injury or that's how he was born?

14 A. [11:36:25] I cannot tell whether it was a natural deformity or it was due to
15 injuries.

16 Q. [11:36:46] Can you describe at what point his arms were bent? Was it around
17 the elbow, around the wrist, around the shoulder area?

18 A. [11:37:08] Was bent from up here.

19 Q. [11:37:22] Madam Witness, for the record - because we can see you, but it's
20 hard to put that on the record in a written form - can you tell me if it's between the
21 elbow and the wrist?

22 A. [11:37:52] It was bent between the arm and the wrist, but he can only hold it
23 without it touching his body.

24 Q. [11:38:11] Was the one arm shorter than the other one?

25 A. [11:38:30] Yes.

1 Q. [11:38:34] And he could not let his arms rest down his -- at least both arms
2 could not rest down his body? If he was standing up straight, they could not fall just
3 down his body, right?

4 A. [11:38:52] Yes.

5 Q. [11:38:53] Now, for that tooth, that gap, was it a natural gap or did he lose a
6 tooth? Did it appear that he had lost a tooth?

7 A. [11:39:13] It was a natural gap.

8 Q. [11:39:19] During the time that you were in the bush, did you ever hear of a
9 name Okello Nebatale? And for the reporters, it's N-E-B-A-T-A-L-E.

10 A. [11:39:40] No, I did not hear.

11 Q. [11:40:00] At paragraph 49 you testified that among the young soldiers, you
12 had those who were 20 years and younger and you said that some of the children
13 were born in the bush. How old were these children that you said were born in the
14 bush?

15 A. [11:40:30] The one that I know very well was about five years old.

16 Q. [11:40:45] Was it a male or a female child?

17 A. [11:41:02] Was a female.

18 Q. [11:41:14] Madam Witness, yesterday when you were speaking with the
19 Prosecutor, she asked you if you had been given your statement to read a few days
20 before you started your testimony. Do you remember that?

21 A. [11:41:31] Yes, I was given to read.

22 Q. [11:41:40] Do you remember when that was, the date?

23 A. [11:41:54] I do not recall the date.

24 Q. [11:41:57] Was it last week?

25 A. [11:42:05] Yes.

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1 Q. [11:42:08] Now, in your statement it says that among the young soldiers were
2 children born in the bush. Can you clarify for me if you meant that some of the
3 soldiers were born in the bush? You just said you knew of a five-year-old.

4 A. [11:42:47] The ones I am talking about were born in the bush.

5 Q. [11:43:00] Did they have guns?

6 A. [11:43:06] Yes.

7 Q. [11:43:09] Did you know their parents?

8 A. [11:43:20] No, I do not know their parents.

9 Q. [11:43:25] How did you come to know that they were born in the bush?

10 A. [11:43:36] Some of the girls that I found in the bush were the ones that told me.

11 MS BRIDGMAN: [11:43:52] Your Honours, I seek just a moment to seek
12 clarification from lead counsel about a matter.

13 PRESIDING JUDGE SCHMITT: [11:44:00] Of course.

14 (Counsel confers)

15 MS BRIDGMAN: [11:44:38] Thank you, Mr President.

16 Q. [11:44:44] Madam Witness, you said that Okeny was the leader of the young
17 soldiers. Were these soldiers Okeny's escorts? Was Okeny also an escort? What
18 was Okeny's role?

19 A. [11:45:08] His roles, I see him sent together with the other young soldiers to go
20 and look for food.

21 Q. [11:45:34] At paragraph 50 of your statement you said that Ocii was Dominic's
22 escort. Do you recall the names of any other escorts for Dominic Ongwen?

23 A. [11:45:53] I do not recall.

24 Q. [11:45:58] Do you recall if Kalalang had any escorts with him?

25 A. [11:46:14] Yes, he had some escorts with him.

1 Q. [11:46:19] Do you remember any of their names?

2 A. [11:46:25] I do not recall.

3 Q. [11:46:29] Did Okeny have escorts of his own?

4 A. [11:46:52] I did not see the escorts that he had. I only see at the time when
5 they come to prepare a bed.

6 Q. [11:47:08] At paragraph 94 of your statement you talk about the time you were
7 beaten with three other girls after someone had defecated around the place where you
8 were cooking. You said:

9 "Okeny, Opwonya and Oyet told us to lay down. They together with other escorts
10 started beating us. Some of the escorts were as young as 12 and the older ones were
11 up to 20 years old. These escorts had guns. I was beaten by Opwonya and another
12 escort whose name I cannot remember."

13 Who was Opwonya and Oyet escorts to?

14 A. [11:48:20] They were -- they used to stay together with Okeny but I do not
15 know if they were his escorts.

16 Q. [11:48:32] Can you explain why you called them escorts in your statement?

17 A. [11:48:51] I see them carry guns for that commander at the time when maybe
18 they were not engaged in fights. Or sometimes I also see them go to set up the tents
19 and also prepare the beds.

20 Q. [11:49:14] When you say "that commander", which commander are you talking
21 about?

22 A. [11:49:25] It would be -- that person I'm referring to, the commander is the
23 person whose bed is being prepared or whose gun is being carried by those people.

24 Q. [11:49:46] Can you give us a name of that commander? Or if there were
25 several commanders, give the names of the ones you're referring to.

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1 A. [11:50:03] I am talking about Okeny and Dominic and Kalalang. These are
2 the people whose names I can recall.

3 Q. [11:50:25] Thank you, Madam Witness.

4 Now let's talk about the training that you received in the bush. You said your
5 training took one week and it was in Wii-Polo. Apart from marching, assembling
6 and disassembling a gun, and firing a gun, what other training did you receive?

7 A. [11:51:08] There were no other trainings apart from those that I underwent.

8 MS BRIDGMAN: [11:51:21] Your Honours, I request a brief private session, just
9 one question.

10 PRESIDING JUDGE SCHMITT: [11:51:26] Private session.

11 (Private session at 11.51 a.m.)

12 (Redacted)

13 (Redacted)

14 (Redacted)

15 (Redacted)

16 (Redacted)

17 (Redacted)

18 (Redacted)

19 (Redacted)

20 (Redacted)

21 (Open session at 11.52 a.m.)

22 THE COURT OFFICER: [11:52:29] We're back in open session, Mr President.

23 MS BRIDGMAN: [11:52:55]

24 Q. [11:52:55] For the people that I've just asked you about, do you remember at
25 what point they were separated from your group?

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1 A. [11:53:10] I do not recall when, when they were separated.

2 Q. [11:53:17] Do you remember if it was after your distribution as a wife?

3 A. [11:53:29] I do not recall.

4 Q. [11:53:36] Did you receive any instructions on how to work or protect
5 yourselves in case of an attack?

6 A. [11:54:01] When we -- when our base is attacked?

7 Q. [11:54:07] Yes, Madam Witness. Did your training include what to do in case
8 your base was attacked?

9 A. [11:54:23] We were only told that when you come under attack you have to
10 find a way of protecting yourself.

11 Q. [11:54:44] Did they give you any survival tips? For instance, did they tell you
12 to run, to hide, to cover yourself with leaves, anything? What exactly were you told,
13 if at all anything?

14 A. [11:55:09] We were told that when fighting begins you should get branches of
15 leaves and cover yourself. You should not put on those white clothes. You should
16 cover yourself with leaves.

17 Q. [11:55:32] Did they train you in the use of any other weapons, not necessarily
18 guns?

19 A. [11:55:48] No.

20 Q. [11:55:56] You mentioned in your statement, and we'll discuss the rules in
21 details later on, about the rules of the LRA, mostly regarding women. Did you learn
22 these rules in the context of your training, or that was a separate learning process?

23 A. [11:56:36] I do not recall.

24 Q. [11:56:44] You testified through your statement that you never were given a
25 gun and that you never participated in any attack. But do you recall if you ever

1 were in a context of an attack from government soldiers?

2 A. [11:57:19] I recall.

3 Q. [11:57:23] Do you remember where this was? And if so, can you please
4 tell us.

5 A. [11:57:35] I do not recall the place, but I remember that at some point when we
6 were attacked I left the bag which I was carrying and this bag contained my clothes
7 and Okeny's clothes.

8 Q. [11:58:05] Would I be correct to say that this would have been like an ambush
9 from government soldiers?

10 A. [11:58:22] It may not be correct because that was a place which was like a
11 homestead, it was like a homestead and the government soldiers came and attacked
12 that place. We were not moving.

13 Q. [11:58:45] So it is the government soldiers that attacked you and not the LRA
14 attacking government soldiers or civilians, correct?

15 A. [11:58:54] Yes. That's correct.

16 Q. [11:59:04] During your time in the bush did you ever suffer any injuries,
17 physical injuries?

18 A. [11:59:16] Yes, I did. Because I got hurt by grasses, and then the other time
19 we were beaten severely.

20 Q. [11:59:40] Can you tell us the parts of your body which got those injuries that
21 you've just told us about?

22 A. [11:59:51] On my legs.

23 Q. [12:00:08] Were you ever injured at all by bullets?

24 A. [12:00:19] No.

25 Q. [12:00:23] When you were speaking with the Prosecution in your statement

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1 they asked you about the form that you filled in while at Rachele.

2 Your Honours, I'm referring to tab 6, UGA-OTP-0244-2280.

3 And they asked you about some of the things that were mentioned in that statement
4 and in that case I'm referring to your statement from paragraphs 109 to 111. I will
5 read a few things to you.

6 Your Honours, perhaps it's safer to go into private session if I'm going to be reading
7 this, especially paragraph 110.

8 PRESIDING JUDGE SCHMITT: [12:02:29] I'm not sure if this is necessary. Any
9 position by the Prosecution?

10 MS GILG: [12:02:38] There's a question of the relationship in paragraph 110, so that
11 part should not be public.

12 PRESIDING JUDGE SCHMITT: [12:02:47] We can go to private session, but I think
13 we were talking -- okay, yeah. I agree. Private session.

14 (Private session at 12.02 p.m.)

15 (Redacted)

16 (Redacted)

17 (Redacted)

18 (Redacted)

19 (Redacted)

20 (Redacted)

21 (Redacted)

22 (Redacted)

23 (Redacted)

24 (Redacted)

25 (Redacted)

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1 (Redacted)

2 (Redacted)

3 (Redacted)

4 (Redacted)

5 (Redacted)

6 (Redacted)

7 (Redacted)

8 (Redacted)

9 (Redacted)

10 (Redacted)

11 (Redacted)

12 (Redacted)

13 (Redacted)

14 (Redacted)

15 (Redacted)

16 (Redacted)

17 (Redacted)

18 (Redacted)

19 (Redacted)

20 (Redacted)

21 (Open session at 12.06 p.m.)

22 THE COURT OFFICER: [12:06:09] We are back in open session, Mr President.

23 MS BRIDGMAN: [12:06:22]

24 Q. [12:06:23] So, Madam Witness, were you or were you not hit by bullets in your

25 left hand while you were in the bush?

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1 A. [12:06:38] I was hit.

2 Q. [12:06:41] Can you then explain to the Court why, when I was asking you a
3 few minutes ago, you insisted that you were not hit by any bullets and that the only
4 injuries you received were from the beating and from the grass?

5 A. [12:07:07] Yes, I got injured by grasses while I was moving. That was before
6 I was given a gumboot.

7 Q. [12:07:34] This training that you received, was it in the same training that the
8 LRA beat the civilian out of you, as you mentioned in your statement?

9 MS ADONG: [12:08:44] (Via video link) I think she has not understood the question.

10 PRESIDING JUDGE SCHMITT: [12:08:47] So perhaps you repeat the question.

11 But is it so important, this one? Do you think so? Okay. But perhaps divide it,
12 simply start -- you see what I mean? Disconnect it a little bit and then later on
13 connect it again, if you understand what I mean.

14 MS BRIDGMAN: [12:09:10] I will try. I hope so.

15 Q. [12:09:15] Madam Witness, in your statement at paragraphs 53 and 57 you talk
16 about the beating that you received in the bush and you said it was to beat the civilian
17 out of you. Do you remember that?

18 A. [12:09:43] Yes, I do.

19 Q. [12:09:44] Was this done during the one-week training that you received?

20 A. [12:10:00] No. Before.

21 PRESIDING JUDGE SCHMITT: [12:10:04] So obviously you have understood me.

22 MS BRIDGMAN: [12:10:09] That makes me feel better about myself.

23 PRESIDING JUDGE SCHMITT: [12:10:13] I only wanted to comment that, because
24 now she has understood, and you see what I mean, and we can continue.

25 MS BRIDGMAN: [12:10:24]

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1 Q. [12:10:31] When you received this beating, was Dominic Ongwen present?

2 Did he order for this?

3 A. [12:10:49] Well, I cannot clearly recall whether he was the one who ordered for
4 it or not.

5 Q. [12:11:02] Do you remember if Kalalang was present as well?

6 A. [12:11:11] He was present.

7 Q. [12:11:19] Was this soon after or before the smearing that was done to you?

8 A. [12:11:33] Before the smearing.

9 Q. [12:11:44] And, Madam Witness, just to go back to your arrival at Wii-Polo, do
10 you remember if you found Dominic there or did he arrive after you arrived?

11 A. [12:12:08] We found him there.

12 Q. [12:12:10] You talk about when he summoned you at paragraph 51 and asked
13 you to introduce yourselves and give your names and places of origin. Was this
14 information written down?

15 A. [12:12:38] Well, I am not very clear about it. I'm not sure whether they wrote
16 it down or not.

17 Q. [12:13:00] In your statement, and this is at paragraph 56 as well as at tab 7,
18 which is the screening note, UGA-OTP-0260-0449, at page -- the last page at 0452, you
19 were categorically asked by the Prosecution about a group called Sinia. And you
20 said that you had heard of it but you did not know who the commander was and you
21 would hear every now and then the soldiers saying they were going to meet them.
22 Is this still your testimony today, since you read your statement a week ago or so?

23 A. [12:14:20] I confirm that.

24 Q. [12:14:24] In your statement at paragraph 106 you talked about your time at
25 World Vision and you mentioned that you spent one month there after your return

1 and you were assigned someone to look after you called Barbara. Do you
2 remember --

3 A. [12:15:10] Correct.

4 Q. [12:15:12] Would you say that you had a good -- did you -- did you feel
5 comfortable during your stay at World Vision and at Rachele?

6 A. [12:15:36] Yes, I was comfortable.

7 Q. [12:15:40] Did you have a good relationship with the people, the staff at both
8 places?

9 A. [12:15:56] Yes.

10 Q. [12:15:58] Was this Barbara, for instance, staying with you at the centre for the
11 entirety of the period you were there?

12 A. [12:16:14] She was there every single day.

13 Q. [12:16:21] Did you develop a good friendship, let me put it that way, with
14 Barbara?

15 A. [12:16:35] There was no friendship.

16 Q. [12:16:39] When you left both centres, did anyone from those places ever
17 follow up with you after you went back home to your family?

18 A. [12:16:53] No one did that.

19 Q. [12:17:05] Before you met with the Victims' Representatives when you
20 submitted your application form, can you recall how many times you had met with
21 them?

22 A. [12:17:30] I do not recall.

23 Q. [12:17:39] Would you say it was three, four, ten times before you wrote your
24 application?

25 A. [12:17:56] Well, it wouldn't reach ten times.

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1 Q. [12:18:02] Would you say that you feel more comfortable with the Victims'
2 Representatives than, let's say, with the people you met while at Rachele or at
3 World Vision?

4 A. [12:18:26] I was comfortable.

5 Q. [12:18:35] Can you explain to the Court why you did not tell people at Rachele
6 that you had been distributed as a wife?

7 A. [12:18:53] I was scared.

8 Q. [12:19:00] Can you tell us more the reasons behind your being afraid?

9 A. [12:19:18] I was still young at that time and I heard other sisters and people
10 who knew me and I feared that if I had told them that, they would eventually go back
11 home and report that and they would use that to stigmatise against me.

12 Q. [12:19:52] Now, you met with the Prosecution in July 2016 and you met with
13 the victims' representatives --

14 PRESIDING JUDGE SCHMITT: [12:20:03] September.

15 MS BRIDGMAN: [12:20:05] -- in September 2016.

16 PRESIDING JUDGE SCHMITT: [12:20:13] Mrs Massidda.

17 MS MASSIDDA: [12:20:14] Thank you, your Honour. Just a matter of
18 clarification. I understand that my colleague is referring in September 2016, which is
19 the date on the application form. Now, at that point in time the victim never met
20 with counsel because counsel are appointed only after the victim is authorised to
21 participate in the proceedings. So my fear is that the type of question could be
22 misleading for the person who doesn't know exactly the exact sequence of events.

23 PRESIDING JUDGE SCHMITT: [12:20:50] No, I see it differently at the moment.

24 We are talking about the victim's application, that is part of the record, and this
25 victim's application has been filled out obviously on 6 September 2016. And if

1 Mrs Bridgman wants to entertain any talks of the victims' representatives of the LRVs
2 with the witness she will make clear that she's now going to entertain that. But we
3 are here at the form now, whoever sat there when this form was filled out.

4 And you can simply continue, Mrs Bridgman, with your questioning.

5 MS BRIDGMAN: [12:21:31] And perhaps for the benefit of Ms Massidda I can
6 always -- if I'm referring to you I can say "your lawyers".

7 MS MASSIDDA: [12:21:41] (Microphone not activated)

8 MS BRIDGMAN: [12:21:43] Okay. Thank you.

9 PRESIDING JUDGE SCHMITT: [12:21:44] But at the moment there is no

10 misunderstanding. If a misunderstanding could occur we will, we will recognise
11 that I think immediately.

12 And by the way, just a remark by me, it's -- of course we have here generally speaking
13 all sorts of, let me put it this way, declarations by witnesses, World Vision, Rachele,
14 then we have the victim's applications forms, then we have OTP interviews, and
15 finally they are in the courtroom. And the idea of proceedings before a court, any
16 court, and of course also an International Criminal Court is that it is important what
17 comes out in the courtroom. The reason is not because we think we are more
18 important, the reason is because we have here formal proceedings, witness is under
19 oath and we inquire really what has happened to the best of the knowledge of the
20 witness.

21 And it's always very difficult, if impossible, to reconstruct the situation when these
22 other declarations came into place, I would assume. That is not easy. So, for
23 example, when we look at this victim's application here which is several pages, how
24 was it, how was it written down, for example? It's a flow of narrative. Has
25 somebody recorded it? Has somebody -- did they have a stenographer, or

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1 whatsoever? It's really not easy to follow that. But this was just not off the record,
2 but just a remark that I wanted to make.

3 And you can please continue now, Mrs Bridgman. And you wanted to address
4 something out of this victim's application. Please.

5 MS BRIDGMAN: [12:23:31]

6 Q. [12:23:35] Madam Witness, in your victim's application you talked about the
7 training that you received in the bush. No, let me start with one point. You talked
8 about the time you met Dominic Ongwen and you said -- your Honours, I'm referring
9 to page 0273:

10 "After passing that stage of training we were one day informed that we are going to
11 receive a very big person who is the commander of the entire group and that
12 everyone should prepare to introduce his/her self and to make confirmation of her/his
13 willingness to serve as LRA rebels by swearing to him on that day."

14 You went on to say:

15 "They started introducing themselves one by one according to their rank until the
16 biggest person got up and told us that he was called Dominic Ongwen the
17 commander-in-chief of Sinia brigade."

18 Can you --

19 A. [12:24:50] That is exactly it.

20 Q. [12:24:55] Can you help me reconcile two issues: One, you said that when
21 you arrival at Wii-Polo Dominic Ongwen was already there. How do you explain
22 that with what I've just read to you?

23 A. [12:25:37] He was already there.

24 PRESIDING JUDGE SCHMITT: [12:25:40] But do we know from this -- or does the
25 victim's application form make clear -- bear with me that I have not read it totally

1 through -- but makes it clear where she was when she met these persons? At first
2 glance I cannot verify it because it's handwriting and it's not so easy to follow, but
3 I think where a contradiction is is to paragraph 56 of the statement that you already
4 have addressed.

5 MS BRIDGMAN: [12:26:16] Your Honours, if you look at the page before, 0272, the
6 second last paragraph, it says "After some time the helicopter stopped" and this is the
7 story of her -- the timeline of her abduction where she says "then they arrived at
8 Wii-Polo.

9 PRESIDING JUDGE SCHMITT: [12:26:37] My point is does she say it also -- we
10 don't know if she said it at all, than what is noted down here. Is Achol-Pii, is it
11 mentioned here? Achol-Pii, is it mentioned here? Is Wii-Polo, to be exact now
12 finally, is Wii-Polo mentioned here?

13 MS BRIDGMAN: [12:27:05] Yes. Yes, your Honour. In the paragraph that says
14 "after some time" -- I will read out the whole para -- well ...

15 PRESIDING JUDGE SCHMITT: [12:27:12] Now I see it. But really you have to
16 bear with me because we receive it in the morning, we cannot read everything here.
17 So now I see it and, yeah, you can continue. And there is indeed, it seems to -- that
18 they move and then there is something different to what she said in the statement.
19 Yes, please continue.

20 But they do not -- Prosecution, perhaps Mrs Gilg you can help me a little bit, but also
21 at first glance I don't see that anything is mentioned that they moved from Wii-Polo.

22 MS GILG: [12:27:53] From the Prosecution's perspective there isn't actually an
23 inconsistency in this passage, because the portion that Ms Bridgman is mentioning
24 discusses the place called Wii-Polo and then says they stayed there for a number of
25 months. And once you get to this next passage she's referring to it's unclear what

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1 stage that was happening.

2 PRESIDING JUDGE SCHMITT: [12:28:15] So I think we leave it at that because,
3 because we read it afterwards and make up our minds.

4 But what about paragraph 56 that you already mentioned? Because there she,
5 Madam Witness says that she does not know who the commander of Sinia was.

6 MS BRIDGMAN: [12:28:36] Your Honours, indeed I have to apologise because it's
7 hard to reconcile all these statements and things that have been allegedly said by the
8 witness. So I'm also looking at them from my own understanding of how I interpret
9 what was said.

10 PRESIDING JUDGE SCHMITT: [12:28:54] Absolutely, that is your right, of course.
11 And it's of course absolutely clear that as a Defence you have to address these matters.
12 But in the end it comes down to that we have to read it, the Judges, and look into -- I,
13 frankly speaking, I would now at first glance in the first matter when it comes to the
14 location, I would, as I said, at a first glance and not determine, agree with Ms Gilg
15 that I don't see a large inconsistency here. But I understand that in this victim
16 application form the witness said that Ongwen introduced himself as, or was
17 introduced as the commander of Sinia. And in paragraph 56 she says she didn't
18 know who the commander of Sinia was. That was --

19 MS BRIDGMAN: [12:29:49] Yeah, so that's why --

20 PRESIDING JUDGE SCHMITT: [12:29:51] Perhaps you would not have forgotten
21 it, would have come back to it of course, but --

22 MS BRIDGMAN: [12:29:55] No, that's why I mentioned that there was two areas in
23 just that statement that I needed her to clarify.

24 PRESIDING JUDGE SCHMITT: [12:30:00] Perhaps you move to this point which
25 has -- paragraph 56.

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1 MS BRIDGMAN: [12:30:04]

2 Q. [12:30:06] So now, Madam Witness, if we go to whether you knew about Sinia
3 brigade and who the leader was, can you help the Court understand why in your
4 victim's application you said that Dominic Ongwen came, "he got up and told us that
5 he was called Dominic Ongwen the commander-in-chief of Sinia brigade". And
6 yet -- and this is September 2016, and yet in your screening note of April 2016 and
7 your statement of July 2016 you were asked and you said you did not know anything
8 about Sinia, you had heard about it and that you did not know who its leader was.

9 A. [12:31:12] I do not know why there are those inconsistencies.

10 PRESIDING JUDGE SCHMITT: [12:31:21] And perhaps a short remark. I have
11 been -- attention was drawn by my colleague to the, I think it's the Rachele form,
12 UGA-OTP-0244-2283, and under point 4, for girls only, there was a question was she
13 given to a commander and ticked is yes. I only wanted to -- you see that we really
14 have also to bear with the Judges here when we see all these documents for the first
15 time and have not -- of course we would reread them all afterwards, but sometimes
16 things can escape our attention.
17 Please continue.

18 MS BRIDGMAN: [12:32:04] Thank you, Mr President. And in that regard that's
19 where in paragraph, I believe 110 of her statement she's asked about an inconsistency
20 regarding that point 4 and she clarified that Okeny did not have three wives. Yes.

21 PRESIDING JUDGE SCHMITT: [12:32:27] Also noted.

22 MS BRIDGMAN: [12:32:29]

23 Q. [12:32:36] Now, if we stay on that victim application, Madam Witness, you
24 gave great detail about the training that you received and, at page 0274, the second
25 paragraph -- with the permission of the Chamber I would like to read out part of --

1 PRESIDING JUDGE SCHMITT: [12:33:12] Yes, please.

2 MS BRIDGMAN: [12:33:14]

3 Q. [12:33:14] You said:

4 "They also started training us on how to disassemble gun parts in the second stage of
5 initiation and we learnt how to shoot, kill a person using and harmful objects like an
6 axe, pangas and things in order to minimise wastage of gun bullets. After that, we
7 were now provided with samples. Each was given a human being to remove their
8 liver, heart and swallow it in order to become strong. That was the worst day of my
9 life because I was given a girl abducted from Apar. I did not know where to start
10 from."

11 And it continues on to the next page, your Honours.

12 But my question in this regard is when we were discussing your training that you
13 received earlier, I asked you over and over again what other training you received,
14 whether with other weapons apart from guns, and you said no. Is what is
15 represented in your application for victim participation correct or not correct?

16 A. [12:34:46] It's correct.

17 Q. [12:34:49] Is it also correct that the person whom you were forced to kill was a
18 girl from Apar?

19 A. [12:35:04] Yes. Apala instead. It's called Apala, not Apar.

20 Q. [12:35:11] Thank you for the clarification. Do you recall where you were
21 located when this happened? Were you still in Wii-Polo or you had moved?

22 A. [12:35:24] We had left Wii-Polo.

23 Q. [12:35:46] How many people, how many girls do you remember who had been
24 abducted from Apala that you met in the bush?

25 A. [12:36:06] I do not recall.

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1 Q. [12:36:17] At paragraph 98 of your statement you testified about the time that
2 you were ordered by Okeny to beat a girl who had been abducted from Apala. Is
3 this a different girl or is it the same girl that you talked about?

4 A. [12:36:50] That's the same girl.

5 PRESIDING JUDGE SCHMITT: [12:36:56] May I shortly.

6 Madam Witness, you -- at the time with the Prosecution, you did not tell them the
7 details that you obviously told when you filled out the victims' application form, the
8 details about the killing and the eating. Could you explain why you did not tell this
9 to the Prosecution?

10 THE WITNESS: [12:37:43] (Interpretation) There was no particular reason.

11 PRESIDING JUDGE SCHMITT: [12:37:47] Okay. We note that the statement of
12 the Prosecution was taken two months, roughly two months before the victims'
13 application form was filled out.

14 Please, Ms Bridgman.

15 Mr Ayena.

16 MR AYENA ODONGO: [12:38:10] Just so that we are clear around that area,
17 Mr President, maybe the witness would want to tell Court how big the human heart
18 is and the liver, and how it was possible to swallow.

19 PRESIDING JUDGE SCHMITT: [12:38:33] I think if you want to ask that, then
20 please do that.

21 QUESTIONED BY MR AYENA ODONGO:

22 Q. [12:38:42] Madam Witness, can you kindly tell Court how big you discovered
23 the human liver to be, the liver of that girl, and then her heart? How big were they?

24 A. [12:39:08] I cannot know how big. I cannot know the size.

25 Q. [12:39:15] Were you asked to chew or you just were asked to swallow?

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1 A. [12:39:34] How can you swallow something without chewing?

2 PRESIDING JUDGE SCHMITT: [12:39:39] May I shortly, just shortly.

3 Madam Witness, was -- were these body parts, were they cut into smaller pieces? Or
4 could you explain it to us in a way that we can picture it, that we have also an idea in
5 our heads what has happened?

6 THE WITNESS: [12:40:02] (Interpretation) It was cut into pieces.

7 PRESIDING JUDGE SCHMITT: [12:40:06] And who cut it?

8 THE WITNESS: [12:40:15] (Interpretation) I do not know who cut it.

9 PRESIDING JUDGE SCHMITT: [12:40:20] Please continue, Mrs Bridgman or
10 Mr Ayena, whoever.

11 QUESTIONED BY MS BRIDGMAN: (Continuing)

12 Q. [12:40:36] Madam Witness, is this the only killing that you were forced to
13 participate in during your time in the bush?

14 A. [12:40:53] There were no any other.

15 Q. [12:41:06] At paragraph 99 of your statement you told the Prosecution that you
16 were in Lira-Palwo when you were forced to participate in the killing of a boy who
17 had been abducted. You said that Okeny ordered you to kill the boy because he had
18 thrown the luggage when the soldiers attacked. You went on to say that Okeny
19 pierced him with the bayonet of his gun and after that ordered you to hit the boy on
20 the head with a big stick. Do you remember that?

21 A. [12:41:50] Yes.

22 Q. [12:41:57] So you actively participated in two killings, not one; is that your
23 testimony, Madam Witness?

24 A. [12:42:07] That would be correct.

25 Q. [12:42:14] Were you also forced to eat the organs of this boy?

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1 A. [12:42:26] No.

2 Q. [12:42:29] Can you explain why you told the Prosecution at paragraph 98,
3 while discussing the girl from Apala, that the girl cried afterwards, after you beat her.

4 A. [12:43:10] Yes, she cried because she was feeling pain.

5 PRESIDING JUDGE SCHMITT: [12:43:18] But I think -- may I shortly,
6 Mrs Bridgman.

7 When you say the girl cried afterwards, that could be heard or interpreted,
8 understood that the girl survived the beating. That would be the question.

9 THE WITNESS: [12:43:44] (Interpretation) She cried before she died. When
10 somebody is dead, they no longer cry.

11 PRESIDING JUDGE SCHMITT: [12:43:52] But that was, I think, why Defence
12 counsel addressed that, and we wanted to clarify it.

13 You can continue, Mrs Bridgman.

14 MS BRIDGMAN: [12:44:22]

15 Q. [12:44:39] Now I'm going to talk -- ask you questions about your distribution
16 as a wife. You talked about the setting of Wii-Polo when you arrived, about how the
17 tents were laid out. From what you've told us today, would I be correct to assume
18 that it was a proper camp, you know, with households and -- not structures
19 necessarily, but set up in a proper way that it was -- you were able to spend two
20 months there?

21 A. [12:45:32] Yes, that's how it was made.

22 Q. [12:45:40] You also talked about the person that you were distributed to. He
23 had a tent, correct?

24 A. [12:46:04] Correct.

25 Q. [12:46:04] Can you briefly describe this tent for the Court?

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1 A. [12:46:11] It was like a carpet.

2 MR AYENA ODONGO: [12:46:36] Excuse me. I don't know whether I got it right
3 from the interpretation booth. Was it a carpet or like a carpet?

4 THE WITNESS: [12:46:50] (Interpretation) It is hard, like a carpet.

5 PRESIDING JUDGE SCHMITT: [12:46:54] I think that clarifies it. Thank you.

6 MS BRIDGMAN: [12:47:06]

7 Q. [12:47:07] Did Ocang and Ocii also have tents?

8 A. [12:47:17] No.

9 Q. [12:47:24] When you were distributed, were you sleeping with your -- with the
10 person you were distributed to in the tent?

11 A. [12:47:39] Yes.

12 Q. [12:47:42] When your colleagues, your friends that you were abducted with
13 were distributed to their assigned husbands, did you -- did they tell you if they were
14 forced to have sexual intercourse?

15 THE INTERPRETER: [12:48:16] Your Honour, the witness was not clear on that
16 response.

17 PRESIDING JUDGE SCHMITT: [12:48:21] Madam Witness, could you please
18 repeat the response. The interpreter did not get your answer. So please repeat it.

19 THE WITNESS: [12:48:32] (Interpretation) They told me.

20 MS BRIDGMAN: [12:48:42]

21 Q. [12:48:42] Did you ever watch them personally?

22 A. [12:48:52] I did not see them.

23 Q. [12:48:57] You talked about the wives of Dominic Ongwen that you found.
24 Did you ever see them having sexual intercourse with Dominic Ongwen?

25 A. [12:49:16] I did not see them, but they are the ones who mentioned it.

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1 Q. [12:49:24] At paragraph 79 of your statement you talk about the first time you
2 had sexual intercourse with the person you were distributed to. You said "I went
3 inside the tent". I'm not going to mention his name. And then you also said later
4 "We were alone in the tent." Is this still an accurate description of what happened
5 the first time you had sexual intercourse with the man you were given to?

6 A. [12:50:43] That was the first time.

7 (Counsel confers)

8 MS BRIDGMAN: [12:51:18]

9 Q. [12:51:20] Madam Witness, I'm sorry to have to ask you details about that
10 encounter, but is there anything about that particular first encounter that you did not
11 tell the Prosecution that you would like the Judges to know right now?

12 If you feel comfortable in a private session, I'm sure the Presiding Judge would be
13 happy --

14 PRESIDING JUDGE SCHMITT: [12:51:45] Yes. Exactly. I would suggest if,
15 Madam Witness, if there is something that you would want to tell us that you have
16 not told before, then we would hear and listen to that in private session.

17 THE WITNESS: [12:52:02] (Interpretation) There's nothing else that I do recall.

18 PRESIDING JUDGE SCHMITT: [12:52:10] Okay. Then continue.

19 MS BRIDGMAN: [12:52:22]

20 Q. [12:52:25] In your victim's application -- and this is tab 4, your Honours, and I
21 will be referring to page -- it starts from page 0273 at the bottom, but I would like to
22 focus more at the top of 0274.

23 Madam Witness, in your victim's application you said that as soon as you were
24 distributed to the person that you were given you started crying because he started
25 asking you to remove your underwear so he could have sex with you. And I'm

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1 paraphrasing here. You said he became --

2 "I was very scared since everyone on there to look as us as we do it. He became so
3 angry with me and pointed a gun at my chest and" -- I would like to assume -- "told
4 me to do what he asked me to do at once or he will shoot me down. He also told me
5 that I don't know how long he had taken without having sexual intercourse with a
6 woman and that I was delaying him. He spent the whole afternoon having sexual
7 intercourse with me under a tree as other bodyguards were watching over and again
8 at night he continued until morning."

9 Is this true, Madam Witness?

10 THE INTERPRETER: Your Honour, the witness was not clear on her response.

11 PRESIDING JUDGE SCHMITT: [12:54:32] Could you please repeat the response,
12 Madam Witness. Thank you.

13 THE WITNESS: [12:54:40] (Interpretation) That encounter was not during the day.
14 It was only during the night.

15 MS BRIDGMAN: [12:54:55]

16 Q. [12:55:01] So is it true at all that he had sexual intercourse with you, when
17 everyone was watching, under a tree?

18 A. [12:55:16] No.

19 Q. [12:55:20] Do you remember saying this to the victims' -- to the people who
20 took your statement?

21 A. [12:55:32] I do not recall if that is what I said.

22 MS BRIDGMAN: [12:55:42] Your Honours, I might have -- I'm going into the
23 afternoon session.

24 PRESIDING JUDGE SCHMITT: [12:55:47] No, absolutely understandable.

25 So we have now the break until 2.30, but we finish during the afternoon session

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1 definitely.

2 MS BRIDGMAN: [12:55:56] Definitely.

3 PRESIDING JUDGE SCHMITT: [12:56:00] Yes.

4 THE COURT USHER: [12:56:02] All rise.

5 (Recess taken at 12.56 p.m.)

6 (Upon resuming in open session at 2.33 p.m.)

7 THE COURT USHER: [14:33:06] All rise.

8 PRESIDING JUDGE SCHMITT: [14:33:24] Mrs Bridgman, please continue.

9 MS BRIDGMAN: [14:33:32]

10 Q. [14:33:33] Madam Witness, welcome back from the lunch break. In your
11 statement --

12 A. [14:33:40] Thank you.

13 Q. [14:33:43] -- at paragraph 77 you mentioned at woman in charge of all the
14 women who were staying at Ongwen's house, but during the taking of that statement
15 you were unable to remember her name. By any chance, do you recall her name as
16 you testify today?

17 A. [14:34:16] I do not remember.

18 Q. [14:34:26] While discussing the rules within the LRA with the Prosecution, at
19 paragraph 89 you talked about the leader of the women who told you about some
20 of the rules. Is this the same woman who was Ongwen's wife?

21 A. [14:34:54] Yes.

22 Q. [14:34:58] Did this woman have a rank, if you remember?

23 A. [14:35:10] She didn't have a rank.

24 Q. [14:35:18] Do you recall if she was also in charge of the welfare of the women?

25 A. [14:35:29] I cannot recall that.

- 1 Q. [14:35:35] Could you go to her if you had a problem or a concern?
- 2 A. [14:35:49] Yes.
- 3 Q. [14:35:55] What kind of concern or problem would you go to her about?
- 4 A. [14:36:17] If there is something that you cannot do, for instance, if they asked
- 5 you to grind maize and you know you cannot use the grinding stone to grind that,
- 6 then you would go and report to her.
- 7 Q. [14:36:35] Taking that as an example, who would give you the maize to grind?
- 8 A. [14:36:49] That would be something that would have been brought for people to
- 9 make, to prepare a meal.
- 10 Q. [14:37:04] Still using that as an example, so if you are given maize to grind and
- 11 you realise you cannot grind it on the stone that you have, would you go asking for
- 12 guidance, for intervention, or for other means in which to grind that maize?
- 13 A. [14:37:40] Well, you would then request that they support you by giving another
- 14 person to add on to you so that together you can share the task.
- 15 Q. [14:37:54] Could she intervene on your behalf in case you are going to be
- 16 punished for something? For instance, that time you were beaten for defecating near
- 17 the cooking place.
- 18 A. [14:38:15] You do not have the authority to stop that.
- 19 Q. [14:38:26] My question is could she have the authority, that leader, the woman?
- 20 A. [14:38:40] No, she didn't have it.
- 21 Q. [14:38:45] Did she have any authority to give you punishment?
- 22 A. [14:39:01] She didn't have any authority to mete out punishment.
- 23 Q. [14:39:10] How would you describe her relationship to other commanders like
- 24 Kalalang or Okeny?
- 25 A. [14:39:33] Well, I cannot describe that because I don't understand it.

1 Q. [14:39:42] I'll move on. While you were in the bush did you ever hear about
2 something called ting ting?

3 A. [14:39:56] Yes.

4 Q. [14:40:02] Can you tell the Court what it is?

5 A. [14:40:11] Ting ting are girls.

6 Q. [14:40:21] What was the difference between a ting ting and a wife?

7 A. [14:40:37] Those were young girls, those were the ones referred to as ting ting.

8 Q. [14:41:07] When you say young girls, can you give us an approximate age?

9 A. [14:41:20] I cannot estimate. You know, they refer to a person as a ting ting,
10 that would be a person who has not yet been given out to a man as a wife.

11 Q. [14:41:43] While you were in the bush did that woman leader ever tell you about
12 a rule that prohibited sexual intercourse with young girls who had not yet had their
13 first period?

14 A. [14:42:10] I was not told.

15 Q. [14:42:17] Did she ever tell you or anyone tell you about the rule forbidding
16 people from forming relationships without permission?

17 A. [14:42:35] I have not understood your question. Could you please repeat it.

18 Q. [14:42:47] Was there a rule forbidding people from starting relationships if they
19 were not distributed?

20 A. [14:43:05] I'm aware of it.

21 Q. [14:43:12] Was it this woman leader who told you this rule? How did you
22 know the rule?

23 A. [14:43:31] Well, I don't remember how I came to know of it. I cannot recall.

24 Q. [14:43:45] Before you were distributed to the person you were distributed to,
25 who was washing his clothes and cooking for him and collecting water?

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1 A. [14:44:06] Well, I did not see whoever was doing that for him.

2 Q. [14:44:24] You said in your statement that after your first sexual encounter, you
3 talked to some of the girls, who told you how to take care of yourself. Did you talk
4 to this woman too or you did not, the woman leader?

5 A. [14:44:52] Yes.

6 Q. [14:44:57] Did she encourage you to be strong?

7 A. [14:45:08] Yes, she did.

8 Q. [14:45:17] Would I be correct to say, Madam Witness, that you spent with the
9 man that you were distributed to approximately three months together?

10 A. [14:45:44] Well, it was more than three months.

11 Q. [14:45:55] After the initial period, how would you describe your relationship
12 with him?

13 A. [14:46:23] I didn't love him, but he would not accept that fact.

14 Q. [14:46:32] Did he mistreat you? Did he beat you, for instance?

15 A. [14:46:44] No, he did not.

16 Q. [14:46:49] During the time that you were moving together with him, if there was
17 an attack or anything that threatened your life, did he try to protect you?

18 A. [14:47:10] Well, here he didn't have the direct authority to provide protection to
19 me, but many times when we come under attack, he would provide shield to allow us
20 run and take cover.

21 PRESIDING JUDGE SCHMITT: [14:47:36] May I shortly point out we have -- the
22 witness has said that she was not mistreated and was not beaten, but we have -- you
23 have already also elicited, and we have it via a Rule 68(3) statement, paragraph 95,
24 that the person, the husband, in brackets, has given the order for her and two others
25 to be beaten. So she had been beaten severely, so we have to put this also into

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1 perspective.

2 Please continue.

3 MS BRIDGMAN: [14:48:31]

4 Q. [14:48:33] Madam Witness, you talked about the time that that man was injured
5 and you had to take care of him before he was moved to the bay; you remember that?
6 Just before your escape.

7 A. [14:48:47] Yes, I do remember.

8 Q. [14:48:55] Were you forced to do this or was it part of your roles as his wife?

9 A. [14:49:13] Well, whether I wanted it or not, I had to go and clean the wounds he
10 had sustained from the bullet.

11 Q. [14:49:29] At paragraph 96 of your statement you talked about a girl that was
12 killed and a boy that was beaten because they were staying together. Do you
13 remember why that happened, what the problem was?

14 A. [14:50:15] The reason was that they were living together as husband and wife.

15 Q. [14:50:25] And that was their own choosing, correct?

16 A. [14:50:35] No, it was not their choice. Well, it was a choice between the two of
17 them.

18 Q. [14:50:56] We are going to move on to the time of your return home. You said
19 you escaped at a place in Okwang sub-county. Is Okwang sub-county in Otuke
20 district?

21 A. [14:51:22] No, I did not escape from Okwang. When I was in the bush, I went
22 and stayed there instead.

23 Q. [14:51:38] I will read to you parts of paragraph 100. You said:

24 "About a month before I escaped, we were moving and we stayed at a place called
25 Auma in Okwang sub county. The government soldiers attacked us at this location.

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1 We ran towards the road to Lira-Palwo."

2 My question is: Is this Okwang sub-county in Otuke district? In is it in Acholi or is
3 it in Lango?

4 A. [14:52:18] It's in Lango.

5 Q. [14:52:40] And when you escaped, it was in the area of Rackoko and Odek,
6 correct?

7 A. [14:52:54] That is it.

8 Q. [14:52:58] Isn't it true, Madam Witness, that these places are in the border areas
9 between Lango and Acholi?

10 A. [14:53:20] Well, that is not necessarily near the border between Lango and
11 Acholi. It's a bit inland.

12 Q. [14:53:38] Can you estimate the distance in kilometres or miles, for instance
13 from Okwang?

14 A. [14:53:51] I cannot estimate it.

15 Q. [14:54:08] When you arrived at Odek and later at Opit, were you well taken care
16 of by the government soldiers?

17 A. [14:54:17] Yes.

18 Q. [14:54:25] Now, recalling the two girls that were distributed alongside with you,
19 you said that they both returned from the bush. First of all, you know the girls that
20 I am talking about that were distributed to Ochang and Ocii?

21 A. [14:55:00] Well, right now I cannot clearly recall their names.

22 MS BRIDGMAN: [14:55:24] Your Honours, I don't know if this necessitates going
23 into private session to mention the names at paragraph 71 of her statement, because
24 they were abducted with her. So I request that we go into private session just so
25 I can --

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- 1 PRESIDING JUDGE SCHMITT: [14:55:38] Private session.
2 (Private session at 2.55 p.m.)
3 (Redacted)
4 (Redacted)
5 (Redacted)
6 (Redacted)
7 (Redacted)
8 (Redacted)
9 (Open session at 2.56 p.m.)
10 THE COURT OFFICER: [14:56:33] We are back in open session, Mr President.
11 MS BRIDGMAN: [14:56:36]
12 Q. [14:56:37] Now, these two girls, do you know if they returned before or after
13 your escape?
14 A. [14:56:51] They returned before.
15 Q. [14:56:57] Would I be correct to assume that you have seen them since you also
16 returned?
17 THE INTERPRETER: [14:57:17] Your Honour, could the witness be requested to
18 repeat the statement.
19 PRESIDING JUDGE SCHMITT: [14:57:23] Could you please repeat your last answer,
20 Madam Witness.
21 THE WITNESS: [14:57:28] (Interpretation) Well, I'm saying could you please repeat
22 your question.
23 PRESIDING JUDGE SCHMITT: [14:57:40] So we do the exercise anew, so to speak.
24 MS BRIDGMAN: [14:57:48]
25 Q. [14:57:49] Have you seen these two girls since you returned back from the bush?

1 A. [14:57:59] They are there.

2 Q. [14:58:04] Have you talked about your experiences with each other? Have you
3 shared your stories?

4 A. [14:58:20] We talked about that those days when we were still at World Vision,
5 but after returning home we have not talked about that again.

6 Q. [14:58:39] You said that after you -- after moving from Opit you were taken to
7 Wii-Got where you met another girl, Nighty, who had just returned with Sam Kolo.
8 And you said that had heard of Sam Kolo's name in the bush. Do you recall what
9 you had heard about Sam Kolo while you were in the bush?

10 A. [14:59:13] I do not recall.

11 Q. [14:59:18] Do you recall how long you stayed at Wii-Got?

12 A. [14:59:34] That too I don't recall. But I remember I spent just one night before
13 I was taken to World Vision.

14 Q. [14:59:46] Apart from Nighty, did you meet any other returnees at Wii-Got?

15 A. [15:00:05] There were many people there, and that was difficult for me to know
16 everyone individually.

17 Q. [15:00:17] You just said that while at World Vision you shared your stories with
18 the girls you had known from back home, but did you also share stories with other
19 people who had just returned from the bush?

20 A. [15:00:43] No, we did not because we were even not allowed to talk about the
21 past. That that would remind us of the experiences that we went through.

22 Q. [15:01:10] So your conversations with your two colleagues were not within the
23 context of the programme at World Vision, correct?

24 A. [15:01:27] If we had done that we would have violated the rule of that place and
25 it would remind us of the experiences that we went through.

1 Q. [15:01:52] Since your return, have you participated or been involved in
2 community groups for those who were previously abducted by the LRA, like NGOs?

3 A. [15:02:20] At the beginning I went back to Rachele, we had some trainings and
4 we were given bicycles.

5 Q. [15:02:34] During this period do you -- have you met anyone who was also
6 previously in Ongwen's group, not necessarily within the same time period as yours?

7 A. [15:02:58] No, I did not.

8 Q. [15:03:06] Have you been following this case since Mr Ongwen surrendered to
9 the Court?

10 A. [15:03:24] I wasn't listening to anything, because I even don't have a radio.

11 Q. [15:03:37] Do you recall the first time you heard about Ongwen being at the
12 Court?

13 A. [15:04:00] The first time I heard was when people came to our compound, I
14 heard from them.

15 Q. [15:04:19] Going back to the injury of the person that you were given, do you
16 know why you did not go to the bay with him?

17 A. [15:04:38] I do not know.

18 Q. [15:04:41] Do you know where the bay was located?

19 A. [15:04:54] The place that is referred to as bay is in the forest where the sick are
20 hidden while they are nursing their injuries.

21 Q. [15:05:12] Do you recall if any of the people in your group went with him to the
22 bay; for instance, the Oyets, the Opoyas, did anyone go to the bay with him?

23 A. [15:05:33] People went. People went, but now I do not recall the names,
24 because there were many people who were injured.

25 Q. [15:05:51] (Redacted)

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1 (Redacted)

2 (Redacted)

3 (Redacted)

4 (Redacted)

5 (Redacted)

6 (Redacted)

7 (Redacted)

8 (Redacted)

9 (Redacted)

10 Q. [15:07:45] Madam Witness, at paragraph 108 of your statement it says Walera,
11 W-A-L-E-R-A. Is this the same place that you are talking about or you are talking
12 about Alito, A-L-I-T-O?

13 A. [15:08:07] We were at (Redacted) camp. (Redacted) camp was the one which was
14 attacked.

15 Q. [15:08:28] Do you remember how long after your return home this happened?

16 A. [15:08:34] It happened in 2005, but I do not recall the month.

17 Q. [15:09:20] While you were in (Redacted) camp, how big was this camp? How
18 many people were living in the camp?

19 A. [15:09:36] I do not know the number of people who were there because I would
20 go there and stay for like two weeks and return. My uncle was living in Lira so I
21 would return to Lira.

22 Q. [15:09:52] Had your family moved to the camp or they were still living in the
23 village where you were abducted from?

24 A. [15:10:04] They were living in the camp.

25 Q. [15:10:14] Did you ever find out when they moved to the camp?

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1 A. [15:10:25] When I returned from the bush I found they were already living in the
2 camps. Oh, I now recall. They told me that when I was abducted they also ran and
3 took refuge in the camp.

4 Q. [15:10:58] Can you approximate the distance between (Redacted) camp and (Redacted)
5 camp?

6 A. [15:11:18] It's difficult to estimate because I do not know these things of miles,
7 but it's some good distance. It's far.

8 PRESIDING JUDGE SCHMITT: [15:11:55] You keep in mind, Mrs Bridgman, that
9 we finish this witness today, definitely.

10 MS BRIDGMAN: [15:12:20]

11 Q. [15:12:24] Madam Witness, you talked about seeing the body of this man after
12 he was killed at Walera camp. And in your statement you said that you heard that
13 the LRA went to work in Apii-Oguru. How far was Apii-Oguru from Walera camp?

14 A. [15:13:10] Apii-Oguru is not far from Walera. They are neighbouring the
15 school. You -- from Walera you go to Apii-Oguru.

16 Q. [15:13:39] When you went to see this body, were you invited to see and identify
17 the body or did you just happen to be there just like anybody else?

18 A. [15:13:57] I just went to see. Because people were seeing.

19 Q. [15:14:04] Was this soon after the attack and, if so, was it in days, hours?

20 A. [15:14:21] They went to Apii-Oguru in the night and then in the morning, that is
21 when they came around our homes. There was a forest that we came to and that
22 forest was almost opposite our home.

23 Q. [15:14:46] Can you describe to the Court what you saw, your observations of
24 that dead body. Did you see what caused the death?

25 A. [15:15:05] The government soldiers shot the person, or shot -- was killed by

1 a gunshot.

2 Q. [15:15:16] Did you see what body parts had been shot?

3 A. [15:15:24] Yes.

4 Q. [15:15:28] Can you please tell the Court.

5 A. [15:15:35] There was blood coming out of the chest, oozing out from the chest.

6 Q. [15:15:45] When you recognised him, did you mention this to anyone?

7 A. [15:16:01] People from our home told me that that was the person with whom
8 I was staying.

9 Q. [15:16:14] So it's not you who recognised him, it's other people who told you,
10 correct?

11 A. [15:16:29] No. I was the one who said that -- I told our people that that was the
12 person with whom I was staying.

13 Q. [15:16:43] Do you then know what happened to his body after you recognised
14 him?

15 A. [15:16:54] Was buried in the barracks.

16 Q. [15:17:00] While you were with him in the bush, did you ever get to know where
17 he came from?

18 A. [15:17:10] No, I did not. I was told, but I forgot about it.

19 Q. [15:17:24] Yesterday when you were answering questions from your lawyer,
20 Ms Adong, she asked you about your feelings after seeing the dead body, and this is
21 what you replied:

22 "Because I thought perhaps if he had escaped and had not been shot it would have
23 been better."

24 Can you explain to this Court what you meant by this statement?

25 A. [15:18:02] If he had surrendered, it would be good because he would not die.

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1 Q. [15:18:14] While you were with him, did you ever find out if he was one of the
2 people who had been born in the bush or he had also been abducted just like you?

3 A. [15:18:35] He said he was also abducted.

4 Q. [15:18:41] Did he ever intimate to you that he would also like to escape or
5 surrender and go back home?

6 A. [15:18:58] He said he would only return after overthrowing the government.

7 Q. [15:19:10] You also discussed the topic of going back to school, and when you
8 were asked why you were not able to go back to school, you said because you had
9 already given birth and had children. Can you clarify if you had children in the
10 bush or did you come back while you were pregnant or was this after you had
11 returned home?

12 A. [15:19:54] That's not what I said.

13 Q. [15:20:27] Were you able to go back to school when you returned from the bush?

14 A. [15:20:41] I would -- it was not possible, I was not able to go back to school.

15 Q. [15:21:20] Madam Witness, we are coming to an end of my questioning. But I
16 would like to put a few propositions to you and please tell me if you have anything to
17 say about that.

18 One, that, Madam Witness, you were not abducted by Kalalang, neither did you stay
19 in his group.

20 THE INTERPRETER: [15:22:02] Your Honour, the witness last response wasn't clear,
21 maybe if she could repeat.

22 PRESIDING JUDGE SCHMITT: [15:22:08] Madam Witness, the interpretation did
23 not get your last answer. Could you please repeat it.

24 THE WITNESS: [15:22:19] (Interpretation) I said I was not in his group.

25 MS BRIDGMAN: [15:22:32]

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1 Q. [15:22:32] And you were not abducted by his group either, correct?

2 A. [15:22:39] He was together with Okeny at the time we were abducted.

3 Q. [15:22:48] And my proposition to you, Madam Witness, is that you never met

4 Kalalang at all. He was not with Okeny. He was neither in Okeny's group

5 or Ongwen's group because you could not recognise him in a photograph and you do

6 not know that as a matter of fact he walked with a distinct limp. What do you say to

7 that?

8 A. [15:23:22] He would walk, he would walk with a limp. I saw him. But I was

9 not in his group. I did not take long, stay long with him.

10 Q. [15:23:43] Madam Witness, earlier this morning you told the Court that Kalalang

11 did not walk with a limp. Are you changing your statement now?

12 THE INTERPRETER: [15:24:06] That response wasn't clear, your Honour.

13 PRESIDING JUDGE SCHMITT: [15:24:08] Again, Madam Witness, would you

14 please be so kind to repeat your last answer.

15 THE WITNESS: [15:24:28] (Interpretation) When you say like that, I now get his

16 image in, you know, in my, in my -- I was, I was with him, but I did not take long.

17 I didn't stay long with him.

18 PRESIDING JUDGE SCHMITT: [15:24:43] So it's -- this is a change then.

19 MS BRIDGMAN: [15:24:55]

20 Q. [15:24:56] I also put it to you, Madam Witness --

21 PRESIDING JUDGE SCHMITT: [15:24:59] But to be correct now so that everybody

22 is -- I have been -- she did not say that he did not have a limp. She said at the time,

23 "I cannot recall that." So we have to be correct. This is at 10.52.21 of the real-time

24 transcript. I have been sent it by the team here.

25 So now perhaps then really to make it clear, Madam Witness, do you now have

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1 recollection when it is put to you or when you, as you said, I think, in your last
2 answer, when you pick -- when you have a picture now, did he have a limp or did he
3 not have a limp?

4 THE WITNESS: [15:25:45] (Interpretation) He had a limp. He walked with a limp
5 and he was tall, huge and dark.

6 (Counsel confers)

7 MS BRIDGMAN: [15:26:33]

8 Q. [15:26:33] Was he limping on the right leg or the left leg, Madam Witness, now
9 that you recall?

10 A. [15:27:00] Now I do not understand that.

11 Q. [15:27:05] We'll move on. I also put it to you, Madam Witness, that even if,
12 indeed, it's true that you were with Kalalang, he was not moving with
13 Dominic Ongwen and he was in his own group receiving direct instructions from
14 Control Altar and reporting directly to Lakoti, who was the army commander at the
15 time, what do you say to that?

16 MR GUMPERT: [15:27:40] Your Honour, I'm sorry to interrupt, but not for the first
17 time, rather than putting a proposition, my learned friend has put four or five.

18 PRESIDING JUDGE SCHMITT: [15:27:49] So simply perhaps what is -- what you
19 want to say -- I think moving this Control Altar we leave that, because the witness
20 definitely does not know anything about it. But what is your interest is to verify if,
21 or you want to put a proposition to her that Kalalang did not move with Ongwen,
22 that's it. So perhaps you just repeat that and I think that is, so to speak, broken down
23 to elaborate what she understands and what she can answer. You know, anything
24 about Control Altar or any structures in the LRA she would not be able to respond to,
25 I would assume.

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1 MS BRIDGMAN: [15:28:28] That is indeed correct, your Honour. But for perhaps
2 Mr Gumpert to understand the context of my question, I get this information -- it's not
3 on our list of materials, because it's a big document, but it's an ISO intercept book.
4 And I can read the ERN number, UGA-OTP-0152-0002. It's been submitted into
5 evidence under Decision 615.

6 PRESIDING JUDGE SCHMITT: [15:28:55] But that is correct and that is something
7 that will have to be considered. But I think the intervention by Mr Gumpert was
8 about to put this to the witness. So this is, this is a difference. Of course we will
9 have to consider that and I -- and we have learned I think in these proceedings that
10 you don't put any propositions without any background to it. But now we have it
11 on the record, so goed zo, so to speak. But I think for the witness, to put it to the
12 witness, I would agree with Mr Gumpert, would not serve the purpose even. But
13 the question, did he, didn't move with Kalalang or he did move with
14 Kalalang -- Ongwen, I mean --

15 MS BRIDGMAN: Yes.

16 PRESIDING JUDGE SCHMITT: -- or not. That, yes.

17 MS BRIDGMAN: [15:29:44]

18 Q. [15:30:02] So, Madam Witness, my proposition is that Kalalang was not moving
19 with Dominic Ongwen during the period that you were in the bush, what do you say
20 to that?

21 A. [15:30:04] They were not moving together.

22 Q. [15:30:17] So you confirm that your testimony saying that you were at Wii-Polo
23 at least for two months or so with Kalalang and Dominic Ongwen is not correct?

24 A. [15:30:37] At that time they separated, and people would only go and
25 reconverge at a point where there are so many other people. So many groups would

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1 come and converge at one point.

2 PRESIDING JUDGE SCHMITT: [15:30:59] Perhaps 46 where she stated that

3 "Kalalang did not stay long with us."

4 MS BRIDGMAN: [15:31:12] Yes, indeed.

5 PRESIDING JUDGE SCHMITT: [15:31:13] But, of course, we -- what is -- why

6 should we, we have eyes to see, as I always say, and we know, I think we recall the

7 testimony of Witness P-189 who identified a certain person as Kalalang on

8 a photograph and I think it was one of -- it was this, exact this photograph, and the

9 other person I think you would come to in due course.

10 MS BRIDGMAN: [15:31:52]

11 Q. [15:32:16] I also put it to you, Madam Witness, that you did not move far away

12 from the Lango region during the entire period that you were in the bush and you

13 could not have in any way made it to Palabek. What do you say to that?

14 A. [15:32:22] I covered very long distances. But I -- it was difficult for me to mark

15 places by names because at that time I was still very young and I could not have them

16 in mind.

17 Q. [15:32:42] I also put it to you, Madam Witness, that during the period of your

18 abduction and at least the first few months that you testified you were stationed in

19 Wii-Polo, Dominic Ongwen was near the Sudan border in the Palabek region and he

20 was nowhere near the Lango region where you were abducted and stayed? What do

21 you say about that?

22 A. [15:33:33] Well, I cannot deny that because at that time I was still young and

23 there were so many places we moved to.

24 Q. [15:33:50] I also put it to you, Madam Witness, that you did not meet

25 Dominic Ongwen during the time you spent in the bush because some of the people

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1 you mentioned as his wives, for instance, Sarah, Apece, Ageno, and a child named
2 Aciro, were never in Dominic Ongwen's household. What do you say to that?

3 A. [15:34:33] I cannot respond to that.

4 PRESIDING JUDGE SCHMITT: [15:34:40] So did you see Mr Ongwen or did you
5 not see Mr Ongwen? That was the question by Mrs Bridgman.

6 THE WITNESS: [15:34:54] (Interpretation) I did see him.

7 MS BRIDGMAN: [15:35:04]

8 Q. [15:35:04] I also say that you did not see Mr Ongwen and you did not meet with
9 him or his household, and some of the names that you mention you heard about them
10 from when you returned the bush or you made up their knowledge after
11 the Prosecution asked you if you had heard about them. What do you say to that?

12 A. [15:35:49] Well, then I would have nothing more to say because that was all I
13 could say.

14 MS BRIDGMAN: [15:36:04] Your Honours, I would like to put a few things on the
15 record, this is not for the benefit of the witness per se, but at least to clarify --

16 PRESIDING JUDGE SCHMITT: [15:36:12] Please start. Yeah, please start and we'll
17 see.

18 MS BRIDGMAN: [15:36:22] The readings of paragraph 73, 74, 75, up to 77, when she
19 talks about Mr Ongwen's household, I would like to draw your attention to Article 56
20 proceedings where some of the evidence is already on the record.

21 MR GUMPERT: [15:36:45] Your Honours, I must object. These are submissions.
22 There is a time and a place for these submissions to be made. I don't object to
23 the Defence drawing these matters to your attention. This is not part of the business
24 of giving evidence.

25 PRESIDING JUDGE SCHMITT: [15:37:00] That is true of course and -- but now it is

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1 on the record. So now we have it already, so to speak. And the last time, of course,
2 when you intervened it was in the same manner, but also she managed to have it on
3 the record then. But okay, but submissions also we will consider that.

4 And of course, Mrs Bridgman, from your examination also it becomes clear what your
5 point is. And yes, I would say, we should not start now with every witness to put on
6 the record what we think how the evidence has to be related to each other. There
7 might be an instance, for example, when, what I did a couple of minutes ago, that of
8 course we all, I think, remember this P-189 and he identified certain persons on
9 photographs that have been shown today to the witness, these are matters that
10 suggest themselves, so to speak, and I would not like that we, so to speak, talk around
11 these matters. And we have also seen the other picture, I think 146 at the end it is,
12 that she, that Madam Witness did not recognise a person there.

13 There might be -- this might be also a reason, for example, the Prosecution to make
14 submissions or for you to make submissions.

15 MR GUMPERT: [15:38:29] I'm sure we both will in due course, perfectly properly,
16 I'm just suggesting now is not the time.

17 PRESIDING JUDGE SCHMITT: [15:38:35] What I want to say, perhaps I should be
18 more directly, we, the Judges here in this Chamber really are aware of when problems
19 arise and they, they consider that. And of course especially when we are directed to
20 it gently, kindly or brutally by submissions or directly in the courtroom, we won't
21 oversee that.

22 So please, Mrs Bridgman, continue. Or finish, whatsoever. I don't know what you
23 want.

24 MS BRIDGMAN: [15:39:12] I shall finish with two propositions.

25 Q. [15:39:15] Madam Witness, I put it to you that your statement at paragraph 74

1 where you say that you knew Aber and she had two children with her, one a baby
2 and the other one breastfeeding -- sorry, one a baby that was breastfeeding and the
3 other one a bit older, is not true because Aber did not have her first child until
4 December 2005. What do you say to that?

5 A. [15:40:10] Well, I have nothing to say about that.

6 Q. [15:40:12] And last thing, Madam Witness, that your information at paragraph
7 75 where you say that you knew Fatuma and she told you that she was the wife of
8 Ongwen is also incorrect because Fatuma did not become allegedly a wife until
9 sometime in Congo and she did not have a baby until 2006. What do you say to
10 that?

11 PRESIDING JUDGE SCHMITT: [15:40:45] Really, I hesitate to intervene, at least
12 a little bit. The witness has said paragraph 75 that she does not -- said she did not
13 have any children, so the question would be -- so you would have to rephrase it.
14 Because then it's mixed what you think is not correct and simply what she has said
15 exactly like that, so you should not mix that.

16 MS BRIDGMAN: [15:41:18] Let me rephrase, your Honour.

17 Q. [15:41:21] Madam Witness, I put it to you that Fatuma could not have told you
18 that she was a wife of Ongwen because she was not until sometime in 2006 in Congo.
19 What do you say to that?

20 A. [15:41:46] I have nothing else to say because I have told you all that I know.

21 Q. [15:42:01] I also put it to you that Okeny died in 2012 in Central African
22 Republic and you could have not seen his dead body in Walera camp, what do you
23 say to that?

24 A. [15:42:27] I have nothing to say about that.

25 Q. [15:42:33] Thank you, Madam Witness.

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1 MS BRIDGMAN: Thank you, your Honours. I have no further questions. I have
2 to consult with lead counsel if he has anything else.

3 (Counsel confers)

4 MR AYENA ODONGO: [15:43:01] Mr President and your Honours, I have about
5 one or two questions. It is gravitating around her allegation of escape, where she
6 escaped from and when she actually escaped.

7 QUESTIONED BY MR AYENA ODONGO: (Continuing)

8 Q. [15:43:33] Madam Witness, in your statement you said that you escaped when
9 you had an opportunity to go and collect white ants and that was around Rackoko
10 area and you did not talk about any incidents of fighting.
11 But, Madam Witness, and I want, your Honours, to refer you to tab 4, page 76. And
12 maybe it will be useful to read that paragraph in full, starting from "We immediately":
13 "We immediately went to very many places and IDP camps killing, abducting and
14 looting property ... there was this one IDP camp called Odek IDP camp things were
15 not easy on that day. We attacked this camp very well but as we were leaving,
16 Mr Dominic Ongwen got shot on the leg. They carried him into the sickbay and
17 leadership became poor so we could somehow move by ourselves and be free a bit.
18 The next day after the Odek attack I got a chance to escape and returned home from
19 around Odek village."

20 PRESIDING JUDGE SCHMITT: [15:45:54] Okay, I will also have stopped here if
21 I were you.

22 MR AYENA ODONGO: [15:46:00] We are reading from the same page,
23 Mr President.

24 PRESIDING JUDGE SCHMITT: [15:46:03] So perhaps you could also clarify to the
25 witness that this is again this application form.

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1 MR AYENA ODONGO: Yes.

2 PRESIDING JUDGE SCHMITT: And then you can ask her, of course.

3 MR AYENA ODONGO: [15:46:10]

4 Q. [15:46:11] Madam Witness, this is what you stated in your victim application
5 form. As you may realise, this seems to sharply contradict this earlier statement you
6 had given to the Prosecution investigators. I want to put a few questions to you.
7 Did you get involved in the Odek attack?

8 A. [15:46:56] No.

9 Q. [15:47:00] So, Madam Witness, can you confirm to Court wherefrom exactly you
10 escaped. Was it from Odek or from around Rackoko?

11 A. [15:47:29] I escaped from midway between Rackoko and Odek.

12 PRESIDING JUDGE SCHMITT: [15:47:39] So may I shortly, Mr Ayena.

13 MR AYENA ODONGO: [15:47:43] Yes, yes.

14 PRESIDING JUDGE SCHMITT: [15:47:44] Madam Witness, do you for yourself have
15 an explanation why your escape is explained, so to speak, differently in the statement
16 of the Prosecution and in the reference here made in your victim's application that has
17 been partly read out to you by Mr Ayena? Do you have an explanation why this
18 story is different?

19 THE WITNESS: [15:48:34] (Interpretation) I -- what I know is that I escaped from
20 somewhere between Rackoko and Odek.

21 PRESIDING JUDGE SCHMITT: [15:48:48] And I also refer to the participation in the
22 Odek attack that is stated here in the victim's form, application form and not in
23 the Prosecution statement. Do you have an explanation why this appears in the
24 victim's application form?

25 THE WITNESS: [15:49:27] (Interpretation) I personally do not know the boundary

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1 between Rackoko and Odek. So I was only left with having to say it was between
2 Rackoko and Odek.

3 PRESIDING JUDGE SCHMITT: [15:49:40] I have tried it several times so I think you
4 can continue, Mr Ayena.

5 MR AYENA ODONGO: [15:49:49] (Microphone not activated)

6 PRESIDING JUDGE SCHMITT: [15:49:52] I said I have given it as a try twice so we
7 have to take it -- it's of course not -- yeah.

8 MR AYENA ODONGO: [15:50:00] My Lord, the important thing I wanted to lay, the
9 fact that -- and I want to put it to her as a proposition.

10 Q. [15:50:13] Madam Witness, given what I have canvassed with you and what the
11 Honourable Judge has also tried to find out from you, it is most improbable that you
12 got involved in the Odek attack. What do you say about that?

13 A. [15:50:41] That is right.

14 Q. [15:50:49] And a further -- a further follow-up proposition, Madam Witness, is
15 the fact that given -- maybe I will ask you one or two other questions. Can you
16 kindly describe to Court the physical features of Dominic Ongwen. When you met
17 him how did he look like? Was he tall, was he short, was he medium sized, was he
18 dark, was he light skinned?

19 A. [15:51:42] Well, he was a bit big but not very fat at that time.

20 Q. [15:51:55] Was he tall?

21 A. [15:52:01] Not quite tall.

22 Q. [15:52:08] Was he dark or light skinned?

23 A. [15:52:19] He was a bit light skinned.

24 Q. [15:52:24] And your -- Madam Witness, in your -- in the advance screening
25 summary of information -- your Honours, this is UGA-OTP-0260-0451, you said:

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1 "The LRA did not want them to know where they were moving, because they thought
2 they might escape. Wherever they were moving, Ongwen was there."

3 Is this the statement that you gave to the people who made this summary, that
4 wherever you moved Ongwen was there?

5 A. [15:53:30] He was there.

6 Q. [15:53:38] Madam Witness, did you get -- of course you clearly stated that
7 Ongwen was the supreme leader of that group. Did you get to know that that group
8 was divided into different groups called battalions?

9 A. [15:54:04] I didn't get to know that.

10 Q. [15:54:12] Madam Witness, given your description of Dominic Ongwen, given
11 the fact that you allege that Ongwen was shot and was carried in Odek, given the fact
12 that you allege that you participated in Odek attack, it is very improbable that you
13 ever got in contact with Ongwen. What do you say about that?

14 A. [15:55:06] I cannot accept that because I saw him.

15 Q. [15:55:22] And last but by no means least, did you get to know where Rackoko,
16 which district Rackoko and Odek were? In which district were they?

17 A. [15:55:55] I don't know.

18 Q. [15:56:01] Did it occur -- was it in Lango subregion or in the Acholi subregion?

19 A. [15:56:16] Acholi.

20 MR AYENA ODONGO: [15:56:27] That's about it, my Lord.

21 Thank you very much, Madam Witness.

22 PRESIDING JUDGE SCHMITT: [15:56:30] Thank you, Mr Ayena.

23 This concludes your testimony, Madam Witness. On behalf of the Chamber we
24 would like to thank you that you have made yourself available as a witness in this
25 case in these proceedings. We wish you a safe trip back.

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- 1 This also concludes the hearing for today.
- 2 THE WITNESS: [15:56:53] (Interpretation) Thank you very much.
- 3 PRESIDING JUDGE SCHMITT: [15:56:55] Okay. Thank you. This also --
- 4 THE WITNESS: [15:56:58] (Interpretation) Thank you very much.
- 5 (The witness is excused)
- 6 PRESIDING JUDGE SCHMITT: [15:56:59] This also concludes the hearing for today.
- 7 I understand that we cannot continue tomorrow, Mr Gumpert.
- 8 MR GUMPERT: [15:57:07] Yes, the next witness has certain constraints, travel
- 9 constraints. The Defence know and I think the Bench know that in advance as well.
- 10 So tomorrow is a blank day, I'm afraid.
- 11 PRESIDING JUDGE SCHMITT: [15:57:24] Yes. I would not complain, but I note
- 12 that it is a remarkable phenomenon not yet sufficiently researched why it seems to be
- 13 easier to bring witnesses from 8,000 kilometres away from the Court here to the Court
- 14 than witnesses who, at first sight, their journey does not seem to be so burdensome to
- 15 the Court. It is just a remark by me.
- 16 So we have our day free tomorrow. Of course, not free of work, but free of the
- 17 courtroom, and we continue with P-242 on Monday 9.30.
- 18 THE COURT USHER: [15:58:02] All rise.
- 19 (The hearing ends in open session at 3.58 p.m.)