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SCSL-04-16-T  
(18607-18609)

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SPECIAL COURT FOR SIERRA LEONE

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TRIAL CHAMBER II

Before: Justice Richard Lussick, Presiding Judge  
Justice Teresa Doherty  
Justice Julia Sebutinde

Registrar: Lovemore G. Munlo, SC

Date: 26 July 2006

PROSECUTOR                      Against                      Alex Tamba Brima  
   Brima Bazy Kamara  
   Santigie Borbor Kanu  
   (Case No.SCSL-04-16-T)

DECISION ON URGENT JOINT DEFENCE APPLICATION FOR A STATUS CONFERENCE  
PURSUANT TO RULE 54 OF THE RULES OF PROCEDURE AND EVIDENCE  
OF THE SPECIAL COURT FOR SIERRA LEONE  
AND CONSEQUENTIAL ORDERS

Office of the Prosecutor:

Jim Johnson  
Karim Agha  
Charles Hardaway

Defence Counsel for Alex Tamba Brima:

Kojo Graham  
Glenna Thompson

Defence Counsel for Brima Bazy Kamara:

Andrew Daniels  
Mohamed Pa-Momo Fofanah

Defence Counsel for Santigie Borbor Kanu:

Geert-Jan Alexander Knoops  
Carry Knoops  
Abibola E. Manly-Spain

SPECIAL COURT FOR SIERRA LEONE  
RECEIVED  
COURT MANAGEMENT  
26 JUL 2006  
NAME: Geoff Walker  
SIGN: [Signature]  
TIME: 16:30

**TRIAL CHAMBER II** ("Trial Chamber") of the Special Court for Sierra Leone ("Special Court"), composed of Justice Richard Lussick, presiding, Justice Teresa Doherty and Justice Julia Sebutinde;

**SEISED** of the Urgent Joint Defence Application for a Status Conference Pursuant to Rule 54 of the Rules of Procedure and Evidence of the Special Court for Sierra Leone, filed on 25 July 2006 ("Application") in which the Defence sought a status conference for Wednesday, 26 July 2006 for the Trial Chamber to review the state of the Defence case and enable the Defence to raise issues in relation thereto;

**RECALLING** that on 25 July 2006 the Trial Chamber decided to hear the parties in open court and, with the consent of the parties, granted the Application and ordered that the status conference proceed forthwith;

**NOTING** the oral submissions by the Defence regarding various logistical problems in calling further witnesses at present;

**NOTING ALSO** that the unavailability of Defence witnesses is causing delay to the proceedings;

**CONSIDERING** that the Prosecution is seeking orders:

1. That by 2 August 2006 the Defence either apply for subpoenas where necessary or, alternatively, indicate which witnesses will be dropped;
2. That by 21 August 2006 the Defence provide to the Prosecution a list of the next 10 witnesses in order of call.

**CONSIDERING ALSO** that the Defence is seeking an extension of time to file their final witness list by 4 September 2006;

**RECALLING** that the Trial Chamber on 17 May 2006 granted the Defence an extension of time to 21 August 2006 to file a final witness list;<sup>1</sup>

**COGNISANT** that the Defence may move the Trial Chamber to vary a final witness list pursuant to Rule 73ter(E) of the Rules of Procedure and Evidence ("Rules");

**URGING** the Defence to take all necessary steps to prevent any further delays;

**PURUANT TO** Rule 54 of the Rules;

#### **HEREBY ORDERS THE DEFENCE**

To provide to the Prosecution a list of the next 15 witnesses in order of call on or before 21 August 2006;


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<sup>1</sup> *Prosecutor v. Brima et al.*, Case No. SCSL-04-16-T, Decision on Confidential Joint Defence Motion as to Inability to Provide Details of Certain Witnesses on 10 May 2006 and Anticipation of Subpoenas Ad Testificandum, 17 May 2006.

JL

AND DISMISSES all other applications.

Done at Freetown, Sierra Leone, this 26<sup>th</sup> day of July 2006.

  
Justice Teresa Doherty

  
Justice Richard Lussick  
Presiding Judge

  
Justice Julia Sebutinde

