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SCSL - 04-15-T  
(32009 - 32012)

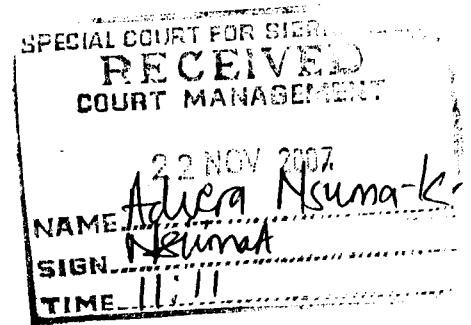
32009

**SPECIAL COURT FOR SIERRA LEONE**  
OFFICE OF THE PROSECUTOR  
Freetown - Sierra Leone

Before: Hon. Justice Benjamin Mutanga Itoe, Presiding  
Hon. Justice Bankole Thompson  
Hon. Justice Pierre Boutet

Registrar: Mr. Herman Von Hebel

Date filed: 22 November 2007



**THE PROSECUTOR**

**Against**

**Issa Hassan Sesay  
Morris Kallon  
Augustine Gbao**

Case No. SCSL-04-15-T

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**PUBLIC**

**PROSECUTION RESPONSE TO KALLON STATEMENT IN SUPPORT OF THE SESAY AND GB AO  
JOINT MOTION FOR VOLUNTARY WITHDRAWAL OR DISQUALIFICATION OF JUSTICE BANKOLE  
THOMPSON FROM THE RUF CASE  
AND CORRIGENDUM**

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Court Appointed Defence Counsel for Kallon  
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Court Appointed Defence Counsel for Gbao  
John Cammegh  
Prudence Acirokop

## I. INTRODUCTION

1. The Prosecution files this Response to the “Kallon Defence Statement in Support of the Sesay and Gbao Joint Motion For Voluntary Withdrawal or Disqualification of Justice Bankole Thompson from the RUF Case” (“**Statement**”), dated 20 November 2007,<sup>1</sup> and in response to the oral application made by the Second Accused on 20 November 2007. The “Sesay and Gbao Joint Motion for Voluntary Withdrawal or Disqualification of Justice Bankole Thompson from the RUF Case” (“**Motion**”)<sup>2</sup> was filed on 14 November 2007. The Prosecution Response<sup>3</sup> (“**Response**”) to the Motion was filed on 20 November 2007.
2. The Statement uses the words, the Second Accused “communicates ... [his] support for the Motion” filed by the First and Third Accused. The Prosecution does not object to the Second Accused joining as an applicant to the Motion, and takes the position that the Second Accused made an oral application on 20 November 2007, to be a party to the Motion.
3. The Statement makes no further argument and the Prosecution relies on its Response in answer to the Statement and the Second Accused’s oral application.

## II. CORRIGENDUM

4. The Prosecution inadvertently attached to its Response a photocopy of the title page of “The Justice Game,” an unrelated text written by Geoffrey Robertson. The page was given Court Management page number 31992. The book cited in the Response, also by Geoffrey Robertson, is titled “Crimes Against Humanity – The Struggle for Global Justice.” Excerpts from the latter book are referred to in the Response and excerpts from “Crimes Against Humanity – The Struggle for Global Justice,” are correctly attached to the Response as Court Management pages 31993 to 31997. The Prosecution apologizes

<sup>1</sup> *Prosecutor v. Sesay, Kallon, Gbao*, SCSL-04-15-T-885, “Kallon Defence Statement in Support of the Sesay and Gbao Joint Motion For Voluntary Withdrawal or Disqualification of Justice Bankole Thompson From the RUF Case”, 20 November 2007.

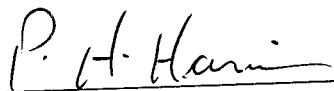
<sup>2</sup> *Prosecutor v. Sesay, Kallon, Gbao*, SCSL-04-15-T-880, “Sesay and Gbao Joint Motion For Voluntary Withdrawal or Disqualification of Justice Bankole Thompson From the RUF Case”, 14 November 2007.

<sup>3</sup> *Prosecutor v. Sesay, Kallon, Gbao*, SCSL-04-15-T-886, “Prosecution Response to the Sesay and Gbao Joint Motion For Voluntary Withdrawal or Disqualification of Justice Bankole Thompson From the RUF Case”, 20 November 2007.

for its error and asks the Trial Chamber and the parties to disregard Court Management page 31992.

Filed in Freetown, 22 November 2007

For the Prosecution,

  
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Pete Harrison

INDEX OF AUTHORITIES**I. MOTIONS**

1. *Prosecutor v. Sesay, Kallon, Gbao*, SCSL-04-15-T-885, “Kallon Defence Statement in Support of the Sesay and Gbao Joint Motion For Voluntary Withdrawal or Disqualification of Justice Bankole Thompson From the RUF Case”, 20 November 2007.
2. *Prosecutor v. Sesay, Kallon, Gbao*, SCSL-04-15-T-880, “Sesay and Gbao Joint Motion For Voluntary Withdrawal or Disqualification of Justice Bankole Thompson From the RUF Case”, 14 November 2007.
3. *Prosecutor v. Sesay, Kallon, Gbao*, SCSL-04-15-T-886, “Prosecution Response to the Sesay and Gbao Joint Motion For Voluntary Withdrawal or Disqualification of Justice Bankole Thompson From the RUF Case”, 20 November 2007.