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SCS-04-15-T
(27225 - 27226)

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

27225

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

Registrar: Mr. Herman von Hebel

Date filed: 22 July 2008

SPECIAL COURT FOR SIERRA LEONE	
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THE PROSECUTOR

Against

Issa Hassan Sesay

Morris Kallon

Augustine Gbao

Case No. SCSL-04-15-T

PUBLIC

**PROSECUTION RESPONSE TO KALLON URGENT APPLICATION FOR PAGE EXTENSION IN
RESPECT OF FINAL BRIEF**

Office of the Prosecutor:

Pete Harrison

Vincent Wagana

Defence Counsel for Sesay

Wayne Jordash

Sareta Ashraph

Defence Counsel for Kallon

Charles Taku

Kennedy Ogetto

Tanoo Mylvaganam

Court Appointed Defence Counsel for Gbao

John Cammegh

Scott Martin

I. SUBMISSION AND CONCLUSION

1. On 21 July 2008, the Accused Kallon filed a "Public Kallon Urgent Application for Page Extension in Respect of Final Brief,"¹ ("Motion").
2. A similar application was filed by the First Accused on 16 July 2008.² The Prosecution took no position with respect to the motion of the First Accused, except that the Prosecution submitted that if an extension of pages is granted to the First Accused, it should be in the range of 50 to 100 additional pages. The Prosecution considers that it is appropriate to take the same position with respect to the Kallon Motion.
3. Whether final briefs of the length requested will assist the Trial Chamber is far from certain. Final briefs of 600 pages would be very difficult to read, let alone analyze and respond to, in the four days the Prosecution has to prepare for oral argument. Although the Prosecution applied for leave to file a final brief of up to 600 pages, the Prosecution is continuing to rewrite its final brief to try to comply with the 500 page limit imposed earlier by the Trial Chamber.
4. The Prosecution bears the burden of proof and is expected to file one brief with respect to the three Accused. It is compelled to deal with the evidence and issues that it anticipates being relevant to each of Accused. That is a more onerous and comprehensive task than that of an Accused.

Filed in Freetown, 22 July 2008

For the Prosecution,



Pete Harrison

¹ *Prosecutor v. Sesay et al*, SCSL-2004-15-T-1198, "Public Kallon Urgent Application for Page Extension in Respect of Final Brief," 21 July 2008.

² *Prosecutor v. Sesay et al*, SCSL-2004-15-T-1192, "Public Sesay Defence Urgent Application for Page Extension for Closing Brief," 16 July 2008