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## SPECIAL COURT FOR SIERRA LEONE JOMO KENYATTA ROAD • FREETOWN • SIERRA LEONE

PHONE: +1 212 963 9915 Extension: 178 7000 or +39 0831 257000 or +232 22 295995

FAX: Extension: 178 7001 or +39 0831 257001 Extension: 174 6996 or +232 22 295996

## THE TRIAL CHAMBER

Before:	Judge Bankole Thompson
	Judge Benjamin Mutanga Itoe
	Pierre Boutet

Registrar:

Robin Vincent

22 March 2004

Date:

PROSECUTOR

Against

Sam Hinga Norman Moinina Fofana Allieu Kondewa (Case No.SCSL-04-14-PT)

## REVISED ORDER FOR THE FILING OF DEFENCE PRE-TRIAL BRIEFS

Office of the Prosecutor:

Luc Côté



Defence Counsel for Sam Hinga Norman: James Jenkins-Johnston

<u>Defence Counsel for Moinina Fofana</u>: Michiel Pestman

<u>Defence Counsel for Allieu Kondewa</u> Charles Margai **RECALLING** the Trial Chamber's "Order for Filing Pre-Trial Briefs" of 13 February 2004, in which it ordered that each Defence team file its pre-trial brief by 23 March 2004, pursuant to Rule 54 and Rule 73 *bis* (F) of the Rules of Procedure and Evidence of the Special Court ("Rules");

**NOTING** that the Office of the Prosecutor ("Prosecution") filed its pre-trial brief on 2 March 2004,<sup>1</sup> in accordance with the Trial Chamber's Order;

**CONSIDERING** the submissions of defence counsel for Sam Hinga Norman, Moinina Fofana and Allieu Kondewa at the Status Conference on 4 March 2004 on various issues including disclosure;

**CONSIDERING** that defence counsel for Sam Hinga Norman requested that the date for filing its pre-trial brief be suspended until after full disclosure or otherwise until after the order on Protective Measures is lifted;

**CONSIDERING** that each party is to address factual and legal issues in its pre-trial brief for the purposes of, *inter alia*, assisting the Trial Chamber in determining contested issues of fact and law;

**CONSIDERING** that the Trial Chamber, and indeed opposing counsel, will be more greatly assisted by a well-prepared, detailed pre-trial brief than by a pre-trial brief drafted without the benefit of extensive disclosure and sufficient pre-trial preparation;

**FINDING THEREFORE** that it is in the interests of justice to revise the Order of 13 February 2004 in relation to the date for filing pre-trial briefs by the Defence in this case; and

HEREBY ORDERS that the pre-trial briefs shall be filed by each Defence team in this case two weeks prior to the date for the commencement of trial.

Done at Freetown this 22<sup>nd</sup> day of March 2004 Iudge Bankole Thompson Judge Benjam Mu**r**anga Itoe Judge Pierre Boutet Presiding Judge, Trial Chamber

[Seal of the Special Court for Sierra Leone]

<sup>&</sup>lt;sup>1</sup> Prosecution's Pre-Trial Brief Pursuant to Order for Filing Pre-Trial Briefs (under Rules 54 and 73 bis) of 13 February 2004, 2 March 2004.