

SCSL-04-14-T  
(14262-14302)

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**SPECIAL COURT FOR SIERRA LEONE**

**In Trial Chamber I**

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

Interim Registrar: Mr Lovemore Munlo

Date: 5 December 2005

**THE PROSECUTOR**

**-against-**

**SAMUEL HINGA NORMAN, MOININA FOFANA, and ALLIEU KONDEWA**

SCSL-2004-14-T

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**FOFANA MATERIALS FILED PURSUANT TO THE CONSEQUENTIAL  
ORDER FOR COMPLIANCE WITH THE ORDER CONCERNING THE  
PREPARATION AND PRESENTATION OF THE DEFENCE CASE**

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**For the Office of the Prosecutor:**

Mr Luc Côté  
Mr James C. Johnson  
Ms Nina Jørgensen  
Mr Mohammed Bangura

**For Moinina Fofana:**

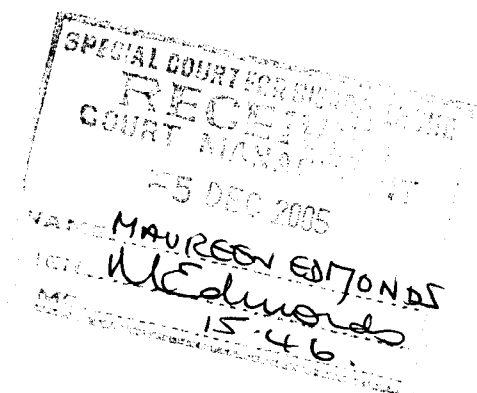
Mr Victor Koppe  
Mr Arrow Bockarie  
Mr Michiel Pestman  
Mr Andrew Ianuzzi

**For Samuel Hinga Norman:**

Mr John Wesley Hall  
Dr Bu-Buakei Jabbi  
Ms Clare DaSilva  
Mr Kingsley Belle

**For Allieu Kondewa:**

Mr Charles Margai  
Mr Yada Williams  
Mr Ansu Lansana  
Ms Susan Wright  
Mr Martin Michael



SCSL-2004-14-T

## SUBMISSIONS

1. Considering the ‘Consequential Order for Compliance with the Order Concerning the Preparation and Presentation of the Defence Case’, filed by Trial Chamber I on 28 November 2005<sup>1</sup> (the “Consequential Order”), the Defence hereby submits the following materials in partial compliance thereof.
  
2. Noting that the Chamber has yet to deliver a decision on the ‘Urgent Fofana Motion for Reconsideration of the 25 November 2005 Oral Ruling and the 28 November 2005 Consequential Order of Trial Chamber I’<sup>2</sup> (the “Motion for Reconsideration”), the Defence respectfully submits that—for reasons now exhaustively canvassed—compliance with paragraphs (a)(i) and (d) of the Consequential Order, at this point of the proceedings, would seriously compromise certain rights afforded to Mr Fofana. Accordingly, the Defence hereby requests the Chamber to stay compliance with these disputed portions pending decision on the Motion for Reconsideration and, if necessary, final exhaustion of the appeals process pursuant to Rule 73(B).
  
3. The Defence respectfully submits that the Chamber should not have pre-emptively exercised its discretion not to stay the disputed portions of the Consequential Order prior to assessing the arguments advanced in the Motion for Reconsideration<sup>3</sup> and urges the Chamber to now reconsider that particular aspect of its order rejecting the original Fofana motion for reconsideration.
  
4. Granting a stay at this juncture will not materially prejudice any of the parties. With respect to the names of the witnesses, over six weeks remain until the scheduled commencement of the CDF trial. The Prosecution will have ample time to prepare for its cross-examination with the benefit of full disclosure by 27 December 2005, should the Defence’s proposal eventually be adopted. Further, the Defence seriously doubts that its failure to produce the disputed chart at this stage of the proceedings could

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<sup>1</sup> *Prosecutor v. Norman et al.*, SCSL-2004-14-T-489.

<sup>2</sup> *Prosecutor v. Norman et al.*, SCSL-2004-14-T-493.

<sup>3</sup> *Prosecutor v. Norman et al.*, SCSL-2004-14-T-491, Trial Chamber I, ‘Order on Urgent Motion for Reconsideration or, in the Alternative, for Leave to Appeal the Orders for Compliance with the Order Concerning the Preparation and Presentation of the Defence Case’ at 2 (noting that “... any motion that may be filed subsequently will not operate as a stay of proceedings”).

delay the commencement of the defence case given the information called for—and indeed provided—by paragraphs (a-c) of the Consequential Order.

5. The Defence re-assures the Chamber that it will be ready to open its case promptly on 17 January 2006.

#### **Proposed Witnesses**

6. In compliance with paragraph (a)(ii-vi) of the Consequential Order, the Defence refers the Chamber to Annex A of the instant submissions. For the reasons stated above, the Defence hereby files only witness numbers with respect to paragraph (a)(i) of the Consequential Order.
7. The Defences's proposed witness list is divided into two sections: "Confirmed Witnesses" and "Unconfirmed/Backup Witnesses". The former section indicates those witnesses who, to date, have confirmed their willingness to testify and on whose testimony the Defence currently intends to rely. With respect to those individuals listed in the latter section, the Defence either (i) is still in the process of confirming and/or securing their participation or (ii) intends to rely on such individuals only if it becomes necessary over the course of the Defence case. The Defence notes that its investigation process is ongoing. Upon good cause being shown, the Defence may seek leave to add names to its witness list.

#### **Proposed Expert Witnesses**

8. With respect to paragraph (b) of the Consequential Order, the Defence refers the Chamber to Annex B of the instant submissions. The names of the proposed expert witnesses have been provided.

#### **Proposed Exhibits**

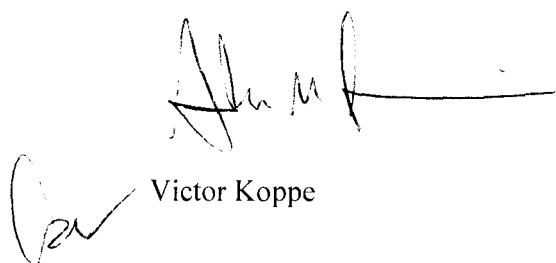
9. Concerning paragraph (c) of the Consequential Order, the Defence refers the Chamber to Annex C of the instant submissions.

10. It is not possible at this stage to indicate whether the Prosecution has any objection as to the authenticity of the proposed exhibits because the Defence has not yet shown the Prosecution copies of such documents. Where possible, the Defence will endeavour to produce copies of its intended exhibits to the Prosecution well in advance of the date on which such exhibits will be tendered in court with a view to settling issues of authenticity.
11. The Defence notes that its investigation process is ongoing and that some documents are still in the possession of certain witnesses. Upon good cause being shown, the Defence may seek leave to add documents to its exhibit list.

**Chart**

12. For the reasons stated above, the Defence files no materials with respect to paragraph (d) of the Consequential Order at this time.

COUNSEL FOR MOININA FOFANA



Victor Koppe

**ANNEX A**  
**Confirmed Witnesses**

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
DWF-001	<p>Witness, a former CDF commander from Blama, will give testimony with respect to the history and goals of the Kamajors and the CDF; the command and organizational structure of the CDF especially in Kenema District; the SLPP government's involvement in the conflict and relationship with the CDF, including the provision of funds and logistics; Mr Fofana's role and functions within the CDF; and the witness's role and functions within the CDF and his relationship, as a commander, to Mr Fofana.</p> <p>For example, the witness will testify that:</p> <ul style="list-style-type: none"> <li>-Leadership within the CDF was largely vested horizontally among the paramount chiefs. Eventually, Hinga Norman was sent by the SLPP government to coordinate the CDF, however the paramount chiefs retained a measure of control and received rations from the government for their Kamajors.</li> <li>-Witness, a commander, was appointed by his paramount chief. He commanded over three hundred Kamajors from Small Bo Chiefdom and received his orders and logistics from his chiefdom authorities. Witness eventually became a general battalion commander. He never received orders, rations, arms, or ammunition from Mr Fofana, although he did receive arms and ammunition directly from ECOMOG.</li> <li>-Witness received his fighting orders directly from Arthur Koroma, the District Administrator for Kenema District. He and others routinely met with Koroma and other commanders to exchange situation reports.</li> <li>-Witness never received official documents from Mr Fofana nor did he ever report to him. Witness doesn't know what Mr Fofana's role in the CDF was, apart from having the title "Director of War".</li> <li>-Following the restoration of the SLPP government, control of the CDF was vested in the National Coordinating Committee headed by then Vice-President</li> </ul>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1 hour	In person	Mende, Krio, English

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	Albert Joe Demby.				
DWF-002	<p>Witness, a former CDF officer from Bo, will give testimony with respect to the command and organizational structure of the CDF; Mr Fofana's role and functions within the CDF; the witness's role and functions within the CDF and his interactions with Mr Fofana, including Mr Fofana's peace-making activity in Bo in 1998; and CDF activity at Base Zero.</p> <p>For example, the witness will testify that:</p> <ul style="list-style-type: none"> <li>-He first met with Mr Fofana at Base Zero. The Kenema War Council sent witness to Base Zero and instructed him to collect logistics. At the time, Mr Fofana was with Hinga Norman, but he was not part of the command structure. Mr Fofana was not among the group giving commands. Witness reported directly to Hinga Norman.</li> <li>-Witness interacted with Mr Fofana after the SLPP restoration in Bo, although Mr Fofana never gave him orders.</li> <li>-Mr Fofana had an office in Bo and was working for peace in coordination with Frances Fortune and others.</li> </ul>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1 hour	In person	Mende, Krio
DWF-003	<p>Witness, a former CDF initiator and logistics officer from Talia, will give testimony with respect to the Kamajor initiation process; the command and organizational structure of the CDF especially at Base Zero and Gendema; the witness's role and functions within the CDF and his interactions with Mr Fofana, including Mr Fofana's activity in Bo after the reinstatement of the SLLP Government; ECOMOG involvement in the conflict and relationship with the CDF, including the provision of command and logistics; and the SLPP government's involvement in the conflict and relationship with the CDF, including the provision of funds and logistics.</p> <p>For example, the witness will testify that:</p> <ul style="list-style-type: none"> <li>-In 1995, Mr Fofana was the Chief Kamajor for Bonthe District. His role was to mediate and settle disputes between Kamajors.</li> <li>-Kamajors were loyal to their Paramount Chiefs from whom they took orders.</li> </ul>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	2-3 hours	In person	Mende, Fula, Krio

14268

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	<p>These Chiefs were responsible for hosting and feeding them.</p> <p>-After the coup, the government was in disarray, and the Paramount Chiefs organized the Kamajors to fight. The president and his ministers fled to Guinea. After hearing that Eddie Masallay had organized Kamajors at Gendema/Bo Waterside, Kabbah sent some of his ministers to collect certain Kamajor leaders and bring them to Conakry. ECOMOG facilitated the transport by plane. ECOMOG began to support the Kamajors at Gendema/Bo Waterside with logistics.</p> <p>-In 1997, Hinga Norman and others decided to base at Talia. The government provided a helicopter to transport them. Many chiefs were still at Talia and the Kamajors remained loyal to them. However, the pattern changed a bit due to the influence of the government: Prior to the government's involvement, commanders were appointed based on bravery and proven strength in battle. The government introduced a measure of politics to the process.</p> <p>-At Talia, witness encountered Mr Fofana who he knew from their days together in Bonthe. Mr Fofana acted as a liaison between the chiefs and the initiators, continuing his role as a mediator. Mr Fofana enjoyed some respect at Talia because he hailed from Bonthe.</p> <p>-For the three weeks witness spent at Talia, food, arms, ammunition, medicine, etc. were handed over to Mr Fofana, who would in turn hand them over to the chiefs. The chiefs would then allocate the supplies among their Kamajors. Mr Fofana continued to act as mediator among initiators and sometimes he would call meetings to sort out internal conflicts.</p> <p>-Despite the respect shown to him in Bonthe, Mr Fofana had no control over the actual fighting. Kamajors were answerable to their chiefs. When they heard about fighting, they would simply go to the battlefield. While witness was at Talia, he never heard Mr Fofana give any orders to attack.</p> <p>-After the SLPP reinstatement, the Kamajors came under the control of loyal SLA officers and later ECOMOG. ECOMOG was in "effective control". Maxwell Khobe, as Chief of Defence Staff, was actively involved in</p>				

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	<p>monitoring all Kamajor operations. Mr Fofana's role was limited to maintaining peaceful relations among the chiefs.</p> <p>-The goal of CDF was to restore civilians to their homes.</p>				
DWF-004	<p>Witness, a former CDF initiator from Bonthe District, will give testimony with respect to the history and goals of the Kamajors and the CDF; the command and organizational structure of the CDF especially at Gendema/Bo Waterside, Conakry, Base Zero, and Bo; ECOMOG involvement in the conflict and relationship with the CDF, including the provision of command and logistics; the SLPP government's involvement in the conflict and relationship with the CDF, including the provision of funds and logistics; ULIMO involvement in the conflict and relationship with the CDF; Mr Fofana's role and functions within the CDF, including his activity at Base Zero; and the witness's role and functions within the CDF and his interactions with Mr Fofana.</p> <p>For example, the witness will testify that:</p> <p>-Before the coup, Kamajor activity was organized at the chiefdom level. Initiators would turn over initiates to their Paramount Chiefs who would supply them with supplies from the government or the community.</p> <p>-Witness led a group of Kamajors, including Mr Fofana, to Gendema/Bo Waterside. At the time, Mr Fofana was the Chief Kamajor for Nongoba-Bullum Chiefdom, Bonthe District. Witness was the boss, and Mr Fofana and the others were under his command. In fact, witness's junior initiator, Mohammed Mansaray, took Mr Fofana along as his "bag man", i.e. his inferior.</p> <p>-After the coup, witness went to Monrovia and met Hinga Norman, who was staying at an ECOMOG camp. Mr Norman told witness that he had just received a message from the president requesting that some Kamajors meet him in Conakry. Witness went and met Kabbah, who asked his ministers to be ready to rally round Mr Norman and give him full support to reinstate the government. ECOMOG pledged their support, assuring that whatever materials the Kamajors needed would be given to them in support.</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	2-3 hours	In person	Mende



NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	<p>-ECOMOG provided food, arms, ammunition, medicine, utensils, mattresses, shoes, etc to the Kamajors at Gendema/Bo Waterside. Eddie Masallay handed over control to witness, who placed Mr Fofana in charge of food. When Mr Norman arrived, he endorsed witness's decision. Because Mr Fofana had been given control of the food store, certain Kamajors started calling him "director".</p> <p>-Eventually, ECOMOG and Executive Outcomes helicopters shuttled the Kamajors to Talia.</p> <p>-Although there was distrust of educated people among the fighters, Hinga Norman decided there was a need for a council of elderly educated people to act as the highest body, with authority over even the initiators. Thus the War Council was formed at Talia, and it eventually appointed Mr Fofana as the Director of War.</p> <p>-Whatever supplies were received from ECOMOG were handed over to Mr Fofana who dished them out on written orders of the War Council. There were so many Kamajors at Base Zero, and they needed to be fed. The War Council would give written orders to Mr Fofana who would distribute food to the cooks and oversee the feeding of the men.</p> <p>-ECOMOG instructed the Kamajors to train their men, arm them, and deploy them in their chiefdoms and await ECOMOG coordination of attacks. ECOMOG officers were flown in from various locations to plan attacks.</p> <p>-Witness never received orders from Mr Fofana to do anything. Mr Fofana was not in a position to give him orders; Mr Fofana's only powers were to distribute food. Although he was working with the chiefs at Base Zero, as soon as the Kamajors left the area, they forgot about him.</p>				
DWF-005	Witness, a former CDF commander from Bo, will give testimony with respect to the alleged CDF attacks on Bo; the command and organizational structure of the CDF especially in Bo; ECOMOG involvement in the conflict and relationship with the CDF, including the provision of command and logistics; the SLPP government's involvement in the conflict and relationship with the CDF,	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende, Krio, English

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	<p>including the provision of funds and logistics; the witness's role and functions within the CDF and his interactions with Mr Fofana; and Mr Fofana's role and functions within the CDF at Bo.</p> <p>For example, the witness will testify that:</p> <p>-Witness understood that President Kabbah was coordinating CDF affairs from Guinea. The CDF was "directly under his command because we were fighting in favour of them".</p> <p>Command of Kamajors was organized at the chiefdom level, and many attacks were spontaneous. Witness never received orders from Mr Fofana, either directly or indirectly.</p> <p>-With respect to the title Director of War: "That position was just given to him, but he was not directly active. Only the name, as I can see. The way I look at it." Mr Fofana only spoke Mende, so he couldn't communicate with everyone. Mr Fofana was not controlling troops. Kamajors were more loyal to their initiators than to Mr Fofana.</p> <p>-After the SLPP restoration, witness continued to fight as a Kamajor. After the Kamajors and ECOMOG took Bo, they based there. The security of Bo was now in the hands of ECOMOG with the Kamajors assisting. The Kamajor boss in Bo at the time was Daramy Rogers who was eventually replaced by Kosseh Hindowa. Under Hindowa's regime as District Administrator, witness became a task force commander; he reported directly to Hindowa.</p> <p>-Some time later, Mr Fofana opened an in Bo. Witness had his office in the same building. At that time, Mr Fofana "was just having the name, but was not too much concentrating on commanders reporting to him". It was only later on, after 1999-2000, that Mr Fofana started asking commanders to report to him directly. Previously, Charles Moiwo was performing some of the responsibilities of the Director of War—supplying food and arms. Moiwo would bring rations from Freetown and distribute them to commanders.</p> <p>-Mr Fofana, on the other hand, was doing "nothing, nothing, nothing". He</p>				

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	only had his office when the war cooled down, and only then was mediating between Kamajors when there was a misunderstanding.				
DWF-006	<p>Witness, a commander from Bonthe District, will give testimony with respect to Albert Nallo's position within the CDF and the death of his brother, Mustapha Fallon.</p> <p>For example, the witness will testify that:</p> <p>-Witness's younger brother Mustapha was a Kamajor, and he was captured by the junta in Koribondo. When witness arrived in Koribondo, he saw his brother among the captives who were being displayed near the roundabout. Witness saw the AFRC kill his brother. This occurred in October 1997.</p> <p>-Witness knows Albert Nallo very well. Nallo was a big man among the Kamajors and was trying to vie for Koseh Hindowah's position as District Administrator. Nallo would tell Kamajors that there were benefits for them, take their money, but deliberately fail to deliver the benefits. Witness knows this because Nallo enlisted him to collect such money from his junior colleagues.</p>	¶ 25 and Cts. 1-2	1 hour	In person	Mende
DWF-007	<p>Witness, a former CDF administrator from Kenema District, will give testimony with respect to the command and organizational structure of the CDF especially in Kenema District; the SLPP government's involvement in the conflict and relationship with the CDF, in particular its activity in Conakry, including the provision of funds and logistics; ECOMOG involvement in the conflict and relationship with the CDF, including the provision of command and logistics; Mr Fofana's role and functions within the CDF especially at Gendema/Bo Waterside, Base Zero, and Bo; and the witness's role and functions within the CDF and his relationship to Mr Fofana.</p> <p>For example, the witness will testify that:</p> <p>-Witness met Mr Fofana in the summer of 1997 at Gendema/Bo Waterside. Mr Fofana, who hailed from Bonthe District, was considered an initiator in those days. Eddie Masallay was in charge, and witness had little to do with Mr Fofana who was not a prominent person there. If anything, Mr Fofana was assisting ECOMOG with logistics, but he never gave anyone orders.</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	2-3 hours	In person	Mende, Krio, English

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	<p>-Later, at Base Zero, Mr Fofana became Director of War, but in name only. The appointment was a kind of reward. During witness's only extended stay at Talia, he didn't observe Mr Fofana doing anything in particular. Witness and his Kamajors went straight to Hinga Norman's residence. Norman told witness to go to Lungi for a conference. He went by helicopter via Monrovia. In all of these transactions, witness never saw Mr Fofana. Witness does not recall Mr Fofana ever telling him to attack a position: "We never got any command from that man".</p> <p>-The CDF was a highly decentralized, largely voluntary society. Compulsion hardly came about. A Kamajor will only follow somebody he knows. Loyalty to chiefdom commanders was the norm. Despite titles, there was little likelihood that anyone would obey someone not recognized from his own chiefdom. As a Kamajor, it would be difficult to obey someone from an area remote from yours. There was much loyalty to initiators. In some instances, initiators were commanders.</p> <p>-During the interregnum there were Kamajors operating without the knowledge of CDF, especially in the areas bordering Guinea. Some were taking orders from Conakry, from the war council there. Every SLPP minister in Guinea was somehow involved in the effort. Hinga Norman was the SLPP representative in Sierra Leone during the exile. The military objective of the CDF was the restoration of the government.</p> <p>-The president knew, from his experience with the UN, how to get international support for the CDF while insulating himself. He worked in the UN for over 20 years. The use of formal ranks and titles was part of "putting things in a language the international community could understand", but in reality, all bombast and propaganda and hollow talk aimed at getting sympathy from outsiders.</p> <p>-"Command has to be close for it to be effective." The man on the ground looks at the situation and does what he thinks is fit. He hasn't got anybody to report to.</p>				

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DWF-008	<p>Witness, the former SLPP vice-president and chairman of the CDF NCC from Bo, will give testimony with respect to the history and goals of the Kamajors and the CDF; the command and organizational structure of the CDF especially at the national level; the SLPP government's involvement in the conflict and relationship with the CDF, including the provision of funds and logistics; ECOMOG involvement in the conflict and relationship with the CDF, including the provision of command and logistics; and the witness's role and functions within the CDF and his interactions with Mr Fofana.</p> <p>For example, the witness will testify that:</p> <p>-Before the coup, the SLA was in charge of security for the nation; the Kamajors were an auxiliary force, confined to their areas, and subordinate to the SLA. After the coup, the Kamajors, with the support of ECOMOG, continued their defensive security role, fighting on behalf of the SLPP government in exile. President Kabbah asked Hinga Norman to coordinate the CDF. Before the coup, witness never heard of nor met Mr Fofana.</p> <p>-The first time witness ever saw the name of Mr Fofana was attached (as someone in attendance) to the minutes of a meeting held by Dr Harry Will in Bo on 19 March 1999. Witness knew of no deployment duties entrusted to Mr Fofana. By that time, witness was the chairman of the NCC, the supervisory body of the CDF. Mr Fofana (Director of War) was not a member of the NCC, although Hinga Norman (National Coordinator), Maxwell Khobe (Chief of Defence Staff), and Foday Sesay (Resident Minister South) were. Between the SLPP restoration and the formation of the NCC, Maxwell Khobe alone was in charge of the defence of the nation.</p> <p>-Witness first met Mr Fofana in 1999 in Bo. The SLPP government had, by then, dissolved the War Council and agreed to continue supplying CDF members with food, etc. Witness never heard Mr Fofana speak or give a report. Witness was unaware of Mr Fofana's role within the CDF. Witness never heard the name of Mr Fofana in any meeting and was baffled that a stark illiterate could have been given his position.</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende, Krio, English
DWF-009	Witness, the former CDF National Public Relations Officer from Bo, will give	¶¶ 14, 15, 18, 19,	1-2 hours	In person	Mende, Krio,

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	<p>testimony with respect to the command and organizational structure of the CDF especially at the national level; the SLPP government's involvement in the conflict and relationship with the CDF, including the provision of funds and logistics; ECOMOG involvement in the conflict and relationship with the CDF, including the provision of command and logistics; and the witness's role and functions within the CDF and his interactions with Mr Fofana.</p> <p>For example, the witness will testify that:</p> <p>-After the restoration, it was decided that the CDF would be reorganized, and witness was appointed National Public Relations Officer. Mr Fofana had come out of Base Zero holding the position of Director of War. However, witness considers that post as a post of convenience. He can't imagine an uneducated person holding such a position. At Base Zero, positions were awarded as a kind of incentive to inspire loyalty.</p> <p>-A Director of War in any military should be a planner. However, Mr Fofana was responsible only for collecting reports from commanders; he became more of an administrator. They only called him Director of War because he received reports from commanders and passed them on to the authorities. At his office in Bo, commanders would give reports to Mr Fofana for onward transmission to Freetown. Also, Mr Fofana would receive directives from Freetown to sort problems among Kamajors. He was part of the administrative office in Bo, acting as a liaison between Kamajors in the south and the government in Freetown.</p> <p>-By this point, Daramy Rogers was the District Administrator for Bo and ECOMOG was in charge of security for the region. Mr Fofana would pass on information to ECOMOG for action. Witness never saw him go to the warfront or leading the war effort. Rather, he was a sort of bureaucrat. Commanders were separate from the administrative wing of which Mr Fofana was a part. Although commanders did channel their reports through the director of war; that was all that was meant by the position.</p> <p>-The CDF was a voluntary organization; there was no recruitment. Supplies came from the government.</p>	20, 21 and Cts. 1-8			English

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
DWF-010	<p>Witness, a former CDF commander and deputy director of logistics from Moyamba District, will give testimony with respect to the command and organizational structure of the CDF, especially at Base Zero; the SLPP government's involvement in the conflict and relationship with the CDF, including the provision of funds and logistics; ECOMOG involvement in the conflict and relationship with the CDF, including the provision of command and logistics; the witness's role and functions within the CDF and his interactions with Mr Fofana; Mr Fofana's role and functions within the CDF; Albert Nallo's role and functions within the CDF; and the alleged CDF attack on Koribondo.</p> <p>For example, the witness will testify that:</p> <p>-Mr Fofana was a sort of host at Base Zero—he was not born in Talia but he was a well-known figure in Bonthe District. Each time Hinga Norman came with logistics like rice, petrol, kerosene, cigarettes, and matches, he would give them to Mr Fofana to be stored before distribution. Mr Fofana was a storekeeper. There was a small house at Talia used as a store, and Mr Fofana had the only key. When the time came for the cooking of the food, Mr Fofana would call Mr Lumeh to the store and give him the food. Lumeh would then distribute it to the women for preparation. Mr Fofana also settled disputes among the youths and elders. He was a quiet and low tempered (calm) man. Witness does not recall hearing Mr Fofana address any group.</p> <p>-Following the restoration, witness's boss was Kosseh Hindowa, the District Administrator for Bo. Mr Fofana was called the Director of War and had an office in Bo; although, witness doesn't know what Mr Fofana was doing. At this point, the CDF was under the supervision of ECOMOG. Witness saw the name Director of War as a kind of reward for support during the Base Zero period. The War Council awarded names through the appointment committee. However, they were only names, and didn't necessarily mean anything. Mr Fofana was not giving directives nor going to the warfront.</p> <p>-The man who was actually planning the war was Albert Nallo, and witness saw him at Base Zero many times. Nallo would speak directly to the War Council, and witness thinks he was planning attacks.</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende, Krio, English

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	-Nallo was considered a wayward fellow. He hasn't got good character, nor was he well respected. Nallo has cause to speak against the accused because he was sacked from the CDF for bad behaviour. For example, he was accused of stealing 35 goats by force from Bumpeh. Further, witness heard from some boys in Bo, that Nallo directed a group of men to ambush a woman to whom he owed money, and the woman was killed.				
DWF-011	<p>Witness, a former CDF commander and district administrator from Bo, will give testimony with respect to the command and organizational structure of the CDF, especially in Bo; the SLPP government's involvement in the conflict and relationship with the CDF, including the provision of funds and logistics; ECOMOG involvement in the conflict and relationship with the CDF, including the provision of command and logistics; Mr Fofana's role and functions within the CDF, especially in Bo; the witness's role and functions within the CDF and his interactions with Mr Fofana; and Albert Nallo's role and functions within the CDF.</p> <p>For example, the witness will testify that:</p> <p>-After the SLPP restoration, ECOMOG decided to form a battalion in Bo, the 19th Battalion, consisting of Kamajors and acting as an auxiliary to ECOMOG. Witness was appointed as the Battalion Commander, in-charge, working directly under ECOMOG. Mr Fofana, as Director of War, had his own office in Bo when the battalion was formed. However, directives in terms of security in Bo were purely in the hands of ECOMOG, the police, and the 19th Battalion.</p> <p>-Mr Fofana was not very active. He had no dealings with the security network in Bo. Witness doesn't know what Mr Fofana and the other CDF administrators were doing, though he suspects they were largely just occupying space in order to receive supplies from the government in Freetown. Witness never saw Mr Fofana planning war throughout witness's time in Bo. Rather, Mr Fofana was "just enjoying" while the Battalion was "doing the dirty work".</p> <p>-Albert Nallo was resentful of Mr Fofana because Nallo felt that, as an</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende, Krio, English



NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	educated man, he should have been Director of War. Nallo complained to witness that Hinga Norman and Mr Fofana didn't "love" him.				
DWF-012	<p>Witness, a former CDF commander from Bonthe District, will give testimony with respect to Mr Fofana's role and functions within the CDF, especially in Bo; the witness's role and functions within the CDF and his interactions with Mr Fofana; Albert Nallo's role and functions within the CDF; and the alleged CDF attack on Koribondo.</p> <p>For example, the witness will testify that:</p> <p>-At Base Zero, Mr Fofana was catering for the Kamajors. The government provided the logistics—food (rice), condiments (palm oil, fish, onion, pepper, tomato)—and Mr Fofana was in charge of distributing them.</p> <p>-Mr Fofana was a liaison between ECOMOG and the CDF. Witness only received arms and ammunition from ECOMOG.</p> <p>-Witness took his orders to execute the war directly from Albert Nallo, but never from Mr Fofana. Nallo sent witness on missions to attack Bo and Koribondo. Nallo received the instructions from the War Council.</p> <p>-During the time Mr Fofana had his office in Bo, he was "going round to make sure that the war is over". Witness didn't work with him directly, but he understood that "Director of War" was just a title. Mr Fofana was an illiterate, and witness finds it difficult to understand how such a man could be a director of war. He was just given a title. The War Council was actually directing the war. Mr Fofana could not sit and plan a war. However, he was respected as a native chief and problem solver.</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende, Krio, English
DWF-013	<p>Witness, a former CDF commander from Bo, will give testimony with respect to the command and organizational structure of the CDF, especially in Bo and Koribondo; the witness's role and functions within the CDF and his interactions with Mr Fofana; Albert Nallo's role and functions within the CDF; and the alleged CDF attack on Koribondo.</p> <p>For example, the witness will testify that:</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende, Krio, English

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	<p>-Mr Fofana never gave orders to witness, and witness never saw him give orders to anyone else. Witness had no idea what he was doing at Base Zero except holding the title Director of War. Mr Fofana was not educated; he only spoke Mende. Some of the Kamajors objected to the appointment of Mr Fofana; amongst themselves they wondered how an illiterate could have been given that post. At Base Zero, Mr Fofana was “nobody” to witness.</p> <p>-Because Hinga Norman was Deputy Defence Minister, he was answerable to the president. Norman would travel to Guinea to meet with the Kabbah.</p> <p>-Before the SLPP restoration, witness was involved in three attacks on Koribondo, under the command of Albert Nallo. Joe Tamide was also a commander, but the attacks were orchestrated by Nallo. No houses were burnt during the first and second attacks. At the third attack, the Kamajors found five houses burning, but there was no fighting. Some houses had been burnt by the RUF in 1995.</p> <p>-After the restoration, witness never dealt with Mr Fofana in Bo. Witness knew he was there, but not what he was doing. Witness took his orders from his boss, the CDF District Administrator Kosseh Hindowa, and not Mr Fofana.</p>				
DWF-014	<p>Witness, a former CDF commander from Gerihun, will give testimony with respect to Mr Fofana’s role and functions within the CDF, especially in Bo; the witness’s role and functions within the CDF and his interactions with Mr Fofana; Albert Nallo’s role and functions within the CDF; and the alleged CDF attack on Bo.</p> <p>For example, the witness will testify that:</p> <p>-Witness’s group of Kamajors was self-motivated, fighting junta soldiers where they sprung up. Witness never received orders from Mr Fofana. Witness knew the man was called Director of War, but he never came in contact with him during fighting.</p> <p>-The attack on Bo was successful, but witness’s group didn’t see any fighting—by the time they made it to Bo, the junta had left. Civilians told witness that the fleeing junta soldiers had set houses on fire. Civilians also</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende, Krio, English

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	<p>said the fleeing junta soldiers had killed the civilians.</p> <p>-Albert Nallo was coordinating things on the ground in Bo. "His name was all over".</p> <p>-Mr Fofana was recognized as the Director of War in Bo, although witness doesn't know what he was doing. Witness felt no loyalty to Mr Fofana, only some regard for him as his elder. Mr Fofana was an illiterate, and as far as witness was concerned, "didn't know anything". Mr Fofana was aided by David Khobe and Albert Nallo who were "very vigilant" in the office. Mr Fofana only had the title. The District Administrator in Bo was more notable than Mr Fofana. All supplies came through Kosseh Hindowa. Mr Fofana was "doing nothing but sitting in that office and being dictated to".</p>				
DWF-015	<p>Witness, a former member of the War Council at Base Zero, will give testimony with respect to: the command and organizational structure of the CDF, especially the decision making processes and other activities of the War Counsel and high ranking CDF personnel at Base Zero; and Mr Fofana's role and functions within the CDF, especially at Base Zero.</p> <p>For example, the witness will testify that, at Base Zero, Mr Fofana was arranging the affairs for strangers. Everybody called him director, but witness wasn't sure of his exact role beyond arranging for the Kamajors feeding. Witness saw him as an ordinary man at Base Zero. Mr Fofana never went together with the Kamajors to the war front.</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende
DWF-016	<p>Witness, a former CDF commander from Kpanguma, will give testimony with respect to the command and organizational structure of the CDF, especially in Kenema District; the alleged CDF attack on Tongo; and the witness's role and functions within the CDF and his interactions with Mr Fofana.</p> <p>For example, the witness will testify that:</p> <p>-Some of witness's men attacked Tongo, however witness did not receive any orders or instructions from Base Zero. "We were ordering ourselves." Witness never received an order, instruction, or message from Mr Fofana. Witness heard that Mr Fofana was the Director of War, but he was never involved in witness's activities. Witness has no idea why Mr Fofana was</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende, Krio, English

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	<p>named Director of War or what he was doing.</p> <p>-After the SLPP restoration, witness saw Mr Fofana in Kenema at CDF office, but he did not know what he was doing. Still, witness took no orders from Mr Fofana. Rather, he was taking orders from Musa Junisa, Director of Operations. The men on the ground were loyal to witness and Chief Junisa. Arthur Koroma was in charge of the CDF in Kenema.</p>				
DWF-017	<p>Witness, the former CDF director of operations for the eastern region from Dodo, will give testimony with respect to the command and organizational structure of the CDF, especially in Kenema District; the alleged CDF attack on Tongo; the witness's role and functions within the CDF and his interactions with Mr Fofana; and Mr Fofana's role and functions within the CDF.</p> <p>For example, the witness will testify that:</p> <p>-Witness decided to attack Tongo. Mr Fofana was not involved. He did not order the attack; rather it was the local authorities. The attack took place in 1998.</p> <p>-Witness was also involved in the Kenema attack. Mr Fofana was not, nor did he give the order for the attack.</p> <p>-Witness understood that Kabbah was the highest CDF authority. After the SLPP restoration, as far as witness could tell, Mr Fofana did not fit into the CDF hierarchy.</p> <p>-In April 1998, there was some confusion among the districts of the Eastern Region. It was decided by the CDF leadership to re-organize by district. The position of Regional Coordinator was dissolved and replaced by District Administrator. Arthur Kormoa became the District Administrator for Kenema. Koroma had been a fighter, and there was great respect for fighters. Koroma's rival, George Jambawai, came from the base zero group and was not respected so much by the commanders.</p> <p>-In theory, Mr Fofana, as Director of War, should have been the head of the fighting forces. However, directors and commanders like witness were</p>	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende, Krio, English

14 282-

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	<p>working directly under the District Administrator who took CDF issues directly to Freetown. For example, if witness had CDF business, he took it to Koroma who took it to Freetown. Mr Fofana was not involved.</p> <p>-The problem was that Mr Fofana was illiterate, so he was marginalized. Really, his deputy M.O. Moosa was doing Mr Fofana's work because he was educated. Mr Fofana was a director of war in name only. In fact, sometimes Kamajors made jokes about Mr Fofana because he was given the position but not doing any work. They felt the title was an "encouragement" because he had been involved in the movement for so long. The thinking among the Kenema Kamajors was that the title was a kind of reward. Witness, for his part, worked directly with Koroma, sometimes with Moosa, but never with Mr Fofana.</p>				
DWF-018	<p>Witness, a civilian from Bonthe, will give testimony with respect to the death of his mother at Sorgia in 1995.</p> <p>The witness will testify that:</p> <p>-On 2 November 1995, Kamajors attacked and captured Sorgia. The leader was Kamoh Lahai Bangura. The Kamajors assembled the villagers and accused them of collaborating with the rebels and threatened to execute all of them. They lit all the houses on fire. A Kamajor called Conteh killed witness's mother and threw her into one of the burning houses. Witness was present and saw the killing. Witness is certain of the date. By then he was working as a farmer.</p> <p>-Witness has never heard the name Albert Nallo. Witness has never been tortured, and both ears are in tact. He is the only person called Joseph Lansana in Sorgia.</p>	¶¶ 25-27 and Cts. 1-7	30 minutes	In person	Mende, Krio, English
DWF-019	<p>Witness, a civilian from Sorgia, will give testimony with respect to the death of Joseph Lansana's mother at Sorgia in 1995.</p> <p>The witness will corroborate the testimony of Joseph Lansana. He also witnessed a Kamajor called Conteh killed Lansana's mother in Sorgia in 1995. Witness has never heard of Albert Nallo, and he knows no other Joseph</p>	¶¶ 25-27 and Cts. 1-7	30 minutes	In person	Mende

14283

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
	Lansana in Sorgia.				
DWF-020	Witness, a Kamajor from Baoma, will give testimony with respect to the alleged attack on Baoma and killing of a Fullah trader there by Albert Nallo.  The witness will testify that there has never been a trade fair in Baoma Kpenge, and that there is no other town called Baoma in the chiefdom. Baoma has never been attacked by Kamajors. Witness knows Albert Nallo; he met him at Base Zero.	¶¶ 25-27 and Cts. 1-7	30 minutes	In person	Mende
DWF-021	Witness, a civilian from Baoma, will give testimony with respect to the alleged attack on Baoma and killing of a Fullah trader there by Albert Nallo.  The witness will jointly—with Tommy Jabbi—corroborate the testimony of Junisa Conneh.	¶¶ 25-27 and Cts. 1-7	n/a	92bis	n/a
DWF-022	Witness, a civilian from Baoma, will give testimony with respect to the alleged attack on Baoma and killing of a Fullah trader there by Albert Nallo.  The witness will jointly—with Dema Moseray—corroborate the testimony of Junisa Conneh.	¶¶ 25-27 and Cts. 1-7	n/a	92bis	n/a
DWF-023	Witness, a civilian aid-worker from Canada, will give testimony with respect to Mr Fofana's role and functions within the CDF, as well as his work with witness's NGO—Conciliation for Progress—on a project known as the "campaign for peace" which focused on peace-building measures among the various chiefdoms of the country after the SLPP restoration.	¶¶ 14, 15, 18, 19, 20, 21	1 hour	In person or 92bis	English
DWF-024	Witness, a former captain in the Irish Defence Forces and professor of international law at the National University of Ireland in Galway, will give expert testimony with respect to the military aspects of the command and organizational structure of the CDF and Mr Fofana's role therein.  His report will be available to the Prosecution in accordance with Rule 94bis, most likely sometime in late February/early March 2006.	¶¶ 6, 15, 18	2-3 hours	In person	English

14284

NUMBER	SUMMARY OF PROPOSED TESTIMONY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGES
DWF-025	<p>Witness, a professor of cultural anthropology at the University of Washington in Seattle, will give expert testimony with respect to the anthropological aspects of the command and organizational structure of the CDF and Mr Fofana's role therein.</p> <p>His report will be available to the Prosecution in accordance with Rule 94bis, most likely sometime in late February/early March 2006.</p>	¶¶ 6, 15, 18	2-3 hours	In person	English

#### Unconfirmed/Backup Witnesses

NUMBER	SUMMARY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGE
DWF-026	Witness, the current president of Sierra Leone, would likely give testimony with respect to the command and organizational structure of the CDF; the SLPP government's involvement in the conflict and relationship with the CDF, including the provision of funds and logistics; Mr Fofana's role and functions within the CDF; and the witness's role and functions within the CDF.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	2-3 hours	In person	English
DWF-027	Witness, the former SLPP Resident Minister South, would likely give testimony with respect to the command and organizational structure of the CDF; the SLPP government's involvement in the conflict and relationship with the CDF, including the provision of funds and logistics; Mr Fofana's role and functions within the CDF; and the witness's role and functions within the CDF and relationship to Mr Fofana.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	English
DWF-028	Witness, a former CDF commander from Tongo, would likely give testimony with respect to the alleged CDF attacks on Tongo. Witness would further testify about the command and organizational structure of the CDF and his interactions with Moinina Fofana., as well as SLPP and ECOMOG involvement in the	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1 hour	In person	Mende, Krio

14225

NUMBER	SUMMARY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGE
	conflict.				
DWF-029	Witness, a former CDF administrator from Bonthe District, would likely testify about the command and organizational structure of the CDF and his interactions with Moinina Fofana between 1996 and 1999. Witness would further testify about SLPP and ECOMOG involvement in the conflict.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1 hour	In person	Mende, Krio
DWF-030	Witness, a former CDF commander from Moyamba, would likely testify about the alleged CDF attacks in Moyamba District. Witness would further testify about the command and organizational structure of the CDF and his interactions with Moinina Fofana., as well as SLPP and ECOMOG involvement in the conflict.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1 hour	In person	Krio
DWF-031	Witness, a former CDF commander from Moyamba, would likely testify about the alleged CDF attacks in Moyamba District. Witness would further testify about the command and organizational structure of the CDF and his interactions with Moinina Fofana., as well as SLPP and ECOMOG involvement in the conflict.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1 hour	In person	Krio
DWF-032	Witness, a civilian from Talia, largely responsible for hosting the Kamajors at Base Zero, would likely testify about his observations at Base Zero during 1997 and 1998 with respect to the command and organizational structure of the CDF.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	Mende, Krio
DWF-033	Witness, a civilian from Bo, would likely give testimony with respect to the burning of the Southern Motel in Bo by the youths of that city.	¶ 27 and Ct. 5	30 minutes	In person	Mende, Krio
DWF-034	Witness, a civilian from Bo District, would likely corroborate the testimony of Defence witness Mohammed Fallon.	¶ 25 and Cts. 1-2	30 minutes	In person	Mende, Krio
DWF-035	Witness, a civilian from Bo District, would likely corroborate the testimony of Defence witness Mohammed Fallon.	¶ 25 and Cts. 1-2	30 minutes	In person	Mende, Krio
DWF-036	Witness, a former CDF special forces commander, would likely give testimony with respect to the command and organizational structure of the CDF and his interactions with Moinina Fofana., as well as SLPP and ECOMOG involvement	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1 hour	In person	Krio



14286

NUMBER	SUMMARY	POINTS OF THE INDICTMENT	LENGTH OF TESTIMONY	MODE OF TESTIMONY	LANGUAGE
	in the conflict.				
DWF-037	Witness, a former ECOMOG field commander in Sierra Leone, would likely give testimony with respect to the command and organizational structure of the CDF and his interactions with Moinina Fofana., as well as SLPP and ECOMOG involvement in the conflict.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	English
DWF-038	Witness, a former ECOMOG commander in Sierra Leone, would likely give testimony with respect to the command and organizational structure of the CDF and his interactions with Moinina Fofana., as well as SLPP and ECOMOG involvement in the conflict.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	English
DWF-039	Witness, former ECOMOG 19th Battalion Commander (Bo), would likely give testimony with respect to the command and organizational structure of the CDF and his interactions with Moinina Fofana., as well as SLPP and ECOMOG involvement in the conflict.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	English
DWF-040	Witness, a former ECOMOG 19th Battalion Commander (Bo), would likely give testimony with respect to the command and organizational structure of the CDF and his interactions with Moinina Fofana., as well as SLPP and ECOMOG involvement in the conflict.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	English
DWF-041	Witness, a former Executive Outcomes helicopter pilot, would likely give testimony with respect to the command and organizational structure of the CDF and his interactions with Moinina Fofana., as well as SLPP and ECOMOG involvement in the conflict.	¶¶ 14, 15, 18, 19, 20, 21 and Cts. 1-8	1-2 hours	In person	English
DWF-042	Witness, a former E.U. project manager in Sierra Leone from the U.K., would likely give testimony give testimony with respect to Mr Fofana's role and functions within the CDF, as well as his work with on a project known as the "campaign for peace" which focused on peace-building measures among the various chiefdoms of the country after the SLPP restoration.	¶¶ 14, 15, 18, 19, 20, 21	n/a	92bis	n/a

**ANNEX B**  
**Expert Witnesses**

NUMBER	NAME	NATURE OF EVIDENCE	REPORT AVAILABLE
DWF-024	Raymond MURPHY, PhD	Witness, a former captain in the Irish Defence Forces and professor of international law at the National University of Ireland in Galway, will give expert testimony with respect to the military aspects of the command and organizational structure of the CDF and Mr Fofana's role therein.	Most likely sometime in late February/early March 2006 and in accordance with Rule 94bis
DWF-025	Daniel HOFFMAN, PhD	Witness, a professor of cultural anthropology at the University of Washington in Seattle, will give expert testimony with respect to the anthropological aspects of the command and organizational structure of the CDF and Mr Fofana's role therein.	Most likely sometime in late February/early March 2006 and in accordance with Rule 94bis

**ANNEX C**  
**Proposed Exhibits**

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
DEF-001	Document: Letter From: David J.B. Kobby, Coordinator of Operations, Njala, Komboya, Bo District To: The Chairman, Civil Defence Committee, Bo District Re: Request for Clearance to Initiate Kamajor Society at Njala Date: 29/10/96	To be determined
DEF-002	Document: Letter From: Jaiama Bongor Chiefdom, Civil Defence Committee, Bo District To: The Chairman, Civil Defence Committee, Bo District Re: Jaiama Bongor Chiefdom Kamajors Date: 09/04/97	To be determined
DEF-003	Document: Letter From: Patricia Kabbah To: Chief Norman Re: Provision of satellite phone Date: 13/12/97	To be determined
DEF-004	Document: Letter From: Kamoh Brima Bangura, Chief Initiator, Easter Region – R.S.L., 44 Hangha Road, Kenema To: The ECOMOG Field Cmdr, ECOMOG Headquarters, Eastern Province, Kenema Re: Request for ammunition	To be determined

14289  
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NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	Date: 28/02/98	
DEF-005	Document: Letter From: Eastern Region MPs, c/o Resident Minister, Eastern Region, Kenema To: His Excellency the President, Through the Resident Min, Eastern Region Re: Security situation in the region and resolutions Date: 14/04/98	To be determined
DEF-006	Document: Letter From: K.B.K. Magona, Regional Task Force Cmdr, CDF Eastern Region, Kenema To: The National Coordinator, Ministry of Defence, Freetown, c/o The Director of War, Freetown Re: Report of robbery Date: 15/05/98	To be determined
DEF-007	Document: Letter From: Mr Joseph Bundu, Coordinator, CDF Southern Region – Bo To: The Deputy Defence Minister, Freetown Re: Observations and intentions from the CDF of the Southern Region Date: 12/06/98	To be determined
DEF-008	Document: Minutes From: n/a To: n/a Re: Meeting held with vice-president in Kenema Date: 28/06/98	To be determined
DEF-009	Document: Letter	To be determined

14290

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	From: Arthur Koroma, CDF District Administrator, Kenema To: National Coordinator Re: Mobilization of Ks for all-out offensive in Kailahun District Date: 11/08/98	
DEF-010	Document: Letter From: Lt Cmdr O.C. Medani, for Chief of Defence Staff, AFRSL, Wilkinson Road, Freetown To: Administrative Bureau, Kenema District CDF, 27 Kaisamba Terrace, Kenema Re: Request for Kenema to be considered operations area Date: 02/09/98	To be determined
DEF-011	Document: Letter From: Major A.N. Nwadiaro, for Commander, 15 ECOMOG Brigade, Kenema To: CDF Kenema Re: CDF channel of command and communication Date: 08/10/98	To be determined
DEF-012	Document: Letter From: Joe Teminde, Battalion Cmdr, 14th Battalion, Koribondo To: National PRO, Freetown Re: Rice quota Date: 27/10/98	To be determined
DEF-013	Document: Letter From: Kosseh Hindowa, District Administrator, Bo To: Joe Tamide, Battalion Cmdr, 14th Battalion, Koribondo	To be determined

14291

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	Re: Revocation of Joe Nunie's position as deputy battalion commander Date: 29/10/98	
DEF-014	Document: Letter From: Kosseh Hindowa, District Administrator, Bo To: Joe Timindale, Batt Cmdr, 14th Battalion, Koribondo Re: Request for meeting Date: 31/10/98	To be determined
DEF-015	Document: Minutes From: Lt A.M. Umar, Secretary, 15 ECOMOG Brigade, Kenema To: [Distribution missing] Re: Minutes of commanders conference at ECOMOG headquarters in Kenema Date: 02/11/98	To be determined
DEF-016	Document: Letter From: J.B. Kosseh Hindowa, District Administrator, Bo To: Mustapha Lumeh, Logistics Officer, CDF/SL, c/o Ministry of Defence, Freetown Re: Allocation of shotgun cartridges to CDF in Bo Date: 30/11/98	To be determined
DEF-017	Document: Letter From: Arthur Koroma, District Administrator, Kenema To: Brigade Commander, 15th ECOMOG Brigade, Kenema Re: Ammunition request Date: 05/12/98	To be determined

14292-

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
DEF-018	Document: Letter From: Capt J.C. Ogbonna, for Commander To: [various] Re: Issue of ammunition Date: 05/12/98	To be determined
DEF-019	Document: Letter From: Arthur Koroma, CDF Administrator, 27 Kaisamba Terrace, Kenema To: Commanding Officer, ECOMOG JORU [sic], Gaura Chiefdom Re: Availability of Kamajor Manpower Resources Date: 07/12/98	To be determined
DEF-020	Document: Letter From: Jayah Swaray, Chief Kamajor, Tunkia/Nomo Chiefdoms To: District Administrator, Kenema Re: Requisition for arms and ammunition Date: 13/12/98	To be determined
DEF-021	Document: Letter From: Abdulai A. Mbayoh, Secretary General, CDF Kono District To: Chief of Defence Staff, SL Military Forces Re: Requisition for logistical support items Date: 17/12/98	To be determined
DEF-022	Document: Letter From: Major A.N. Nwadiaro, for Commander	To be determined

14293

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	To: [various] Re: Issue of ammunition Date: 25/12/98	
DEF-023	Document: Letter From: Sheka Mansaray, National Security Advisor To: Various Ministers Re: Creation of NCC under authority of VP Date: 29/01/99	To be determined
DEF-024	Document: Letter From: Abdulai A Mbayoh, Secretary General, CDF Kono District To: Vice President, Chairman of CDF NCC, Hill Station Re: Emergency requisition Date: 04/02/99	To be determined
DEF-025	Document: Letter From: M.S. Dumbuya, CDF Commander, Cockerill To: The Chairman CDF/SL, Committee, Freetown Re: List of CDF Administrators and Initiators in North Date: 10/02/99	To be determined
DEF-026	Document: Letter From: S.S.A. Sankoh, Director-General, Ministry of Defence To: The Establishment Secretary, New England, Freetown Re: Appointment of secretary to the CDF Committee	To be determined



14294

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	Date: 11/02/99	
DEF-027	Document: Letter From: CDF SL, 19th Battalion Commander, 42 Mahei Boima Road, Bo To: District Administrator, CDF SL, 88 Mahei Boima Road, Bo Re: Acquaintance of tentative appointment to Mustapha Koroma as Acting 'B' Comapany Commander Date: 03/03/99	To be determined
DEF-028	Document: Letter From: The District Administrator, CDF SL, 88 Mahei Boima Road, Bo To: The Nat. Director of War, Civil Defence Office, Sierra Leone Re: Interference by Director of War with District Administrator's activity Date: 04/03/99	To be determined
DEF-029	Document: Letter From: Charles Moiwo, NPRO, CDF/SL To: Chairman NCC, CDF/SL, Freetown Re: Frontline report from Yele (Gbonkolenken Chiefdom) Northern Province Date: 07/03/99	To be determined
DEF-030	Document: Letter From: Charles Moiwo, NPRO, CDF/SL To: Chairman NCC, CDF/SL, Freetown Re: Frontline report from Moyamba District, Southern Province Date: 07/03/99	To be determined
DEF-031	Document: Minutes	To be determined

14295

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	From: n/a To: n/a Re: NCC meeting held at Hill Station Date: 09/03/99	
DEF-032	Document: Minutes From: n/a To: n/a Re: CDF issues Date: 19/03/99	To be determined
DEF-033	Document: Letter From: Okere Adams, Deputy Minister, MAF&E To: The Chairman, District Defence Committee Re: Provision of logistics Date: 23/03/99	To be determined
DEF-034	Document: Letter From: Arthur Koroma, The Administrator, CDF/SL, Kenema District To: Hon. Mohammed Daramy, Eastern Region Rep., NCC Re: CDF Eastern Region info: names of initiators, areas of deployment, names of District Administrators Date: 28/03/99	To be determined
DEF-035	Document: Minutes From: n/a To: n/a	To be determined

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	Re: NCC meeting held at the President's Lodge Date: 08/04/99	
DEF-036	Document: Letter From: Joe Nunie, CDF Commander To: Col Buhari Musa, Wiberforce Barracks Re: Requisition for arms and ammunitions Date: 21/04/99	To be determined
DEF-037	Document: Letter From: 4th Battalion Commander To: Unknown Re: Collection of warfront rations for Bo-North Date: 01/05/99	To be determined
DEF-038	Document: Letter From: National Coordinator CDF/SL, Deputy Defence Minister, State Avenue, Freetown To: National Director of War Re: Commanders Joe Nuni and Chuck Norris, Bo Date: 05/05/99	To be determined
DEF-039	Document: Letter From: B.A. Zoronkong Admin Asst, CDF (SL), Freetown To: Moinina Fofana, National Director of War, CDF (SL), Bo Re: Fuel conveyed to MT Collier Date: 05/05/99	To be determined

14297

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
DEF-040	Document: Letter From: Dr Sacrame To: Director of War Re: Request for food, medicine, ammunition Date: 18/05/99	To be determined
DEF-041	Document: Letter From: Colonel B.O. Musa, ECOMOG, Freetown Garrison Command, Wilberforce Barracks, Freetown To: Various Re: Movement of CDF out of Freetown Date: 28/05/99	To be determined
DEF-042	Document: Letter From: Lt-Colonel S.A. Folorunsho, ECOMOG, Cockeril North, Wilkinson Road PMB 205, Freetown To: Dr Joe Demby, Vice-President Re: Activities of Kamajors: report of looting Date: 08/06/99	To be determined
DEF-043	Document: Letter From: Charles Moiwo, NPRO To: NCC Chairman Re: Activities of Kamajors: results of investigation of above 8/6/99 report Date: 21/06/99	To be determined
DEF-044	Document: Letter From: K.B.K. Magona, National Task Force Cmdr, CDF/SL Bo	To be determined

14297

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	<p>To: The National Coordinator, CDF/SL Freetown</p> <p>Re: Situation report re rebel incursion in Liberia and request for orders</p> <p>Date: 13/08/99</p>	
DEF-045	<p>Document: Letter</p> <p>From: Musa S. Pokawa, Operations Commander, War Office, Bo (on special assignment to Moyamba)</p> <p>To: The Director of War, 19th Battalion Office, Bo</p> <p>Re: Situation report on Kagboro – Bumpeh Crisis</p> <p>Date: 05/09/99</p>	To be determined
DEF-046	<p>Document: Letter</p> <p>From: Andrew N.K. Harding, Director of Personnel, CDF-SL c/o Min of Defence, State Avenue, FT</p> <p>To: Administrator, Bo District</p> <p>Re: Introduction of ID cards</p> <p>Date: 09/09/99</p>	To be determined
DEF-047	<p>Document: Letter</p> <p>From: Moinina Fofana, National Director of War, CDF (SL), Bo</p> <p>To: Deputy Defence Minister &amp; National Coordinator CDF, Freetown</p> <p>Re: Rice supply and training</p> <p>Date: 12/09/99</p>	To be determined
DEF-048	<p>Document: Letter</p> <p>From: Bash Bangura, Praise Foundation, 19A Dambala Road, Bo</p> <p>To: The Director of War, CDF-SL, Bo</p> <p>Re: Invitation to participate in Bo District Peace and Reconciliation Workshop</p>	To be determined

14299

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	Date: 25/09/99	
DEF-049	Document: Letter From: NPRO, CDF(SL), Freetown To: Director of War, Bo and Task force Commander, Bo Re: Request to MF to distribute rice Date: 15/10/99	To be determined
DEF-050	Document: Memo From: The Fishing Communities in Kwamebai Krim, Nongoba Bullum, Sittia, Dema, Sakrim, and Kpaka Chiefdoms To: The National Director of War, CDF/SL Re: Report of destruction of fishing nets in the Atlantic by trawlers Date: 18/10/99	To be determined
DEF-051	Document: Letter From: Foday M.D. Sesay, Minister of State, Southern Region, Bo To: Moinina Fofana, Director of War – CDF, Southern Region, Bo Re: Letter of thanks for Mr Fofana's cooperation Date: 26/10/99	To be determined
DEF-052	Document: Memo From: Moinina Fofana, National Director of War CDF, 42 Mahei Boima Raod, Bo To: Paramount Chief, Nongoba Bullom Chiefdom, Bonthe District Re: Participation of youths in community works in Nongoba Bullom Date: 28/10/99	To be determined

14300

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
DEF-053	Document: Memo From: Momodu Koroma, Minister of Presidential Affairs To: President Kabbah Re: Payment of ration to the CDF Date: 04/11/99	To be determined
DEF-054	Document: Memo From: Momodu Koroma, Minister of Presidential Affairs To: Minister of Finance Re: Payment of ration to the CDF Date: 08/11/99	To be determined
DEF-055	Document: Memo From: S.L. Matturi, Secretary, NCC To: All District Administrators, All Commanders Re: Payment of ration to the CDF Date: 17/11/99	To be determined
DEF-056	Document: Letter From: A.B. Ndaloma, Regent Chief, Kakua Chiefdom, Bo To: The Director of War, CDF-SL, c/o 19th Battalion., Mahei Boima Road, Bo Re: Request for sympathy to Madame Munda Fortune on the death of Mualem Sulaiman, Kassilla II Date: 23/11/99	To be determined
DEF-057	Document: Memo From: The Research Officer, CDF/SL, Intelligence, Bo	To be determined

NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	To: The District Administrator, CDF/SL, Bo District Re: Re-deployment of intelligence officers at points in Bo Date: 26/12/99	
DEF-058	Document: Memo From: J.B. Kosseh Hindowa, The District Administrator, CDF/SL, Head Office, Bo To: The Director of War, CDF/SL, Bo Re: Acknowledgement that author has been instructed by Personnel to direct "cow case" to Bo Intelligence Date: 27/12/99	To be determined
DEF-059	Document: Letter From: James B. Allie, Secretary to the President To: Mr Moinina Fofanah, Freetown Re: National Honors and Awards 2001: Notice to MF of receipt of the "Nyagua Medallion" in recognition of "Bravery, Gallantry, Courage and Dedication to the cause of Democracy" Date: 24/04/01	To be determined
DEF-060	Document: Letter From: Endorsed by PC J.K. Boima III, Chiarmen, Civil Defence Committee, South and M.S. Ballay, Civil Defence Desk Officer, South To: Whom it may concern Re: Mr Fofana's appointment as Chief Kamajor for Bonthe District Date: [Unknown, likely 1997]	To be determined
DEF-061	Document: Memo From: Moinina Fofana, Director of War To: Director of Logistics	To be determined



NUMBER	DESCRIPTION OF NATURE AND CONTENTS	OBJECTION TO AUTHENTICITY
	Re: Request for funds to travel to Bonthe to investigate alleged Kamajor piracy Date: [Unknown, likely 1999]	
DEF-062	Document: Memo From: n/a To: n/a Re: CDF Structure Date: [Unknown, likely 1999]	To be determined