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TRIAL CHAMBER I ("Trial Chamber I") of the Special Court for Sierra Leone ("Special Court") composed of Hon. Justice Benjamin Mutanga Itoe, Presiding Judge, Hon. Justice Bankole Thompson, and Hon. Justice Pierre Boutet;

SEIZED OF the "Sesay Application for Issuance of A Subpoena to Ahmed Tejan Kabbah", filed publicly by Counsel for the First Accused, Issa Hassan Sesay, ("Counsel for Sesay") on the 28th of February, 2008 ("Sesay Application"), whereby Counsel for Sesay requests The Chamber to issue a subpoena to H.E. Dr. Ahmad Tejan Kabbah, the Former President of the Republic of Sierra Leone to compel him to appear as a witness in the RUF trial on behalf of the First Accused and to meet with Counsel for Sesay to attend a pre-testimony interview;

NOTING the Defence Addendum to Sesay Defence Application for the Issuance of A Subpoena to Former President Ahmed Tejan Kabbah", filed publicly on the 29th of February, 2008 ("Addendum to Sesay Application");

NOTING the "Prosecution Response to Sesay Application for Issuance of A Subpoena to Former President Ahmed Tejan Kabbah", filed publicly on the 4th of March, 2008 ("Response to Sesay Application"), opposing the Sesay Application;

NOTING the Defence Reply to the Prosecution Response to Sesay Application for Issuance of A Subpoena to Former President Ahmad Tejan Kabbah', filed publicly on the 5th of March, 2008 ("Sesay Reply");

SATISFIED that the Application meets the required legal standard for the issuance of a subpoena as enunciated by the Appeals Chamber in its Decision on Interlocutory Appeals Against Trial Chamber Decision Refusing to Subpoena the President of Sierra Leone dated 11th September, 2006;

PURSUANT TO Rule 54 of the Rules,

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HEREBY GRANTS the Application by Counsel for the First Accused for the issuance of a subpoena to H.E. Alhaji Dr. Ahmad Tejan Kabbah, the former President of the Republic of Sierra Leone, for a pre-testimony interview and for testimony at this trial.

ORDERS that H.E. Alhaji Dr. Ahmad Tejan Kabbah shall testify, if called as a defence witness, on Thursday the 24th of April, 2008.

ORDERS the Registrar to

- (i) Cause a Copy of the said Subpoena to be served upon H.E. Alhaji Dr. Ahmad Tejan Kabbah;
- (ii) Transmit copies of this Order and the Subpoena to the responsible authorities of the Government of Sierra Leone;


INFORMS the Parties

- (i) That a detailed Reasoned Decision will be published in due course.

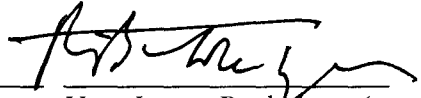
Done at Freetown, Sierra Leone, this 13th day of March 2008.



Hon. Justice Pierre Boutet



Hon. Justice Benjamin Mutanga
Itoe
Presiding Judge
Trial Chamber I



Hon. Justice Bankole
Thompson

