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SCSL-04-16-T  
(19349-19351)

19349

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

Before: Hon. Justice Richard Lussick, Presiding  
Hon. Justice Teresa Doherty  
Hon. Justice Julia Sebutinde

Registrar: Mr. Lovemore G. Munlo SC

Date filed: 28 November 2006

**THE PROSECUTOR**

**Against**

**Alex Tamba Brima**  
**Brima Bazzy Kamara**  
**Santigie Borbor Kanu**

Case No. SCSL-04-16-T

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**PUBLIC**

**URGENT PROSECUTION REPLY TO DEFENSE RESPONSES TO PROSECUTION MOTION FOR  
RELIEF TO FILE A FINAL BRIEF NOT EXCEEDING 500 PAGES**

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Office of the Prosecutor:  
Mr. Karim Agha

Defence Counsel for Alex Tamba Brima  
Mr. Kojo Graham  
Ms. Glenna Thompson

Defence Counsel for Brima Bazzy Kamara  
Mr. Andrew Daniels  
Mr. Mohamed Pa-Momo Fofanah

Defence Counsel for Santigie Borbor Kanu  
Mr. Geert-Jan Alexander Knoops  
Ms. Carry Knoops  
Mr. Abibola E. Manly-Spain

<b>SPECIAL COURT FOR SIERRA LEONE</b>	
<b>RECEIVED</b>	
<b>COURT MANAGEMENT</b>	
28 NOV 2006	
NAME	<i>Adura Nsiima K.</i>
SIGN	<i>Nsiima</i>
TIME	<i>12:23</i>

## I. INTRODUCTION

1. The Prosecution filed a Motion asking the Trial Chamber for relief to file a Final Brief not exceeding 500 pages on 27 November 2006.<sup>1</sup>
2. The Prosecution requested that this motion be dealt with by the Trial Chamber as a matter of urgency. The Prosecution hereby files a reply to the three Defence Responses to the Motion filed yesterday and today.<sup>2</sup>

## II. Argument

3. The main objection in all Defence Responses seems to be that the Defence would have insufficient time to address the additional pages before final oral arguments, arranged for 7 and 8 December 2006.
4. Additionally, it is suggested that it is too late for the Prosecution to now make comparisons with the number of pages allowed in for the CDF Prosecution final brief.
5. In reply the Prosecution submits that the scope of the CDF case was far more limited, with fewer counts in the Indictment and considerably fewer defence witnesses, especially of the insider type.
6. The Prosecution submits that one of the primary functions of the final trial brief is to assist the Court in analyzing all the evidence to enable it to find the truth and reach a fair decision. In this case the Prosecution submits that allowing an additional 100 pages would fully assist the Court in this respect.
7. It would also assist the Prosecution in shortening the time it would require for its final oral submissions, and thereby save the time of the Court.
8. The Prosecution submits that the Defence would not suffer any undue prejudice as the Defence itself in total is entitled to 600 pages, thus in the short period between the filing of the brief and the oral arguments the Prosecution will have to digest over a 100 pages more of Defence submissions, even if the Prosecution Motion for additional pages is granted.

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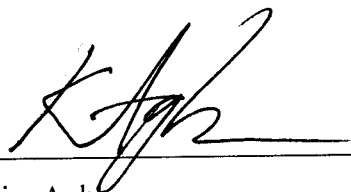
<sup>1</sup> *Prosecutor v Brima, Kamara and Kanu*, SCSL-04-16-T-589, "Prosecution Motion for Relief To File a Final Brief not exceeding 500 Pages", 27 November 2006.

<sup>2</sup> *Prosecutor v Brima, Kamara and Kanu*, SCSL-04-16-T-590, "Brima Defence Response to Urgent Prosecution Motion for Relief to File a Final Brief not Exceeding 500 Pages", 27 November 2006; *Prosecutor v Brima, Kamara and Kanu*, SCSL-04-16-T-591, "Kamara Defence Response to Urgent Prosecution Motion for Relief to File a Final Brief not Exceeding 500 Pages", 28 November 2006, and *Prosecutor v Brima, Kamara and Kanu*, SCSL-04-16-T-592, "Kanu Defence Response to Urgent Prosecution Motion for Relief to File a Final Brief not Exceeding 500 Pages", 28 November 2006.

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Filed in Freetown,  
28 November 2006

For the Prosecution,

A handwritten signature in black ink, appearing to be 'K. Agha', written over a horizontal line.

Karim Agha

Senior Trial Attorney