

755)

SCSL-04-14-T
(20824 - 20827)

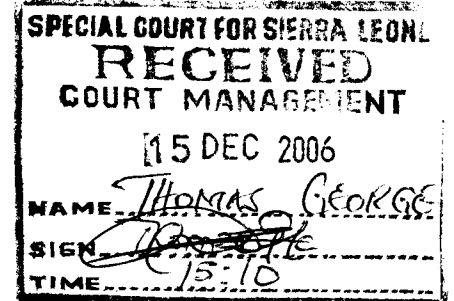
20824

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

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

Registrar: Mr Lovemore G Munlo SC

Date filed: 15 December 2006



THE PROSECUTOR

Against

**Samuel Hinga Norman
Moinina Fofana
Allieu Kondewa**

Case No. SCSL-04-14-T

PUBLIC

**PROSECUTION FILING PURSUANT TO ORDER TO REFILE PAGE 119, REGISTRY PAGE 20659 OF
PROSECUTION FINAL TRIAL BRIEF, DATED 27 NOVEMBER 2006**

Office of the Prosecutor:

Dr Christopher Staker
Mr James C. Johnson
Mr Joseph F. Kamara
Mr Kevin Tavener
Mr Mohamed Bangura
Dr Nina Jørgensen

Defence Counsel for Samuel Hinga Norman

Dr Bu-Buakei Jabbi
Mr Alusine Sani Sesay
Mr John Wesley Hall

Defence Counsel for Moinina Fofana

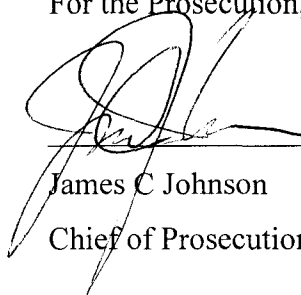
Mr Victor Koppe
Mr Arrow Bockarie
Mr Michiel Pestman
Mr Steven Powles

Defence Counsel for Allieu Kondewa

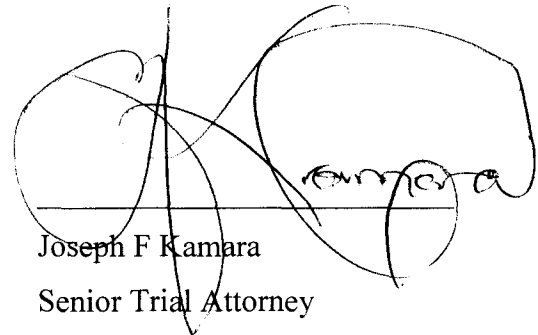
Mr Charles Margai
Mr Ansu Lansana
Mr Yada Williams
Ms Susan Wright

1. In accordance with the Trial Chamber's Decision ordering the Prosecution to re-file one page of the Prosecution Final Trial Brief of the 27th November 2006, ¹ the Prosecution re-files page 119, registry page 20659 of Prosecution Final Trial Brief with redactions as directed to protect the identity of Prosecution witnesses.

Filed in Freetown,
15 December 2006
For the Prosecution,



James C Johnson
Chief of Prosecutions



Joseph F Kamara
Senior Trial Attorney

¹ *Prosecutor v. Norman, Fofana, Kondewa*, SCSL-04-14-T-754, "Decision Regarding Prosecution and Kondewa Final Trial Briefs, 15 December 2006

Annex A

375. TF2-109 was captured by Kamajors and taken to [REDACTED].⁶⁷⁹ She described the killing there [REDACTED] Kamajors placed a tyre around him and burnt the tyre.⁶⁸⁰ TF2-109 also described the death, at [REDACTED] of her [REDACTED] and another man called [REDACTED]. Both were killed by the Kamajors.⁶⁸¹
376. TF2-096 gave evidence of the murder by Kamajors of a soldier that had been brought to Base Zero from Koribundo to surrender.⁶⁸² The next day TF2-096 heard that the soldier had been killed at the instruction of Norman.⁶⁸³ TF2-108 saw Jusu Shalley, Baggie Vayei, and Lahai Lebbie being killed by the Kamajors in Talia.⁶⁸⁴ In the case of Jusu Shalley she saw his stomach being split open with a cutlass.⁶⁸⁵ In the case of Baggie Vayei, she saw his body dismembered.
377. TF2-187 gave evidence that her uncle made a report about Kondewa's boys, as they were called, as a result of which her uncle was arrested; she saw him tied up and burning plastic poured over his body till he died.⁶⁸⁶ Witness TF2-189 saw her husband killed by the Kamajors at Talia, a man called Nulele, cut his throat and removed his head in front of civilians.⁶⁸⁷
378. Siaka Lahai was simply unhelpful and vague. Keikula Amara, alias Kamabotie, knew nothing about higher CDF structures. Mohamed Kaineh was not a very senior Kamajor. As with most defence witnesses, they claimed to know nothing about crimes committed by Kamajors.
379. Mohamed Bhonie Koroma said that on 15 February 1997 Kamajors attacked Kenema; he claimed that Kenema was captured without a shot being fired. He volunteered that he did not see any Kamajor burn a house, nor looting civilian property or killing anyone.⁶⁸⁸ He said that everyone was happy and dancing.

⁶⁷⁹ TF2-109, Transcript 30 May 2005, p. 32 (lines 8-11).

⁶⁸⁰ TF2-109, Transcript 30 May 2005, p. 34 (lines 16-18).

⁶⁸¹ TF2-109, Transcript 30 May 2005, pp. 34-35.

⁶⁸² TF2-096 Transcript 8 November 2004, p. 21 (lines 6-15).

⁶⁸³ TF2-096 Transcript 8 November 2004, p. 21 (lines 24-29) to 22 (lines 1-3).

⁶⁸⁴ TF2-108, Transcript 30 May 2005, p. 5 (lines 16-29) to p. 6 (lines 1-15).

⁶⁸⁵ TF2-108, Transcript 30 May 2005, pp. 8-9.

⁶⁸⁶ TF2-187, Transcript 1 June 2005, p. 13.

⁶⁸⁷ TF2-189, Transcript 3 June 2005, pp. 8-13.

⁶⁸⁸ Mohamed Bhonie Koroma, Transcript 22 May 2006, p. 19 (lines 23-29).