

SPECIAL COURT FOR SIERRA LEONE

OFFICE OF THE PROSECUTOR

FREETOWN - SIERRA LEONE

Before: The Appeals Chamber
Justice Ayoola, President
Justice A. Raja N. Fernando
Justice Renate Winter
Justice Geoffrey Robertson
Justice Gelaga King

Registrar: Robin Vincent

Date filed: 8 November 2004

PROSECUTOR **Against** **SAMUEL HINGA NORMAN**
MOININA FOFANA
ALLIEU KONDEWA
(Case No. SCSL-2004-14-T)

**PROSECUTION'S REQUEST FOR AN EXTENSION OF TIME TO FILE
PROSECUTION RESPONSE TO FOFANA "NOTICE OF APPEAL AND
SUBMISSIONS AGAINST THE 'DECISION ON PROSECUTION'S MOTION
FOR JUDICIAL NOTICE AND ADMISSION OF EVIDENCE'"**

Office of the Prosecutor

Luc Côté
James C. Johnson

**Court Appointed Counsel for Moinina
Fofana**

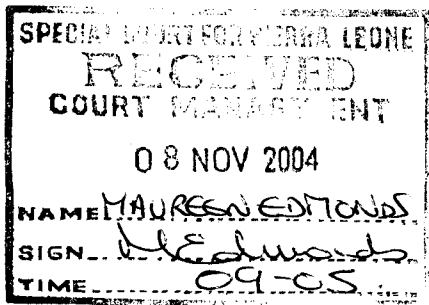
Michiel Pestman
Arrow J. Bokarie
Victor Koppe

**Court Appointed Counsel for Samuel
Hinga Norman**

Dr. Bu-Buakei Jabbi
John Wesley Hall, Jr.
Tim Owen, Q.C.
Quincy Whitaker

**Court Appointed Counsel for Allieu
Kondewa**

Charles Margai
Yada Williams
Ansu Lansana



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I. INTRODUCTION

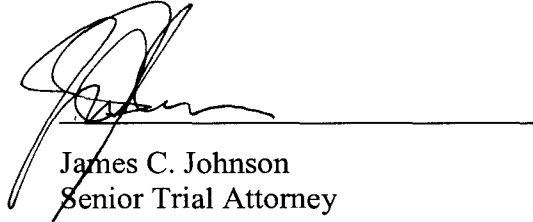
1. The Prosecution respectfully seeks a one day extension to file the “Prosecution Response to the Fofana Notice Of Appeal and Submissions Against The ‘Decision On Prosecution’s Motion For Judicial Notice And Admission Of Evidence’” (“**the Prosecution Response**”).
2. The Prosecution Response was filed on Friday, 5 November 2004, the correct date being 4 November 2004 according to the filing requirements of the *Practice Direction for Certain Appeals before the Special Court*, dated 30 September 2004.
3. The Prosecution Response was filed late because of a miscalculation that was made as a result of reference to Rule 112 of the Rules of Procedure and Evidence, which required that the response be filed no later than 11 November 2004.
4. Once the miscalculation became known, a response was immediately filed by the Prosecution in order to avoid any inconvenience to the Court or prejudice to the Defence. The Prosecution filed the Prosecution Response, without seeking leave, in order to minimise any adverse consequences to the parties.
5. The Prosecution now seeks an extension of time of one day, in respect of the filed Prosecution Response, to allow the matter to proceed.

Filed in Freetown, 8 November 2004

For the Prosecution,

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

Luc Côté
Chief of Prosecutions

A handwritten signature in black ink, appearing to be 'James C. Johnson', written over a horizontal line.

James C. Johnson
Senior Trial Attorney