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SCSL - 12 - 02 - PT
(369 - 374)

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SPECIAL COURT FOR SIERRA LEONE

TRIAL CHAMBER II

Before: Justice Teresa Doherty,
Single Judge, Trial Chamber II

Registrar: Binta Mansaray

Case No.: SCSL-12-02-PT

Date: 19 December 2012

INDEPENDENT
COUNSEL

v.

Prince TAYLOR

PUBLIC WITH CONFIDENTIAL ANNEX

SUBMISSION OF THE REGISTRAR PURSUANT TO RULE 33(B) REGARDING THE
SUBPOENA DUCES TECUM

Independent Counsel:
William L. Gardner

Counsel for the Accused:
Rodney Dixon

SPECIAL COURT FOR SIERRA LEONE	
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BACKGROUND

1. On 23 October 2012, Independent Counsel requested that the Trial Chamber issue a *Subpoena Duces Tecum* to the First International Bank (SL), Ltd.¹ On 12 November 2012, Defence Counsel filed a Response requesting that the motion should be denied.²
2. On 14 November 2012, the Single Judge of Trial Chamber II filed a decision³ issuing a *Subpoena Duces Tecum*,⁴ which ordered the First International Bank (SL), Ltd. to produce the bank account/accounts of Prince Taylor of Bo for the period 1 January 2011 to 31 July 2011 inclusive to the Registrar of the Special Court for Sierra Leone.
3. On 15 November 2012, Independent Counsel filed the "Reply to Response on Behalf of Mr. Taylor on Independent Counsel's Motion for *Subpoena Duces Tecum*" where Independent Counsel noted the Defence's objection to his original application on the grounds, *inter alia*, that the Accused did not have any bank account with First International Bank (SL), Ltd. and, therefore, sought a modification of the subpoena to include any records or documentation related to the cash deposit of 200,000 Leones made to the account of Jessica Senessie on 1 February 2011.⁵ On 19 November 2012, Defence Counsel filed a Response to this further application asking that this application also be denied.⁶
4. On 28 November 2012, the Single Judge of Trial Chamber II filed the "Further Decision on Independent Counsel's Motion for *Subpoena Duces Tecum*",⁷ and filed an Amended *Subpoena Duces Tecum* that ordered First International Bank (SL), Ltd. to produce:
 - a) the bank account/accounts of Prince Taylor of Bo for the period 1 January 2011 to 31 July 2011 inclusive to the Registrar; and
 - b) any record or documentation related to the cash deposit of 200,000 Leones made to the account of Jessica Senessie on 1 February 2011.⁸
5. The Single Judge further requested the Registrar to take all necessary measures to have the Amended Subpoena served and executed on the First International Bank (SL), Ltd.⁹

¹ SCSL-12-02-PT-007.

² SCSL-12-02-PT-015.

³ SCSL-12-02-PT-016.

⁴ SCSL-12-02-PT-017.

⁵ SCSL-12-02-PT-018.

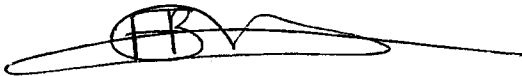
⁶ SCSL-12-02-PT-019.

⁷ SCSL-12-02-PT-022 ("Further Decision").

⁸ SCSL-12-02-PT-021 ("Amended Subpoena").

6. On 30 November 2012, pursuant to the Single Judge's request, the Registrar served and executed the Amended Subpoena on the First International Bank (SL), Ltd at its branches in Freetown, Bo, and Kailahun. On 18 December 2012, I received a response from the First International Bank (SL), Ltd.
7. In light of the foregoing and in accordance with Rule 33(B) of the Rules of Procedure and Evidence, the Registrar hereby submits the response from the First International Bank (SL), Ltd. as a confidential annex.

Respectfully submitted,

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

Binta Mansaray
Registrar
Special Court for Sierra Leone

⁹ Further Decision p. 3, Amended Subpoena, p. 3.



SPECIAL COURT FOR SIERRA LEONE
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Court Management Section – Court Records

CONFIDENTIAL DOCUMENT CERTIFICATE

This certificate replaces the following confidential document which has been filed in the *Confidential* Case File.

Case Name: **The Prosecutor – v- Prince Taylor**
Case Number: **SCSL-12-02-PT**
Document Index Number: **031**
Document Date: **19 December, 2012**
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Document Type: **Confidential**
Number of Pages: **3**, Number from: **372-374**

- Application
- Order
- Indictment
- Motion
- Submission**
- Correspondence

Document Title:

Public with confidential annex submission of the Registrar pursuant to Rule 33(B) regarding the subpoena duces tecum

Name of Officer:

Zainab T. Fofanah

Signed: 