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SCSL-12-02-PT  
(379-381)

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**SPECIAL COURT FOR SIERRA LEONE**

**TRIAL CHAMBER II**

Before: Justice Teresa Doherty, Single Judge  
Registrar: Ms. Binta Mansaray  
Date filed: 20 December 2012

**INDEPENDENT COUNSEL**

**Against**

**Prince Taylor**

Case No. SCSL-12-02-PT

**PUBLIC**

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RESPONSE TO DEFENCE MOTION ON BEHALF OF  
MR. PRINCE TAYLOR FOR BAIL WITH BAIL BOND

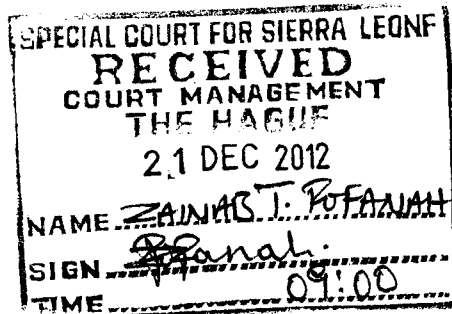
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**Independent Counsel**

William L. Gardner

**Counsel for Prince Taylor:**

Rodney Dixon



**Response to Defence Motion on Behalf of Mr. Prince Taylor for Bail with Bail Bond**

1. On 18 December 2012, the Court issued its Decision on Defence Motion on Behalf of Mr. Prince Taylor for Bail Pursuant to Rule 65 (“Order”) denying Defendant Prince Taylor (“Defendant”) bail. The Court explained that the Defendant’s “prior failure to appear and ease of crossing the border into a country or countries where the [Defendant] has worked before” constituted “a risk of non-appearance and refuse[d] bail pending trial pursuant to Rule 65.”<sup>1</sup>
2. On 19 December 2012, the Defence filed its Motion on Behalf of Mr. Prince Taylor for Bail with Bail Bond (“Motion”) alleging “a material change in circumstances.”<sup>2</sup> According to the Defence, the pledge of a bail bond is a “new and changed circumstance” warranting a grant of bail.<sup>3</sup>
3. The Defence’s bail proposal is not a “changed circumstance,” let alone a “material change in circumstances,” as required by Rule 65(C) of the Rules of Evidence and Procedure for the Special Court for Sierra Leone, justifying a new bail review. Moreover, the Motion fails to address the two key factors in the Court’s Order: the Defendant’s non-appearance at the *Prosecutor v. Senessie* hearing and Sierra Leone’s porous borders. As a result, the Motion is nothing more than an attempt to reargue previously-considered facts.
4. For the reasons stated above, the Independent Counsel requests that the Court deny the Motion.

Respectfully submitted,



**William L Gardner**  
Independent Counsel

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<sup>1</sup> Order at paras. 26-27.

<sup>2</sup> Motion at para. 4.

<sup>3</sup> *Id.*

INDEX OF AUTHORITIES

Special Court for Sierra Leone Cases

*Independent Counsel v. Taylor, Case No. SCSL-12-02-PT*

*Independent Counsel v. Taylor*, SCSL Trial Chamber, Case No. SCSL-12-02-PT, Decision on Defence Motion on Behalf of Mr. Prince Taylor for Bail Pursuant to Rule 65 (18 Dec. 2012)

*Independent Counsel v. Taylor*, SCSL Trial Chamber, Case No. SCSL-12-02-PT, Motion on Behalf of Mr. Prince Taylor for Bail with Bail Bond (19 Dec. 2012)