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SCSL-12-02-PT
(405-413)

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SPECIAL COURT FOR SIERRA LEONE

TRIAL CHAMBER II

Before: Justice Teresa Doherty, Single Judge

Registrar: Ms. Binta Mansaray

Date filed: 04 January 2013

INDEPENDENT COUNSEL

Against

Prince Taylor

Case No. SCSL-12-02-PT

PUBLIC

QUESTIONS FOR COURTENAY GRIFFITHS AND LOGAN HAMBRICK PURSUANT TO THE
DECISION ON INDEPENDENT COUNSEL'S SECOND MOTION FOR SUBPOENAS AD TESTIFICANDUM

Independent Counsel:

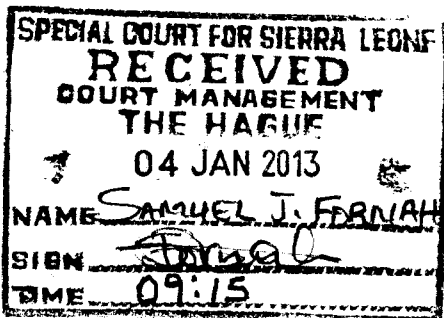
William L. Gardner

Counsel for Prince Taylor:

Rodney Dixon

Interested Parties:

Courtenay Griffiths, QC
Logan Hambrick



**Questions for Courtenay Griffiths and Logan Hambrick Pursuant to the
Decision on Independent Counsel's Second Motion for Subpoenas Ad Testificandum**

I. INTRODUCTION

1. On 21 December 2012, the Court ordered Courtenay Griffiths and Logan Hambrick (“Interested Parties”) to “inform both Independent Counsel and the Court if each is willing to answer the Independent Counsel’s questions.”¹ On 02 January 2013, the Interested Parties filed their Submissions in Compliance with Single Judge’s Decision on Independent Counsel’s Second Motion for Subpoenas Ad Testificandum (“Submissions”) advising the Court “that they are willing to co-operate and answer the questions of Independent Counsel.”² On 03 January 2013, the Independent Counsel filed its Response to Submissions in Compliance with Single Judge’s Decision on Independent Counsel’s Second Motion for Subpoenas Ad Testificandum informing the Court that it would submit questions to the Interested Parties. Those questions are contained in the paragraphs below.

II. INSTRUCTIONS

2. The Independent Counsel requests that the Interested Parties respond to each of the questions below. When a question is answered in the affirmative, it should contain supporting details. For instance, answers to questions involving communications should include, *inter alia*: (1) the date of the communication; (2) the parties to the communication; (3) the medium of the communication; and (4) the subject matter of the communication. Answers regarding statements made by Defendant Prince Taylor (“Defendant”) should include as much detail as possible about those statements.

¹ *Independent Counsel v. Taylor*, SCSL Trial Chamber, Case No. SCSL-12-02-PT, Decision on Independent Counsel’s Second Motion for Subpoenas Ad Testificandum, para. 21 (21 Dec. 2012).

² Submissions at para. 5.

3. For the purposes of interpreting or construing the questions below, all terms should be given their most expansive and inclusive interpretation. The following terms are defined as follows:
 - A. “You” and “Your.” The terms “You” and “Your” refer to any and all members of the Charles Taylor defence team, including the Interested Parties.
 - B. “Communication.” The term “communication,” or any variant thereof, means any contact between two or more persons by which any information or knowledge is transmitted or conveyed between two or more persons and shall include, without limitation, written contact by means such as letters, memoranda, telegrams, telecopies, telexes, e-mails, or any other document, and any oral contact, such as face-to-face meetings or telephone conversations.
4. To the extent that the Interested Parties object to any of the questions below, the Interested Parties should: (1) indicate who is objecting (Courtenay Griffiths, Logan Hambrick, or both); (2) the nature of the objection; and (3) the basis for that objection. Moreover, to the extent that either of the Interested Parties invokes the attorney-client privilege, that individual should identify the attorney and client that render the privilege applicable.

III. QUESTIONS

5. The questions in the paragraphs below are divided into three distinct time periods: (1) 01 November 2010 to 31 December 2010 (Period I); (2) 01 January 2011 to 07 February 2011 (Period II); and (3) 07 February 2011 to 04 January 2013 (Period III). There is also a section of “General Questions” that are not time-period specific.

A. *Period I: 01 November 2010 to 31 December 2010*

6. The questions for Period I, which should be answered in detail in accordance with the instructions in paras. 2-4, *supra*, are as follows:
- (1) Did any communications between you and the Defendant during Period I concern prosecution witnesses from the Charles Taylor trial?
 - (2) Did you ask the Defendant during Period I to approach or otherwise communicate with prosecution witnesses from the Charles Taylor trial?
 - (3) Did any communications between you and the Defendant during Period I concern your 17 December 2010 Motion to Recall Four Prosecution Witnesses and to Hear Evidence from the Chief of WVS Regarding Relocation of Prosecution Witnesses?
 - (4) Did any communications between you and the Defendant during Period I concern Eric Senessie?
 - (5) Did any communications between you and the Defendant during Period I concern payments to the Defendant or Eric Senessie?
 - (6) Did you give the Defendant any money during Period I?
 - (7) Did any communications between you and the Defendant during Period I concern the recantation of testimony by prosecution witnesses from the Charles Taylor trial?
 - (8) Were there any other communications between you and the Defendant in Period I?

B. *Period II: 01 January 2011 to 07 February 2011*

7. The questions for Period II, which should be answered in detail in accordance with the instructions in paras. 2-4, *supra*, are as follows:
- (9) Did any communications between you and the Defendant during Period II concern prosecution witnesses from the Charles Taylor trial?
 - (10) Did you ask the Defendant during Period II to approach or otherwise communicate with prosecution witnesses from the Charles Taylor trial?
 - (11) Did any communications between you and the Defendant during Period II concern the denial of your 17 December 2010 Motion to Recall Four Prosecution Witnesses and to Hear Evidence from the Chief of WVS Regarding Relocation of Prosecution Witnesses?
 - (12) Did any communications between you and the Defendant during Period II concern Eric Senessie?
 - (13) Did any communications between you and the Defendant during Period II concern contempt allegations regarding the Defendant and/or Eric Senessie?
 - (14) Did any communications between you and the Defendant during Period II concern contempt charges against Eric Senessie?
 - (15) Did any communications between you and the Defendant during Period II concern contempt charges against the Defendant?
 - (16) Did any communications between you and the Defendant during Period II concern the recantation of testimony by prosecution witnesses from the Charles Taylor trial?

- (17) Did any communications between you and the Defendant during Period II concern the Defendant testifying on behalf of Eric Senessie at the *Senessie* trial?
- (18) Did any communications between you and the Defendant during Period II concern payments to the Defendant or Eric Senessie?
- (19) Did you give the Defendant any money during Period II?
- (20) Were there any other communications between you and the Defendant in Period II?

C. *Period III: 07 February 2011 to 03 January 2013*

8. The questions for Period III, which should be answered in detail in accordance with the instructions in paras. 2-4, *supra*, are as follows:

- (21) Did any communications between you and the Defendant during Period III concern prosecution witnesses from the Charles Taylor trial?
- (22) Did you ask the Defendant during Period III to approach or otherwise communicate with prosecution witnesses from the Charles Taylor trial?
- (23) Did any communications between you and the Defendant during Period III concern Eric Senessie?
- (24) Did any communications between you and the Defendant during Period III concern payments to the Defendant or Eric Senessie?
- (25) Did you give the Defendant any money during Period III?

- (26) Did any communications between you and the Defendant during Period III concern the Defendant testifying on behalf of Eric Senessie at the *Senessie* trial?
- (27) Were there any communications between you and the Defendant after the Defendant was arrested?
- (28) Were there any other communications between you and the Defendant in Period III?

D. General Questions

9. The general questions, which should be answered in detail in accordance with the instructions in paras. 2-4, *supra*, are as follows:

- (29) What were the dates of the Defendant's employment as an investigator for the Charles Taylor defence team?
- (30) What were the Defendant's duties as an investigator?
- (31) Are you aware of any communications between the Defendant and former prosecution witnesses from the Charles Taylor case?
- (32) How and when did you first learn about Eric Senessie?
- (33) When did you first become aware of the Defendant's communications with Eric Senessie?
- (34) Why did you mount a defence for the Defendant and Eric Senessie without entering an appearance as their counsel?
- (35) Are you aware of any misconduct by the Defendant?

- (36) Did you have any communications with anyone that has a relationship with the Defendant, including but not limited to Rodney Dixon?
10. The Independent Counsel respectfully requests that, in light of the forthcoming trial date and the brevity of the questions, the Interested Parties submit their responses to the Independent Counsel and the Court within 48 hours of service.

Respectfully submitted,

WL Gardner

William L Gardner
Independent Counsel

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, Response to Submissions in Compliance with Single Judge's Decision on Independent Counsel's Second Motion for Subpoenas Ad Testificandum (03 Jan. 2013)

Independent Counsel v. Taylor, SCSL Trial Chamber, Case No. SCSL-12-02-PT, Submissions in Compliance with Single Judge's Decision on Independent Counsel's Second Motion for Subpoenas Ad Testificandum (02 Jan. 2013)

Independent Counsel v. Taylor, SCSL Trial Chamber, Case No. SCSL-12-02-PT, Decision on Independent Counsel's Second Motion for Subpoenas Ad Testificandum (21 Dec. 2012)