

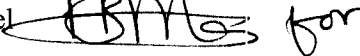


SPECIAL COURT FOR SIERRA LEONE

JOMO KENYATTA ROAD • FREETOWN • SIERRA LEONE
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Before: Justice Benjamin Itoe, Presiding
Justice Bankole Thompson
Justice Pierre Boutet

Registrar: Herman von Hebel  for

Date Filed: 2 May 2008

The Prosecutor

-v-

**Issa Hassan Sesay
Morris Kallon
Augustine Gbao**

Case No:SCSL-2004-15-T

**PUBLIC
(WITH CONFIDENTIAL ANNEXES)**

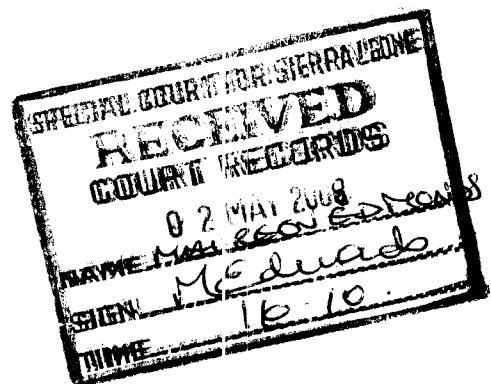
**THIRD SUBMISSION BY THE REGISTRAR PURSUANT TO RULE 33 (B) OF THE
RULES OF PROCEDURE AND EVIDENCE REGARDING SERVICE OF THE
SUBPOENA ON H.E DR AHMAD TEJAN KABBAH**

Office of the Prosecutor
Pete Harrison
Vincent Wagona
Charles Hardaway
Reginald Flynn

Defence Counsel for Issa Hassan Sesay
Wayne Jordash
Sareta Ashraph

Defence Counsel for Morris Kallon
Charles Taku
Kennedy Ogeto
Tanoo Mylvaganam
Lansana Dumbuya

Defence Counsel for Augustine Gbao
John Cammegh
Scott Martin



SUBMISSIONS

1. The Registrar files this submission pursuant to Rule 33(B) of the Rules of Procedure and Evidence of the Special Court for Sierra Leone. It supplements the information provided by the Registrar to the Trial Chamber in two earlier submissions setting out the efforts of the Office of the Registrar and the Court Management Section of the Special Court for Sierra Leone to serve the subpoena on H.E. Dr. Ahmad Tejan Kabbah¹.
2. On 30 April 2008, Peter Andersen, Chief, Press & Public Affairs of the Special Court for Sierra Leone notified Maureen Edmonds, Listing Officer/Deputy Chief of the Special Court for Sierra Leone's Court Management Section that H.E. Dr. Kabbah had returned to Sierra Leone.
3. The Office of the Registrar thereafter instructed the Deputy Chief of the Court Management Section to have personnel from the Special Court for Sierra Leone's Court Management Section attend at the office of the Attorney General to make enquiries on steps being taken to effect service of the subpoena on H.E. Dr. Kabbah.
4. Maureen Edmonds, Listing Officer/Deputy Chief of the Special Court for Sierra Leone's Court Management Section attended herself at the Office of the Attorney General to enquire on steps being taken to effect service of the Subpoena on H.E. Dr. Kabbah. She had an audience with the Attorney General who confirmed that H.E. Dr. Kabbah had returned to Sierra Leone. The Attorney General made arrangements for service to be attempted on H.E. Dr. Ahmad Tejan Kabbah on that same day in Ms Edmonds presence. He further made arrangements for an affidavit of service to be provided to the Special Court for Sierra Leone.
5. On 1 May 2008, an Affidavit of Service, with two copies, dated 30 April 2008 (see Annex 1²) and sworn by Johnstone Jarrett, Under Sheriff, was delivered by hand to the Special Court for Sierra Leone. It is annotated and stamped as received at 10.00am

¹ See "Confidential and Ex-Parte Subpoena," *Prosecutor v. Sesay et al.*, SCSL-04-15-1062, 19 March 2008 (the "Subpoena"), "Submission of the Registrar regarding Service of the Subpoena on H.E. Dr. Ahmad Tejan Kabbah" *Prosecutor v. Sesay et al.*, SCSL-04-1090, 17 April 2008, and "Second Submission of the Registrar regarding Service of the Subpoena on H.E. Dr. Ahmad Tejan Kabbah" *Prosecutor v. Sesay et al* SCSL-04-15-1101, 25 April 2008.

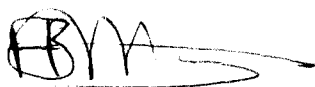
² Annex 1 is being filed confidentially since it contains personal information about H.E. Dr. Kabbah.

by Maureen Edmonds, Listing Officer/Deputy Chief of the Special Court for Sierra Leone's Court Management Section.

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6. Service of the Subpoena has been effected. The Registrar has taken all necessary measures to have the subpoena served in compliance with the Trial Chamber's direction.
7. In addition, the Office of the Registrar requested the Court Management Section to deliver a letter to H.E. Dr. Kabbah, Ref/REG/297/2008/VM, advising him that Trial Chamber I had adjourned his testimony date to 15 May 2008. On 2 May 2008, the Deputy Chief of Court Management confirmed that the letter had been delivered directly to H.E. Dr. Kabbah at his residence by Mr. Eustace S. H. Thompson, Archiving Officer of Court Management. The confirmation of delivery is attached as Annex 2.³
8. The letter to H.E. Dr. Kabbah recommends that he contact the Chief of the Witnesses and Victims Section and Mr. Wayne Jordash, Lead Counsel for the First Accused, so as to make arrangements for his pre-testimony interview and other logistical issues regarding his compliance with the Subpoena. The letter is attached as Annex 3.⁴

Respectfully Submitted



Binta Mansaray
Deputy Registrar

³ Annex 2 is being filed confidentially since it contains personal information about H.E. Dr. Kabbah.

⁴ Annex 3 is being filed confidentially since it contains contact information for the Chief of the Witnesses and Victims Section, Mr. Jordash and the Deputy Registrar of the Special Court.



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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- Sesay, Kallon & Gbao
Case Number: SCSL-2004-15-T
Document Index Number: 1113
Document Date 2 May, 2008
Filing Date 2 May, 2008 at 16:10
Number of Confidential pages: 10
Page Numbers: **25804-25813**

Document Type: -

- Affidavit
- Indictment
- Motion
- Order
- Other
- Reply
- Response
- Application

Document Title: **Third Submission of the Registrar Pursuant to Rule 33(B) of the Rules of Procedure and Evidence Regarding Service of the Subpoena on H.E.Dr Ahmed Tejan Kabbah - CONFIDENTIAL ANNEXES**

Name of Officer:

Maureen Edmonds

Signed: *M Edmonds*