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SCSL-03-01-T
(29478-29481)

29478

SPECIAL COURT FOR SIERRA LEONE

TRIAL CHAMBER II

Before: Justice Julia Sebutinde, Presiding
Justice Richard Lussick
Justice Teresa Doherty
Justice El Hadji Malick Sow, Alternate Judge

Registrar: Ms. Binta Mansaray

Date filed: July 26, 2010

The Prosecutor

Against

Charles Ghankay Taylor

Case No. SCSL-03-01-T

PUBLIC
MOTION FOR RIGHT OF AUDIENCE BEFORE THE SPECIAL COURT

Office of the Prosecutor:

Ms. Brenda J. Hollis
Mr. Nicholas Koumjian
Ms. Sigall Horovitz


Counsel for the Accused:

Mr. Courtenay Griffiths, Q.C.
Mr. Terry Munyard
Mr. Morris Anyah
Mr. Silas Chekera
Mr. James Supuwood

Submitted by:

Daniel R. Bright
(Counsel for Witness Carole White)

Prosecutor v. Taylor, SCSL-03-01-T

SPECIAL COURT FOR SIERRA LEONE	
RECEIVED	
COURT MANAGEMENT THE JUDGE	
27 JUL 2010	
NAME	ALHASSAN FORWANI
SIGN	
	09:00

1. I am legal counsel to Carole White a witness for the prosecution in this trial. I submit this motion to request recognition of my right to audience before the Special Court, as counsel to a witness.
2. My purpose in requesting that my right of audience be recognized is to ensure that I will be able to be present in the court room when my client, Carole White, testifies in this matter. Her testimony is currently scheduled for August 9, 2010.
3. I do not seek to actively participate in these proceedings. I submit this motion, on my own and Ms. White's behalf, simply to seek formal permission to be present in the court room during Ms. White's testimony. The purpose of this would be to enable me to directly observe my client's testimony and, more importantly, to provide a measure of assurance, comfort and security to Ms. White as a witness in a very formal and significant proceeding being held in an unfamiliar and potentially intimidating setting. I do not intend to make objections, file motions or address the Special Court.
4. The Code of Professional Conduct for Counsel with the Right of Audience before the Special Court for Sierra Leone clearly contemplates and allows for the appearance or presence of counsel for a witness testifying before the Special Court. Article 1, Section (A) defines "Counsel" to include "counsel representing a witness." Article 2 of the Code provides that the Code "shall apply to all counsel who appear or have appeared before the Special Court or who otherwise act or have acted on behalf of . . . a witness . . . and who thereby have the right of audience before the Special Court."
5. I believe that the plain language of the Special Court's Code of Professional Conduct grants me the right of audience before the Special Court because (1) I represent a witness before the Special Court (Code of Professional Conduct, Article 1) and have "acted on behalf of [that] witness" by arranging for my client to speak to the Prosecution and make herself available to testify as a witness in this case (Code of Professional Conduct, Article 2). (*See*, "Public Prosecution Motion to Call Three Additional Witnesses," 20 May 2010, footnote 21 (Document Index Number 962).) Because no other procedure appears to exist for formally acknowledging the right of audience for counsel to a witness, I am respectfully submitting this motion and asking that the Special Court grant my request to be permitted to be present in the

court room while my client, Ms. Carole White, testifies.

Dated: New York, New York

July 23, 2010

and

Filed in the Hague,

July 26, 2010



Daniel R. Bright
Counsel to Carole White

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INDEX OF AUTHORITIES

SCSL

Code of Professional Conduct for Counsel with the Right of Audience before the Special Court for Sierra Leone, Articles 1 and 2.

Prosecutor v. Taylor, SCSL-03-01-T, “Public Prosecution Motion to Call Three Additional Witnesses” (Document Index Number 962), 20 May 2010.