

Case No. SCSL-2004-14-T
THE PROSECUTOR OF
THE SPECIAL COURT
V.
SAM HINGA NORMAN
MOININA FOFANA
ALLIEU KONDEWA

TUESDAY, 7 JUNE 2005
9.50 A.M.
TRIAL

TRIAL CHAMBER I

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| Before the Judges: | Pierre Boutet, Presiding Bankole Thompson Benjamin Mutanga Itoe |
| For Chambers: | Ms Sharelle Aitchison |
| For the Registry: | Ms Maureen Edmonds |
| For the Prosecution: | Mr Joseph Kamara Mr Kevin Tavener Ms Bianca Suciu Mr Mohamed Stevens |
| For the Principal Defender: | No appearances |
| For the accused Sam Hinga Norman: | Mr John Wesley Hall Mr Ibrahim Yillah Ms Claire da Silva (legal assistant) Mr Kingsley Belle (legal assistant) |
| For the accused Moinina Fofana: | Mr Arrow Bockarie Mr Andrew Ianuzzi |
| For the accused Allieu Kondewa: | Mr Charles Margai Mr Yada Williams Mr Ansu Lansana Mr Martin Michael (legal assistant) |

SCSL - TRIAL CHAMBER I

1 [HN070605A - EKD]
2 Tuesday, 7 June 2005
3 [The accused Norman not present]
4 [The accused Kondewa and Fofana present]
09:25:13 5 [Open session]
6 [Upon commencing at 9.50 a.m.]
7 PRESIDING JUDGE: Good morning, counsel. Mr Prosecutor,
8 good morning. Welcome, Mr Hall.
9 Mr Prosecutor, you told us yesterday that you were to
09:53:57 10 proceed this morning with the specific witness. Could you
11 confirm what is the status of this witness.
12 MR TAVENER: That's TF2-218 and he is now available to
13 testify.
14 PRESIDING JUDGE: This is a witness for which the Court
09:54:18 15 agreed and ordered that he could testify in a closed session.
16 MR TAVENER: That's correct. The witness following this
17 witness also is of the same status.
18 PRESIDING JUDGE: So the witness following this particular
19 witness is the other witness that the Court dealt with yesterday
09:54:32 20 about closed session as well?
21 MR TAVENER: That's correct.
22 PRESIDING JUDGE: Okay. Thank you.
23 For the public in the audience, can you give the Court an
24 estimate about the time? I mean, I will not hold you to the
09:54:46 25 minute or even the hour, but just are we talking half a day, day
26 and half, three days? That is the kind of thing I would like to
27 hear from you, if possible.
28 MR TAVENER: Today's witness will finish certainly today.
29 The examination-in-chief will take no longer than an hour and a

1 half at the very longest and then the cross-examination
2 obviously. As to the next witness, depending on how that is
3 organised, he should be finished within two days.

4 PRESIDING JUDGE: Within two days after the first witness?

09:55:22 5 MR TAVENER: From the Wednesday.

6 PRESIDING JUDGE: From the Wednesday.

7 MR TAVENER: So we only have the one witness today.

8 Tomorrow we have the other witness; he'll take approximately two
9 days.

09:55:30 10 PRESIDING JUDGE: Two days taking into account that on
11 Wednesday we only sit on half a day.

12 MR TAVENER: I understand there may be an application in
13 regards to that but I can leave that to later.

14 PRESIDING JUDGE: We will deal with that in due course. I
09:55:45 15 am just telling you we are not prepared to make much concession
16 on that. Very well, as we are proceeding with witness TF2-218,
17 and this is a witness for whom the Court has agreed yesterday to
18 hear his evidence in a closed session, we will now proceed in a
19 closed session with this witness. For members of the public and

09:56:14 20 those in the public gallery, you have heard some of the
21 explanations. It is likely we will be in closed session for
22 certainly the next three days and probably even a little bit more
23 than three days. It is unfortunate but this is the only way we
24 can proceed with that at this particular moment. So court is now
09:56:36 25 moving into a closed session.

26 [At this point in the proceedings, a portion of the
27 transcript, pages 4 to 101, was extracted and sealed under
28 separate cover, as the session was heard in camera.]

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1 [whereupon the hearing adjourned at 3.55 p.m.,
2 to be reconvened on Wednesday, the 8th day of
3 June 2005, at 9.30 a.m.]
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WITNESSES FOR THE PROSECUTION:

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| WITNESS: TF2-218 | 4 |
| EXAMINED BY MR TAVENER | 4 |
| CROSS-EXAMINED BY MR YILLAH | 25 |
| CROSS-EXAMINED BY MR BOCKARIE | 35 |
| CROSS-EXAMINED BY MR MARGAI | 40 |