

Case No. SCSL-2004-15-T  
THE PROSECUTOR OF  
THE SPECIAL COURT  
V.  
ISSA SESAY  
MORRIS KALLON  
AUGUSTINE GBAO

FRIDAY, 10 MARCH 2006  
9.43 A.M.  
TRIAL

TRIAL CHAMBER I

|                                 |  |
|---------------------------------|--|
| Before the Judges:              | Pierre Boutet, Presiding<br>Bankole Thompson<br>Benjamin Mutanga Itoe                              |
| For Chambers:                   | Ms Candice Welsch<br>Mr Matteo Crippa  |
| For the Registry:               | Mr Geoff Walker<br>Ms Maureen Edmonds  |
| For the Prosecution:            | Mr Peter Harrison<br>Mr Alain Werner<br>Mr Mark Wallbridge(Case Manager)<br>Ms Lynn Hintz (intern) |
| For the Principal Defender:     | Mr Lansana Dumbuya   |
| For the accused Issa Sesay:     | Mr Wayne Jordash<br>Ms Chantal Refahi  |
| For the accused Morris Kallon:  | Mr Shekou Touray<br>Mr Melron Nicol-Wilson   |
| For the accused Augustine Gbao: | Mr Andreas O'Shea<br>Mr John Cammegh   |

1 [RUF10MAR06A-RK]

2 Friday, 10 March 2006

3 [The accused present]

4 [Closed session]

09:36:14 5 [Upon commencing at 9.43 a.m.]

6 WITNESS: TF1-108 [Continued]

7 [The witness answered through interpreter]

8 [At this point in the proceedings, a portion of the

9 transcript, pages 2 to 82, was extracted and sealed under

09:42:00 10 separate cover, as the session was heard in camera.]

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1 [Open session]

2 MS EDMONDS: Court is in open session.

3 PRESIDING JUDGE: Thank you. Mr Touray, we will finish  
4 with your cross-examination before we go with Mr Jordash. That  
15:25:03 5 will avoid confusion in the transcript. So it will be tidier if  
6 we just carry on with your cross-examination, we will finish that  
7 and then we will do -- and we will give the decision on the  
8 closed session as well. So if you are ready we will proceed.

9 MR TOURAY: As Your Honour pleases.

15:25:22 10 PRESIDING JUDGE: Mr Witness, we are now back in open  
11 session, so just be aware that if you are using names you should  
12 be careful.

13 THE WITNESS: Yes, sir.

14 PRESIDING JUDGE: Thank you. If you refer to your village  
15:25:37 15 you should refer to it as New York.

16 THE WITNESS: Okay.

17 PRESIDING JUDGE: As you remember, we are in open session.

18 THE WITNESS: Okay.

19 PRESIDING JUDGE: Thank you. Mr Touray.

15:25:45 20 MR TOURAY:

21 Q. Now, you said in your evidence that in 1996 a meeting was  
22 called by Augustine Gbao in Kailahun of civilians authorities,  
23 including yourself?

24 A. Yes.

15:26:24 25 Q. And it was at that meeting he, Gbao, told you that he was  
26 reporting to Morris Kallon, Issa Sesay and Sam Bockarie?

27 A. Yes.

28 Q. And that was exactly what Gbao told you, you people?

29 A. Yes.



1 Q. He said nothing more than that, that he was reporting?

2 A. No, it was a meeting held. He said some other things  
3 before coming to that. The meeting was not just held, then he  
4 said what you are saying now.

15:27:48 5 Q. I agree. What I'm saying is all he said was in relation to  
6 Morris Kallon, that he was reporting to Morris Kallon?

7 A. He said all what you always ask us to subscribe for RUF.  
8 He said there are other -- there are his bosses that will give  
9 him the instruction - Sam Bockarie, Issa Sesay and Morris Kallon.

15:28:23 10 So we should not think that all those things we subscribe were  
11 for his own use only.

12 Q. So that was in relation to those things he was demanding  
13 from you people?

14 A. Yes, yes.

15:28:54 15 [Accused Kallon entered court]

16 [RUF10MAR06E - CR]

17 MR TOURAY:

18 Q. Now you yourself knew that Morris Kallon was not based in  
19 the Kailahun District?

15:29:19 20 A. At what time? When the war started --

21 Q. 1996, he was not based in the Kailahun District.

22 A. That was what I said yesterday. When you are a commander,  
23 you will not be based in one place and they were not based in one  
24 place. They will come to Kailahun and then go to Buedu to meet

15:29:49 25 Sam Bockarie. But he was not based in Kailahun.

26 Q. He was not based in Kailahun District. That's the  
27 question. Just answer it. Was he?

28 A. Well, I will not be able to say whether he was in Kailahun  
29 District. He was in Bunumbu, across the Moa.



1 Q. Across the Moa?

2 A. Yes, in the Kailahun District.

3 Q. Across the Moa, Bunumbu. Was he still there in 1997?

4 A. Well, I will not be able to say. He was a commander. I  
15:30:30 5 was in New York. I will not be able to say much.

6 Q. So you don't know his whereabouts. You did not know his  
7 whereabouts in 1997?

8 A. No, but he used to come to Kailahun. He used to go to  
9 Buedu. Because Kailahun was their transit point. They used to  
15:30:49 10 come there to go to Buedu. They would come there, they would all  
11 be there.

12 Q. You did not also know his whereabouts in 1998?

13 A. When I said I do not know where he was, he was in not  
14 Kailahun. He used to come to Kailahun. He used to go to Buedu.  
15:31:17 15 He used to go to Pendembu. But to say where he was based, I did  
16 not know. He was a very senior commander.

17 Q. Did you know his whereabouts in 1999? Just answer me.  
18 Whether you do or you don't know, just say so.

19 A. Well, 1999, I heard he was in Kono. Later they said he was  
15:31:53 20 in Makeni.

21 Q. Did you know where he was in 2000?

22 A. In 2000 I heard he was in Makeni.

23 Q. So for 1997 you never heard anything where he was, about  
24 his whereabouts?

15:32:24 25 A. Those people were commanders. You, the civilians, you will  
26 not be there going around to know where they were. So I want you  
27 to understand me, too.

28 Q. Mr witness, if you can just answer simple questions. Did  
29 you hear anything about his whereabouts in 1997? That's all.





1 A. Yes.

2 Q. Where was he?

3 A. I heard he was in Kono. I also heard he was in Bunumbu.

4 So he had no particular place where he stayed. If I say he was

15:33:02 5 based in a particular place, I will be lying.

6 Q. Did you hear anything about his whereabouts in 1998?

7 A. Yes.

8 Q. Where?

9 A. I heard in 1998, they said he was in Bo.

15:33:22 10 Q. Bo. Okay. You say in 1996 you heard he was where?

11 A. In 1996 I said he was in Bunumbu, he was in Pendembu. I

12 was unable to know where he was based.

13 Q. Well, I will put it to you --

14 A. Permanently.

15:33:54 15 Q. I will put it to you that you were misinformed. Kallon in

16 1996 was in the Northern Jungle, Kangari Hills, working directly

17 under Isaac Mongor, CO Mongor, who was the area commander; not in

18 Bunumbu across the Moa.

19 A. Like you've said --

15:34:26 20 JUDGE THOMPSON: Just a minute, quite. It would seem to me

21 that it's desirable not to mislead here. It would seem that the

22 witness is talking about admitting that he may have been in so

23 and so place, he saw him in so and so, or he heard that he was in

24 so and so place, but he's emphasising that he does not know where

15:34:49 25 he was based.

26 MR TOURAY: [Microphone not activated].

27 JUDGE THOMPSON: That's what I'm saying. But when you put

28 your case, I don't think you're entitled to confuse. Because,

29 clearly, the evidence seems to be emphasising this dichotomy



1 between what he had in terms of where he was, his whereabouts, as  
2 distinct from his base. I'm sure you chose your terminology base  
3 advisedly when you were putting it to him.

4 MR TOURAY: Yes.

15:35:21 5 JUDGE THOMPSON: So all I'm saying is that so that the  
6 evidence does not get so convoluted, I hope we keep that  
7 distinction, unless you think it's a distinction without a  
8 difference?

9 MR TOURAY: Well, he's saying, Your Honour --

15:35:37 10 JUDGE THOMPSON: Because he seems to be saying that.

11 MR TOURAY: -- he doesn't know his whereabouts, he heard he  
12 was here, he heard he was there, and he used to come --

13 JUDGE THOMPSON: This is all hearsay. He heard about his  
14 whereabouts.

15:35:48 15 MR TOURAY: Yes.

16 JUDGE THOMPSON: But he's admitting that he did not know  
17 about his base. It comes from a theory which he himself is  
18 putting forward that being commanders they are all over the  
19 place.

15:36:02 20 MR TOURAY: That's what I'm destroying. I'm destroying  
21 that by putting it to him that in fact Kallon was permanently  
22 based in the Northern Jungle.

23 JUDGE THOMPSON: Provided you do not confuse him. If he's  
24 making the distinction, I think -- if you think that the  
15:36:15 25 distinction is one without a difference, then, of course, you can  
26 put that to him. But if that's the crux of his own response,  
27 then, of course, there's no difficulty between you and him. He's  
28 agreeing that he does not know where he was based at any one  
29 time. That's my own way -- otherwise we get the



1 evidence completely --

2 MR TOURAY: In that case, Your Honour, may I not with  
3 respect put to him that, in fact, this man was based  
4 permanently --

15:36:52 5 JUDGE THOMPSON: No, I'm not suggestion that, provided we  
6 don't confuse the two issues.

7 MR TOURAY: That is our case.

8 JUDGE THOMPSON: Because that is how I am understanding his  
9 evidence. In one case he's not denying that he is ignorant of  
10 where he was based at any one time. That is not what he's  
11 denying. He says, "Yes, I don't know that he was based at any  
12 one place because these commanders were all over the place."

13 MR TOURAY: That's what I'm saying, this is what we're  
14 destroying. This man was permanently based. He was not all over  
15:37:20 15 the place.

16 JUDGE THOMPSON: All right. I will restrain myself.

17 MR TOURAY:

18 Q. Now, I'm putting it to you, Mr witness, that in 1996  
19 Morris Kallon was based in the Northern Jungle, Kangari Hills.

15:37:43 20 A. If he was in the jungle, then he went to Zogoda and Peyama  
21 and then New York and then Kailahun.

22 Q. And of course, you have said already --

23 JUDGE ITOE: What is the reply? I don't know what he said.

24 MR TOURAY: He seems to be avoiding --

15:38:17 25 JUDGE ITOE: He was in [indiscernible] and then --

26 MR TOURAY: He came to this and that.

27 PRESIDING JUDGE: I think what he's saying, even if he was  
28 based in the jungle, as you suggest, he still went to New York  
29 and Pendembu and Kailahun.



1 MR TOURAY: We accept that. That's 1996, we accept it.

2 Q. In 1998 you said you heard he was in Bo?

3 A. Yes, they were fighting there.

4 Q. Okay. And 1997, as well, during the AFRC junta, did you  
15:38:50 5 see him in Kailahun?

6 A. 1997.

7 Q. Junta period.

8 A. Yes, I saw him there. I saw him there.

9 Q. I'm telling you that he was not the one you saw. He was in  
15:39:10 10 Freetown for a while and then was transferred to Bo during the  
11 junta period.

12 A. Okay. Okay, that's what you can say, but I saw him in  
13 Kailahun.

14 Q. I suggest you saw somebody else, Mr witness.

15:39:31 15 A. Kallon is not a devil.

16 THE INTERPRETER: "He is not a spirit." Sorry, Your  
17 Honours.

18 MR TOURAY:

19 Q. Now, when you were delivering some of these items, assuming  
15:40:23 20 without conceding that, in fact, your evidence is true, Kallon  
21 was never there.

22 A. When we were delivering then to Augustine Gbao, no.

23 Q. Yes.

24 A. I never saw him there. I never saw Issa there. I never  
15:40:48 25 saw Sam Bockarie there. Whether CO Gbao gave them to them, I  
26 never knew.

27 Q. Thank you. So what you say is based entirely on what  
28 CO Gbao told you at a meeting?

29 PRESIDING JUDGE: You mean as to who is the boss,





1 Mr Touray?

2 MR TOURAY: No, about these instructions about getting  
3 things from the civilian people.

4 PRESIDING JUDGE: I'm trying to understand your question.

15:41:38 5 MR TOURAY: Yes.

6 PRESIDING JUDGE: You mean about the delivery of --

7 MR TOURAY: Delivery of, because this is what he said Gbao  
8 told them, that he should be collecting these things from  
9 civilians. That was all.

15:41:50 10 PRESIDING JUDGE: I'm just trying to understand your  
11 question. Not questioning your question, I'm just trying to  
12 understand it. Thank you.

13 MR TOURAY:

14 Q. So what you said was mainly based on what CO Gbao told you,  
15:42:14 15 that's all, at a meeting?

16 A. Yes, he was a commander. Whatever things he says to us,  
17 all of them, all of them he said, we believed.

18 Q. And you never at any time witnessed these items being  
19 transported outside Kailahun?

15:42:58 20 A. These subscriptions?

21 Q. Yes.

22 A. No.

23 Q. Thank you. Let's come to another subject now. I've  
24 finished with that. Now in 1992, at the height of the Top 20,  
15:43:50 25 you went into the bush with the RUF?

26 A. No, I went into the bush, but it was not with the RUF. I  
27 went with my people. I went to hide in the bush.

28 Q. You went on your own voluntarily into the bush?

29 A. Willingly, willingly with my people. With my people who



1 ran away from the Gio people.

2 Q. In 1993 when the NPRC - that is, the government soldiers -  
3 took your town, that is, New York -- the towns in Kailahun  
4 District from the RUF, you also retreated to the bush, did you?

15:45:08 5 A. All those towns in the Kailahun District, NPRC did not take  
6 over. They did not take over my town.

7 Q. But did you go to the bush in 1993 when the NPRC offensive  
8 was launched in the area?

9 A. Yes, I left my hometown.

15:45:39 10 Q. You were not a fighter, just a civilian then?

11 A. Not in the least. If anybody says I carried a gun, then I  
12 would have been a bad person. I, sitting here.

13 Q. Yes. So, in fact, when you ran into the bush you followed  
14 the RUF into the bush? Answer the question.

15:46:27 15 A. I? No.

16 Q. So you went on your own. Voluntarily on your own?

17 A. If you agree, I would explain, but now you are just asking  
18 me and you want me to answer. I went on my own. The soldiers  
19 were advancing, and all of us were going to the bush, running.

15:46:56 20 It was not RUF that took me along. Everybody was fighting for  
21 survival.

22 Q. Thank you. And you were not a fighter, government soldiers  
23 were advancing and you ran into the bush?

24 A. Yes, yes. At that time, there was no selection. Whether  
15:47:23 25 you are a civilian or a rebel, they will kill you. I ran into  
26 the bush, together with my people.

27 Q. Fine. Now, in 1996, up to some time in 1997, you knew  
28 there was a legitimate government, the SLPP government, in the  
29 country at that time?



1 A. 1996 to 1997, yes. There was war, but that's what we heard  
2 when we were there.

3 Q. You stayed with the RUF?

4 A. Yes.

15:49:26 5 Q. In that same year, the Kamajors attacked New York; is that  
6 not so, 1997?

7 A. It was in 1996 that the Kamajors attacked New York.

8 Q. Okay, 1996. Also, you stayed with the RUF as a civilian?

9 A. Oh, yes.

15:50:14 10 Q. And during the junta period, you stayed with them, the RUF?  
11 A. Oh, yes. I was in my home town.

12 Q. Even after the return of the Kabbah government in 1998, you  
13 continued to stay with the RUF?

14 A. Oh, yes, that was my home town. RUF were not in Makeni and  
15:51:18 15 I left New York to go there. That was my home town, so I was  
16 there.

17 Q. Did you associate yourself with the RUF?

18 A. Oh, yes. They had taken a government there, a military  
19 government.

15:51:42 20 Q. In 2001, in fact, you were a member of the RUF party.  
21 A. Whoever the RUF had captured, you would not be able to  
22 disassociate yourself from that government, yes.

23 Q. You were a member of the RUF party?

24 A. Yes. Yes.

15:52:15 25 Q. 2001. And you campaigned for that party?  
26 A. Me?

27 Q. You, yes.

28 A. No.

29 Q. You were just an ordinary member?



1 A. Yes.

2 Q. Now, what I put to you is that you were, in fact, a fervent  
3 supporter of the RUF, voluntary.

4 A. It's not so. It's not so.

15:53:02 5 Q. All that you said you did, if you did at all --

6 A. You are a lawyer, so you can say that.

7 Q. Yes.

8 A. It's not so.

9 Q. You were --

15:53:13 10 A. It's not so. It's not so.

11 Q. [Microphone not activated]

12 A. No, I wouldn't agree with you. It's not so.

13 Q. Now, all that you said you did was just your own  
14 contribution towards the war effort, the RUF war effort.

15:53:26 15 Voluntarily, you did it.

16 A. On my own? Just like you're saying it. Okay. You are a  
17 lawyer, you can say that, but it was not so.

18 MR TOURAY: That is all for this witness, Your Honour.

19 THE WITNESS: The military government that they've brought,  
15:53:46 20 you do not do it, they will kill you.

21 PRESIDING JUDGE: That concludes your cross-examination,  
22 Mr Touray?

23 MR TOURAY: Yes, Your Honour.

24 PRESIDING JUDGE: That was your last question?

15:53:59 25 MR TOURAY: That was my last question.

26 PRESIDING JUDGE: I had not heard what you said. I had  
27 heard you had said something, but I didn't hear what it was.

28 MR TOURAY: Well, I was putting it to him that all that he  
29 said he did, if he did at all, was his own contribution --





1 PRESIDING JUDGE: It was his own contribution for the --

2 MR TOURAY: Yes, the war effort of the RUF.

3 PRESIDING JUDGE: Thank you.

4 MR TOURAY: Yes.

15:54:13 5 THE WITNESS: Okay.

6 PRESIDING JUDGE: So before we ask you, Mr Cammegh, to  
7 proceed with your cross-examination, we'll just clarify a few  
8 issues here. One is Justice Thompson will give the decision on  
9 the closed session that we went into with Mr Jordash's

15:54:35 10 cross-examination, and after that, Mr Jordash will tender his  
11 documents.

12 MR JORDASH: Thanks.

13 PRESIDING JUDGE: So we will not forget that at this  
14 juncture, and then we will come to you, Mr Cammegh.

15:54:53 15 JUDGE THOMPSON: This is the ruling of the Chamber in  
16 respect of the closed session hearing of the testimony of witness  
17 TF1-108 on the application by the Defence. Consistent with the  
18 general requirement that criminal proceedings are to be conducted  
19 in public, as mandated by Rule 78 of the Rules of Procedure and

15:55:18 20 Evidence of this Court, and taking cognizance of Article 17(2) of  
21 the statute of the Court, but exceptionally as authorised by Rule  
22 79(A)(ii) and the need to protect witnesses as provided for in  
23 Rule 75, the Chamber, on the applications of counsel for the  
24 first and second accused, that in respect of the first accused,

15:55:50 25 the entire cross-examination, and in respect of the second  
26 accused, certain portions of the cross-examination of witness  
27 TF1-108 be conducted in closed session, granted both applications  
28 by way of an exceptional procedure on the grounds put forward by  
29 both counsel.



1           PRESIDING JUDGE: So now we turn to you, Mr Jordash, the  
2 tendering of your documents as exhibits. I take it that the  
3 Prosecution has received copies?

4           MR JORDASH: Yes, they have and checked and are content.

15:56:39 5           PRESIDING JUDGE: So we will take them one by one because,  
6 for the record, I would like you to go by whatever page you are  
7 proceeding or at least go by --

8           MR JORDASH: I have included all pages because many are  
9 underlined, but it made sense because there's not many.

15:57:07 10           PRESIDING JUDGE: That's fine. For the record, it's not  
11 all pages that are underlined, it is only some pages.

12           MR JORDASH: Yes.

13           PRESIDING JUDGE: So these are the pages, if you wouldn't  
14 mind taking it from the one of 30 March 2003 and just refer to  
15:57:21 15 the pages that are marked and then do the same for the other  
16 statements as well.

17           MR JORDASH: Certainly. 10756, 10758, 10759, 10760, 10761,  
18 10763, 10764, 10767. Then moving to 4th February 2004, interview  
19 notes: 10768, 1076 --

15:58:27 20           JUDGE ITOE: Just a minute, please. Moving to interview  
21 notes?

22           MR JORDASH: Interview notes for --

23           PRESIDING JUDGE: 4th February 2004.

24           MR JORDASH: 10768, 10769. Proofing notes 23rd March 2005.

15:58:37 25           JUDGE ITOE: That's the third?

26           MR JORDASH: Yes, 23rd March 2005. Pages: 11241, 11242.

27 Then, finally, proofing notes, various dates, November and  
28 7 December 2005: 17448, 17449, 17450, 17451, 17452. That's it.

29           PRESIDING JUDGE: Just for my own information, 451, which



1 paragraph is it?

2 MR JORDASH: 451 is, in fact, only the first seven words.  
3 It's a carry on from the page before, "One day a girl called."

4 PRESIDING JUDGE: Yes, yes, okay. Up to "training base."

16:00:04 5 MR JORDASH: "Training base," yes.

6 PRESIDING JUDGE: Madam Court Officer, we are at 76?

7 MS EDMONDS: Yes, Your Honour, the next number is 77.

8 PRESIDING JUDGE: So we will mark these documents as  
9 Exhibit 77, but it will be 77A for the documents of 30th March,  
16:00:31 10 77B for 4th February 2004, 77C for 23rd March, and 77D for  
11 the November/December 2005.

12 [Exhibit No. 77A was admitted]

13 [Exhibit No. 77B was admitted]

14 [Exhibit No. 77C was admitted]

16:01:03 15 [Exhibit No. 77D was admitted]

16 PRESIDING JUDGE: Mr Harrison, I didn't ask you if you had  
17 any objection.

18 MR HARRISON: No, there wasn't any.

19 PRESIDING JUDGE: I take it from your silence that you  
16:01:12 20 didn't have any, but I should have asked you before.

21 MR HARRISON: No, no, it's correct.

22 PRESIDING JUDGE: So again these documents are accepted as  
23 exhibits for the limited purpose of alleged inconsistencies  
24 between either these documents here or the evidence of the  
16:01:26 25 witness and these documents, not for any other purpose.

26 MR JORDASH: Yes.

27 PRESIDING JUDGE: So it is well clear and understood.

28 MR JORDASH: Understood, Your Honour.

29 PRESIDING JUDGE: Thank you. Mr Cammegh, we're through



1 with this now. Are you in a position to proceed with your

2 cross-examination?

3 MR CAMMEGH: I am ready. I spoke a few minutes ago to

4 Mr Gbao on the telephone. His exact words were that he's feeling

16:02:00 5 tired this afternoon. He is fully confident in my ability to

6 cross-examine the witness in his absence. He is determined to be

7 here on Monday morning and, therefore, I'm content to go ahead in

8 his absence.

9 PRESIDING JUDGE: That's fine with us, absolutely fine.

16:02:21 10 JUDGE ITOE: I hope he knows he's not obliged to be. I

11 hope he knows that's his call.

12 MR CAMMEGH: I think after nearly two years of being

13 outside the courtroom, Your Honour, I think he is aware of that.

14 JUDGE ITOE: It is just that your honeymoon period has been

16:02:38 15 short-lived.

16 MR CAMMEGH: Your Honour, I can assure you that there are

17 no problems in that direction at all.

18 JUDGE ITOE: I know, I am just saying he has deserted you

19 today. Never mind.

16:02:46 20 PRESIDING JUDGE: We thank you for the information,

21 therefore you are ready to proceed. You had indicated, I'm not

22 sure if it is now or later, that you would wish to proceed in a

23 closed session. So are we starting with an open session?

24 MR CAMMEGH: We are starting in a closed session, Your

16:03:05 25 Honour. I am hopeful that I can organise things in order that at

26 some point I can apply to go back into open session. But

27 certainly closed session for the time being. I would like to be

28 in open session on Monday. Can I also indicate that I would

29 expect not to finish, I'm afraid, up until about lunch-time on





1 Monday. It may be that over the weekend I can hone things to  
2 such an extent that I can finish earlier, but we will have to  
3 see.

4 PRESIDING JUDGE: If you can do that, we would appreciate  
16:03:40 5 it, certainly. So you are making an application for closed  
6 session on the same grounds as were advanced by the Prosecution  
7 and by counsel for the first accused and second accused?

8 MR CAMMEGH: Precisely the same.

9 PRESIDING JUDGE: Given our decisions with regard to these  
16:04:00 10 applications and the ruling of the Court will apply again the  
11 same decision on the same basis, as such.

12 MR CAMMEGH: Thank you.

13 PRESIDING JUDGE: Therefore, we will move into a closed  
14 session scenario at this particular moment. And I take it, given  
16:04:18 15 the time of the day, that we will be in a closed session until  
16 the end of the day today.

17 MR CAMMEGH: I believe so.

18 PRESIDING JUDGE: Very well. Mr Witness, while we are  
19 making the necessary arrangements, be aware that when we are  
16:04:36 20 informed, we will be going back in a closed session.

21 THE WITNESS: Yes, sir. Okay, sir.

22 MS EDMONDS: Court is in closed session.

23 [At this point in the proceedings, a portion of the  
24 transcript, pages 99 to 121, was extracted and sealed under  
25 separate cover, as the session was heard in camera.]

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EXHIBITS:

|                 |    |
|-----------------|----|
| Exhibit No. 77A | 96 |
| Exhibit No. 77B | 96 |
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