



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

MONDAY, 19 MAY 2008  
9.42 A.M.  
TRIAL

TRIAL CHAMBER I

Presiding

Before the Judges:	Benjamin Mutanga Itoe, Bankole Thompson Pierre Boutet
For Chambers:	Mr Felix Nkongho Ms Priyanka Chirimar
For the Registry:	Mr Thomas George
For the Prosecution:	Mr Peter Harrison Mr Vincent Wagona
For the accused Issa Sesay:	Ms Sareta Ashraph
For the accused Morris Kallon:	Mr Kennedy Ogeto Ms Tanoo Mylvaganam
For the accused Augustine Gbao:	Mr John Cammegh

1 [RUF19MAY08A-BP]

2 Monday, 19 May 2008

3 [Open session]

4 [The accused present]

09:20:13 5 [Upon commencing at 9.42 a.m.]

6 [The witness entered Court]

7 PRESIDING JUDGE: Good morning, learned counsel. We'll  
8 resume our proceedings. Good morning, Mr Witness. Your  
9 microphone. We are sorry to have kept you waiting, but you  
must

09:42:02 10 have been told how busy the schedule has been, and we are  
saying

11 this because we heard you were not feeling very well. I hope  
you  
12 are fine now.

13 THE WITNESS: Thank you, Your Lordship.

14 PRESIDING JUDGE: Right. I hope that we will be able to  
09:42:20 15 conclude with you very quickly, depending of course on those  
who  
16 have called you and the other parties. For the Court, we are  
17 prepared to release you in the next 30 minutes if they can be  
18 free with you, so there we go. Can you swear the witness in,  
19 please.

09:42:47 20 WITNESS: DMK-444 [Sworn]

21 [The witness answered through interpreter]

22           PRESIDING JUDGE:  Yes, Mr Ogeto, this is DMK-444?  
23           MR OGETO:  Yes, My Lords.  
24           PRESIDING JUDGE:  And he is your --  
09:43:20 25           MR OGETO:  Nineteenth.  
26           PRESIDING JUDGE:  -- nineteenth witness.  
27           MR OGETO:  Yes, My Lords.  
28           PRESIDING JUDGE:  I hope he is not the 20th.  I hope you  
29           kept your count well.

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1 MR OGETO: Nineteenth. This time --

2 PRESIDING JUDGE: This time around you did.

3 MR OGETO: Yes, My Lord.

4 PRESIDING JUDGE: Right. Okay. And the witness will be  
09:43:49 5 testifying in English, will he?

6 MR OGETO: In English, My Lords.

7 PRESIDING JUDGE: Yes, you may proceed, please, Mr  
Ogeto.

8 MR OGETO: My Lords, unfortunately, again I have to  
apply  
9 to go into a closed session.

09:43:58 10 PRESIDING JUDGE: No, not unfortunately, you know.

11 MR OGETO: Yes, My Lords.

12 PRESIDING JUDGE: Can we move to the closed session,  
13 please, so that Mr Ogeto can make his application. Mr Ogeto,  
14 whilst we are moving to closed session --

09:45:17 15 MR OGETO: Yes, My Lord.

16 PRESIDING JUDGE: -- what is the state of your case now  
17 after this? Do you still -- you talked of two international  
18 witnesses?

19 MR OGETO: My Lords, this will be the last witness.

09:45:32 20 PRESIDING JUDGE: For your case.

21 MR OGETO: In terms of oral testimony in Court.

22 PRESIDING JUDGE: I see.

one 23 MR OGETO: But we intend to file a 92bis in respect of  
24 or two others.  
09:45:42 25 PRESIDING JUDGE: Are those the ones you referred to as  
26 international witnesses?  
27 MR OGETO: Yes, My Lords.  
28 PRESIDING JUDGE: Thank you.  
29 MR OGETO: Yes, My Lords.

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WITNESSES FOR THE DEFENCE:

WITNESS: DMK-444 2

EXAMINED BY MR OGETO 4

CROSS-EXAMINED BY MR JORDASH

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CROSS-EXAMINED BY MR HARRISON

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