

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

WEDNESDAY, 07 DECEMBER 2005  
9.45 A.M.  
TRIAL

TRIAL CHAMBER I

Before the Judges:	Pierre Boutet, Presiding Bankole Thompson Benjamin Mutanga Itoe
For Chambers:	Mr Matteo Crippa Ms Samantha Davies
For the Registry:	Mr Geoff Walker Ms Maureen Edmonds
For the Prosecution:	Mr Peter Harrison Mr Mohamed Bangura Ms Shyamala Alagendra Mr Mark Wallbridge(Case Manager) Ms Suzanne Mattler
For the Principal Defender:	NO APPEARANCE
For the accused Issa Sesay:	Mr Wayne Jordash
For the accused Morris Kallon:	Mr Shekou Touray Mr Charles Taku
For the accused Augustine Gbao:	Ms Haddijatou Kah-Jallow

1 [RUF06DEC05A - EKD]  
2 Wednesday, 07 December 2005  
3 [The accused Sesay and Kallon present]  
4 [The accused Gbao not present]  
09:33:37 5 [Closed session]  
6 [Upon resuming at 9.45 a.m.]  
7 WITNESS: TF1-184 [Continued.]  
8 [At this point in the proceedings, a portion of the  
9 transcript, pages 2 to 59, was extracted and sealed under  
09:34:55 10 separate cover, as the session was heard in camera.]  
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1 [Open session]

2 [Upon resuming at 12.08 p.m.]

3 PRESIDING JUDGE: Mr Prosecutor, you're ready with your  
4 next witness?

12:09:35 5 MR WALLBRIDGE: Yes, Your Honour.

6 PRESIDING JUDGE: Before you do, I want to inform you it's  
7 ten past twelve. We don't intend to go beyond 1 o'clock anyhow,  
8 so you know. But if I understood the information that the  
9 Prosecution has provided for the Court, this witness and the next  
12:09:53 10 few witnesses, if any, will be relatively short.

11 MR WALLBRIDGE: Yes, Your Honour. I would hope that the  
12 direct examination would be finished by the break.

13 PRESIDING JUDGE: That's fine.

14 JUDGE THOMPSON: This is the ruling of the Trial Chamber  
12:10:17 15 for the resumption of this open session.

16 Consistent with the general requirement that criminal  
17 proceedings are to be held in public, as mandated by Rule 78 of  
18 the Rules of Procedure and Evidence of the Special Court for  
19 Sierra Leone, and being cognizant of Article 17(2) of the Statute  
12:10:41 20 of the Court, but exceptionally as authorised by Rule 79(A)(ii)  
21 of the aforesaid Rules of Procedure and Evidence of the Court and  
22 the need to protect witnesses as provided for in Rule 75 of the  
23 said Rules, this Chamber, in response to an application by the  
24 Prosecution for the testimony of Witness TF1-184 to be heard in  
12:11:05 25 closed session did by way of an exceptional procedure grant the  
26 said application on the grounds put forward by the Prosecution.

27 MR WALLBRIDGE: Good afternoon, Your Honours.

28 Mark Wallbridge for the Prosecution. The next prosecution  
29 witness is TF1-004. He's a Christian for the purposes of giving



1 the oath and he will give his testimony in the Mende language.  
2 JUDGE THOMPSON: Let him be sworn.  
3 WITNESS: TF1-004 [Sworn]  
4 [The witness answered through interpretation]  
12:12:18 5 JUDGE ITOE: Mr Wallbridge, is this your 56th or 57th?  
6 MR WALLBRIDGE: Your Honour, it's the 57th witness and the  
7 56th witness for the Prosecution.  
8 PRESIDING JUDGE: Please proceed.  
9 JUDGE ITOE: And the witness is testifying in what language  
12:12:44 10 is it?  
11 MR WALLBRIDGE: Mende.  
12 EXAMINED BY MR WALLBRIDGE:  
13 Q. Good afternoon, Witness.  
14 A. Good afternoon.  
12:13:03 15 Q. Now, I'm going to ask you some questions this afternoon and  
16 later other persons present in this Court may ask you some  
17 questions. But first of all I would just ask you to listen to  
18 the questions that are asked, go slowly, take your time, and tell  
19 this Court what you know in a clear, strong voice. Is that okay,  
12:13:38 20 Witness?  
21 A. Yes.  
22 Q. Okay, Witness, where were you born?  
23 A. I was born in XXXXXXXX.  
24 MR WALLBRIDGE: I'll just spell that for the Court.  
12:13:56 25 XXXXXXXX, T-I-K-O-N-K-O.  
26 Q. In which district is XXXXXXXX?  
27 A. Bo District.  
28 Q. And how old are you, Witness?  
29 A. I'm 47 years old.



1 Q. And are you married?

2 A. Yes.

3 Q. And how many children do you have?

4 A. I have nine children.

12:14:37 5 Q. And what is your occupation?

6 A. I'm a farmer.

7 Q. What languages can you speak?

8 A. The initial one is Mende. I do speak a bit of Krio and a

9 bit of English.

12:15:09 10 Q. And can you read and write?

11 A. A bit, yes.

12 Q. Okay, thank you, Witness. Now, Witness, do you remember

13 what happened in 1997 in Sierra Leone?

14 A. Very well.

12:15:30 15 Q. Can you tell this Court what you remember?

16 A. In 1997 we were in XXXXXXX. Then we got it from the radio

17 that the soldiers have overthrown President Kabbah. The soldiers

18 that were with us in XXXXXXX rushed to Bo.

19 Q. Now, Witness, you said that you were in XXXXXXX and you

12:16:23 20 heard over the radio that the soldiers have overthrown the

21 government. Do you remember when that was?

22 A. That is the month called May, the 25th of that month.

23 Q. And what did you know about the soldiers that overthrew the

24 government?

12:16:57 25 A. Well, what I knew, they were called juntas and they were

26 the ones that overthrew Kabbah.

27 Q. And how did you know this, Witness?

28 A. I have a radio. Then from where I was to Bo is not too

29 long -- is the distance to Bo. So by then I heard the radio.





1 Q. Thank you, Witness. Now, Witness, you said it was the  
2 juntas that overthrew Kabbah. What do you know about the juntas?

3 A. Well, they were all dressed in military fatigue.

4 THE INTERPRETER: Your Honours, the witness has said  
12:18:13 5 something that is not very clear. Can he repeat what he's saying  
6 and then for him to speak a bit louder for us.

7 PRESIDING JUDGE: Mr Witness, you've heard what was just  
8 said. Can you speak a bit louder and can you repeat your last  
9 answer, please. You said they were dressed in military fatigue  
12:18:30 10 and you added to that. What was it?

11 THE WITNESS: We saw them with military fatigue, in  
12 uniforms, the trousers and the shoes. They said they were called  
13 juntas.

14 MR WALLBRIDGE:

12:19:08 15 Q. And where did you see the juntas? Sorry, Witness, did you  
16 hear me?

17 A. Please repeat.

18 Q. So, Witness, where did you see the juntas?

19 A. They came from Bo and entered XXXXXXXX.

12:19:48 20 Q. And when was this?

21 A. The very month Kabbah was overthrown. But by then soldiers  
22 were in XXXXXXXX, but those that came from there to XXXXXXXX, those  
23 that were in XXXXXXXX ran to Bo.

24 Q. Thank you. Now after this time, after the overthrow of the  
12:20:23 25 Kabbah government by the juntas, did anything happen in XXXXXXXX?

26 A. Very well.

27 Q. Can you tell this Court what happened?

28 A. When that happened businessmen came from Bo and said  
29 soldiers were coming from Bo to attack the Kamajors in XXXXXXXX



1 including the civilians.

2 Q. Okay, when you say business came from Bo what do you mean?

3 A. The women in XXXXXXX, those businesswomen who take their  
4 goods to Bo for sale, when they went to Bo the soldiers sent  
12:21:33 5 messages with them.

6 Q. And did you hear these messages?

7 A. Yes, very well.

8 Q. And did you hear anything else apart from the fact that  
9 soldiers were coming to XXXXXXX?

12:21:55 10 A. Yes.

11 Q. And what else did you hear?

12 JUDGE ITOE: Is it that soldiers were coming from Bo to  
13 attack Kamajors in XXXXXXX or Kamajors were coming from -- let me  
14 get that clear, yes.

12:22:16 15 MR WALLBRIDGE:

16 Q. So, Witness, what did the market women say about who was  
17 coming to XXXXXXX?

18 A. They said the soldiers, the junta soldiers. They said they  
19 were coming to XXXXXXX. They said they have heard that the

12:22:33 20 Kamajors had the base in XXXXXXX. They said if they meet them  
21 there, they will kill them all and will not leave none of them  
22 there. Not even a chicken will remain there.

23 Q. And what happened after you heard this?

24 A. We were there going ahead. At the end of that month --  
12:23:12 25 and after that month, in June, soldiers came to XXXXXXX.

26 Q. I'll just stop you there, Witness. When you say "the end  
27 of that month" which month do you mean?

28 A. The very month Kabbah was overthrown, the end of that  
29 month.



1 Q. And what happened after that month?

2 A. The following month, in two or three days, the soldiers  
3 came, they met me in town. Then people started shouting that the  
4 soldiers have come. Then we entered the bush together with my  
12:24:06 5 people and others.

6 Q. You said the soldiers had come. Where had they come to?

7 A. They came to XXXXXXX. They came from the Bo area because  
8 Bo is not too long a distance from XXXXXXX.

9 Q. And did you see the soldiers in XXXXXXX when they came?

12:24:41 10 A. Yes, by then when they said the soldiers are coming -- by  
11 then myself and my relatives entered the bush and we saw them  
12 when they entered the town, going up and down. By then we were  
13 in the bush.

14 [RUF07DEC05D - CR]

12:24:45 15 Q. What did the soldiers do when they entered XXXXXXX?

16 A. I was in hiding. In my area, I saw smoke. I had three  
17 houses in that town. When we returned, one of them was  
18 completely burnt. Even my wearings in the house were all taken  
19 away. My properties were scattered on the streets by then when  
12:25:47 20 we returned to the town.

21 Q. You said your house was burnt. Were any other houses burnt  
22 in XXXXXXX?

23 A. Yes. The ones I saw, all the areas in that town, houses  
24 were there -- those houses were burnt.

12:26:12 25 Q. You said your properties were scattered. Do you know if  
26 any other property was scattered?

27 A. Well, those that they didn't want, they left on the street,  
28 like husked rice that they didn't want, they scattered it on the  
29 street as they were leaving.



1 Q. Now, you said that the soldiers -- that you heard from the  
2 market women that the soldiers were coming for Kamajors. Did  
3 they find any Kamajors in XXXXXXXX?

4 A. No. The first day they entered, they never saw a Kamajor  
12:27:16 5 in that town.

6 Q. You said the soldiers then left and you re-entered the  
7 town.

8 A. Yes.

9 Q. Did anything else happen in XXXXXXXX --

12:27:43 10 MS KAH-JALLOW: Objection, Your Honour. There's nowhere in  
11 the evidence-in-chief where the witness has said that the  
12 soldiers left and re-entered town.

13 PRESIDING JUDGE: Mr Prosecutor?

14 MR WALLBRIDGE: I'm not sure about the objection in the  
12:28:16 15 sense that I don't think he said the soldiers had re-entered the  
16 town.

17 PRESIDING JUDGE: No, but your question was that they had  
18 re-entered the town --

19 MS KAH-JALLOW: It's leading.

12:28:25 20 PRESIDING JUDGE: And vis-a-vis yes, that was on the ground  
21 that it was leading.

22 MR WALLBRIDGE: I will rephrase the question, if that's the  
23 understanding.

24 Q. Witness, did anything else happen in XXXXXXXX after this  
12:28:45 25 incident?

26 A. Yes, that was the worst thing that happened.

27 Q. What happened?

28 A. There is a month called June. On the 15th of that month,  
29 early in the morning I left my house. I was going around to





1 check on my traps. After walking around my traps, I return. I  
2 was coming to XXXXXXX. I arrived at the junction. Those market  
3 women that came with those messages, they started passing by. I  
4 saw them passing by. It was not too long a man called Amadu  
12:29:59 5 Koroma came from the Bo area running.

6 Q. I will just stop you there. Witness, you said you came to  
7 a junction. Can you explain where this junction is?

8 A. It is a junction that is a bit away from XXXXXXX, but up to  
9 the road leading to Bo.

12:30:34 10 Q. How many roads meet at this junction?

11 A. Three roads. The first one comes from XXXXXXX, another  
12 coming from XXXXXXX, and the one, the main one coming from Bo.  
13 There the three roads meet.

14 Q. Does this junction have a name?

12:31:10 15 A. Yes. They call it XXXXXXX Junction.

16 Q. So, Witness, how far from the junction is it to XXXXXXX?

17 A. Well, it's not up to a mile. It's half a mile, exactly.

18 Q. How far is it from the junction to Bo?

19 A. It is six and a half mile.

12:31:58 20 Q. Thank you, Witness. Now, you were explaining before that  
21 you came to XXXXXXX Junction and you met some market women there.  
22 I will, just before I go on, just explain, Witness, it's not  
23 necessary to mention the names of people. You said after you met  
24 these women a man came running. Can you continue explaining what  
12:32:30 25 happened after that?

26 A. When that man came running, then he said, "The soldiers are  
27 coming. The soldiers are coming."

28 Q. How many were there?

29 A. We were many at the junction, those of us who were



1 civilians. There was a Kamajor there with a gun. There was  
2 another I saw with a horn. A man, together with his relatives,  
3 by then, we were just coming from Bumpe -- his wife and children.

4 Q. Witness, I will just stop you there. You said there were  
12:33:45 5 many civilians at the junction. Do you know how many?

6 A. I was unable to count them.

7 Q. You said there was a Kamajor with a gun.

8 A. Yes.

9 Q. You said there was another Kamajor. Could you just repeat  
12:34:12 10 what you said about the other Kamajor?

11 A. I said there was a Kamajor with a horn wearing a ronko.

12 Q. So what happened after you heard this man say the soldiers  
13 were coming?

14 A. Well, those of us who were there, some of them came running  
12:35:04 15 to XXXXXXX, but I didn't run. The man I said came from Bumpe  
16 with his relatives --

17 THE INTERPRETER: Your Honours, he has called the name of  
18 somebody. Can he be told to repeat what he's just said?

19 MR WALLBRIDGE:

12:35:25 20 Q. Witness, I will just remind you to speak slowly and clearly  
21 when you give your evidence. Just remember that people are  
22 recording what you are saying and we are translating what you say  
23 from Mende into English and back again.

24 PRESIDING JUDGE: And Krio.

12:35:57 25 MR WALLBRIDGE: And Krio.

26 Q. Now, you were just explaining that after the man came  
27 running, some people left the junction, but there was a man and  
28 his children arriving at the junction from Bumpe. Can you just  
29 explain again from there?



1 A. The man that came from Bumpe told me that soldiers were  
2 coming here. That they have killed people in XXXXXXX and Bumpe.  
3 That's why we're running away to Bo. That the soldiers had  
4 reached Bumpe and they have reached the junction.

12:36:54 5 Q. When you say reached the junction, which junction do you  
6 mean?

7 A. The same XXXXXXX Junction where we were standing, that is  
8 where this thing happened. All that I am explaining relates to  
9 that junction.

12:37:13 10 Q. Thank you, Witness. What happened after the man told you  
11 this?

12 A. When that man told me this, I straightaway saw soldiers  
13 coming. They were wearing military uniform. They had guns, and  
14 they were coming. They had some at their backs, they had some in  
12:37:43 15 their hands and they had some on their chest. Three guns to the  
16 single person.

17 Q. When you say these soldiers were coming, where were they  
18 coming from?

19 A. They were coming from Bo with speed through the hill. They  
12:38:06 20 were running with speed. You couldn't count them -- you cannot  
21 count them because were many. I was unable to count them.

22 Q. So you said the soldiers were running. Did those soldiers  
23 arrive at the junction?

24 A. They arrived at the junction and they met me standing  
12:38:46 25 there. The first group that came, they were many and they passed  
26 me by. Among them, somebody asked me who I was in Krio. I told  
27 them in Krio that we were one, we were all the same.

28 Q. Do you know who asked you who you were?

29 A. The person who asked me, I did not know him.



1 Q. Was he part of the soldiers?

2 A. Yes, he was among them. They came together.

3 Q. What happened after this?

4 A. The first group that arrived, I looked among them and I

12:40:11 5 observed that I knew three among them. That the first group that

6 came didn't shoot at that junction. As they were going by, as

7 they finished going by, the other group came. When they arrived,

8 as soon as they arrived, they were just shooting.

9 Q. I will just ask you to pause there.

12:40:30 10 A. Okay.

11 Q. You said you knew three among this first group of soldiers.

12 A. Yes.

13 Q. Now, how did you know these three?

14 A. Two of them -- two of them were born in XXXXXXXX, two of the

12:41:09 15 soldiers, they were born in XXXXXXXX. The third one, at the time

16 when the soldiers were in XXXXXXXX, he was in my house.

17 Q. Witness, you said the third one was at your house at the

18 time the soldiers were in XXXXXXXX?

19 A. Yes.

12:41:47 20 Q. So when was this?

21 A. At that time, when they captured XXXXXXXX in 1994, there

22 were many soldiers in that town. It was at that time that I knew

23 him.

24 Q. When you say "when they captured XXXXXXXX in 1994", who

12:42:15 25 captured XXXXXXXX?

26 A. At that time when the war was in XXXXXXXX, they came and

27 settled there. In 1994, the war reached XXXXXXXX. That was the

28 first place when the fighting actually started.

29 Q. When you say "they came and settled there", who do you mean





1 by they came and settled there?

2 A. It was the soldiers who were there before they could  
3 overthrow Kabbah, it was the soldiers who were in XXXXXXX.

4 Q. Do you know what group these soldiers belonged to?

12:43:26 5 A. They were calling them RUF soldiers, that they were RUF  
6 soldiers.

7 Q. Witness, before I made you pause, we were talking about  
8 what was happening at the junction after the first group passed.  
9 You said a second group arrived at the junction.

12:44:04 10 A. Yes.

11 Q. Can you tell the Court what happened after this?

12 A. The second group, when they arrived at the junction, they  
13 were shooting. There was a vehicle behind them. It had a gun  
14 mounted on it. There was a gun with a tripod called AA mounted  
12:44:39 15 on that vehicle. But he didn't really ask anything. It was that  
16 gun that was used to kill that Kamajor. He was shot on his  
17 forehead and his head went crashing right in front of me. The  
18 man who had come from Bumpe with his children, they were just  
19 shooting them with the smaller guns and they were falling like

12:45:13 20 leaves. They were shouting as they fell. And the roadside where  
21 I was standing, there is a plum tree there. That Kamajor who had  
22 the horn in his hand was standing there in that tree.

23 Q. Witness, sorry, I will just take you back. Now, you said  
24 the first group ran past. Where were they headed?

12:45:48 25 PRESIDING JUDGE: You are talking about the first group  
26 now?

27 MR WALLBRIDGE: Yes.

28 THE WITNESS: They went straight to XXXXXXX running with  
29 speed.



1 MR WALLBRIDGE:

2 Q. Okay, thank you, Witness. Now, you were just mentioning  
3 that the second group started firing at the people with you at  
4 the junction. You got to mentioning a Kamajor with a horn  
12:46:16 5 standing by a plum tree. What happened after that?

6 A. The one that was standing by the plum tree, the gun that  
7 was in that vehicle, when they shot at that tree --

8 THE INTERPRETER: Your Honours, can he take the last bit of  
9 his answer again?

12:46:43 10 PRESIDING JUDGE: Mr Witness.

11 THE WITNESS: Yes, sir.

12 PRESIDING JUDGE: Could you just repeat your last answer,  
13 please?

14 THE WITNESS: Okay.

12:46:58 15 MR WALLBRIDGE:

16 Q. Witness, you were talking about the Kamajor standing by the  
17 plum tree.

18 A. Yes.

19 Q. I will just remind you to go slowly. So what happened?

12:47:14 20 A. As he was standing at the back of the plum tree, that gun  
21 that was in that vehicle, it was the gun that was pointed at that  
22 tree and it was shot and the bullet pierced the tree and it cut  
23 the Kamajor's hand and he fell; chopped off his hand and he fell.

24 Q. Witness, what did you do after this?

12:48:12 25 JUDGE ITOE: What fell? Is it the Kamajor who fell or the  
26 hand which fell?

27 MR WALLBRIDGE:

28 Q. Witness --

29 A. The Kamajor, when his hand was chopped off, he himself fell



1 down under -- and instead of rolling under the tree.

2 Q. Witness, sorry, what happened to the Kamajor's hand?

3 A. He died. It was cut, but it was not severed off. You  
4 could see it -- you could see the heart.

12:49:05 5 Q. Witness, I will just ask you to go slowly, just so we are  
6 clear for the Court.

7 JUDGE ITOE: He said you could see what?

8 MR WALLBRIDGE: I will just ask the witness to clarify.

9 Q. So, again, I just --

12:49:21 10 A. All right.

11 Q. Just go slowly and explain again from where you saw the  
12 Kamajor standing next to the plum tree. What happened to that  
13 Kamajor?

14 A. Yes. When he was standing by the plum tree, the vehicle  
12:49:56 15 that was parked in which that gun was mounted, they turned the  
16 gun towards the plum tree and they shot the plum tree and it  
17 pierced the plum tree and exactly where the Kamajor was standing  
18 it went through his chest, through his side and his hand was  
19 mutilated. I was standing there. When he was cut by the bullet,  
12:50:24 20 his hand was hanging on and he fell. I was standing looking at  
21 this thing. I was unable to run because I didn't want to come  
22 and say it by hearsay. That is why I was standing there to say  
23 exactly what was happening.

24 Q. Witness, what did you do after this?

12:50:51 25 A. They killed people, apart from that Kamajor. Those people  
26 with whom we were at the junction, some of them could not run,  
27 neither go into the bush. They were shooting some with guns and  
28 they were lying down there screaming. I was standing by the bush  
29 when I saw that the vehicle had gone past me and the soldiers



1 were shooting. There was so much smoke at the junction that I  
2 entered by the roadside and I hid myself there. Then I went into  
3 the bush, right into the bush and sat down there quietly. But I  
4 was in that bush. I was not sitting at the junction, but  
12:52:01 5 whatever happened at that junction, if somebody was talking  
6 there, I would hear.

7 Q. Witness, I just ask you to stop there. So you said you saw  
8 the soldiers shooting at the junction at the people.

9 A. Very, very, very well.

12:52:26 10 Q. Then you entered the bush and you could no longer see what  
11 was happening at the junction.

12 A. No, I didn't just go into the bush. I waited until so many  
13 people were shot and killed.

14 Q. Yes. What happened after you went into the bush?

12:52:56 15 A. That vehicle that was standing there shooting at those  
16 people and the boys who were shooting, they all entered into  
17 XXXXXXXX Town shooting in there. I wasn't sitting in that bush  
18 hearing the shooting. I saw smoke coming from the town and they  
19 were shouting as well. I was sitting in that bush until I  
12:53:32 20 started hearing them coming towards me, singing and coming.

21 There was no other route for them to go to Bo except that road.

22 They must take that road before going to Bo.

23 Q. Witness, I will just get you to pause there. You said that  
24 the soldiers continued on to XXXXXXXX and then you heard them  
12:53:59 25 shooting and you saw smoke, then you heard them coming back on  
26 that road singing.

27 A. Very, very well indeed.

28 Q. So how long were you in the bush before you heard them come  
29 back to the junction?





1 A. Well, at that time, when I entered the bush, I was not  
2 looking at a watch, but it was about one hour and a half or two,  
3 because I had a watch but at that time I was worried about my  
4 people. If they'd missed me from where I was hiding, it is  
12:55:01 5 possible that they would have gone down to my people, but they  
6 spent some time there. I was worried about my people who were in  
7 town.

8 Q. Okay, Witness --

9 A. My wife and children.

12:55:12 10 Q. You said you heard singing. Do you know what the soldiers  
11 were singing?

12 A. Very, very well.

13 Q. Could you tell this Court what you heard?

14 A. When they were coming, they were singing in Krio [Krio  
12:55:53 15 spoken] and they were singing. Some of them were walking on foot  
16 and others were in vehicles. I was still in hiding until they  
17 came and reached at the junction.

18 Q. Witness, I will just ask you, can you translate into Mende  
19 what you heard them singing in Krio?

12:56:09 20 A. "Those people would know us today. Those people would know  
21 us today." That was what I translated into Mende as they were  
22 singing it in Krio. That's what I understood.

23 Q. Thank you, Witness. You said the soldiers came back to the  
24 junction. Now where did they go from the junction?

12:56:50 25 A. When they came -- when they reached exactly where they left  
26 me standing, where these corpses were lying down, they said one  
27 person was here today.

28 Q. What happened after this?

29 A. Then I heard something fall. I heard a bag -- two bags



1 fall. When you take something from the vehicle and drop it down,  
2 if the person is not too far away, he would hear exactly.

3 Q. What happened after you heard this?

4 A. Then I laid down carefully because they wouldn't walk  
12:57:51 5 without singing or talking. Some had personal things in their  
6 hands, but I was not observing them, I was in the bush, but they  
7 were singing and going down as they went. When they went and I  
8 observed that they have gone some distance away, then I started  
9 coming -- walking carefully to approach the junction. When I  
12:58:12 10 reached, I hid myself somewhere and observed that there was no  
11 soldier around except the corpses that were lying down there.

12 Q. Witness, I ask you to just pause there. So you said, "They  
13 were going". Do you know where they were going to?

14 A. Yes.

12:58:42 15 Q. Where was that?

16 A. They had come from Bo. They didn't use the Bumpe route.  
17 They returned to the Bo route immediately.

18 Q. When you say "they returned to the Bo route", who do you  
19 mean by "they"?

12:58:57 20 A. They returned to Bo. They returned to Bo.

21 Q. Okay, Witness, before I ask --

22 A. The very soldiers. The very soldiers who had come today.  
23 They were dressed -- they had red pieces of cloth tied around  
24 their head. They used the Bo route, all of them, and they had  
12:59:25 25 that military vehicle behind them and the other was behind them  
26 and they were going. They were going, indeed, to that Bo road.  
27 They didn't use the Bumpe route. All of them, until they passed  
28 by. When I realised that there was no soldier left behind, then  
29 I started off and I came down and looked at the junction. I



1 didn't just come down like that. I hid myself somewhere looking  
2 at the junction.

3 Q. Thank you, Witness. I'll just ask you to pause.

4 MR WALLBRIDGE: Your Honours, I note the time and I had  
13:00:03 5 hoped to complete direct examination. If you did wish to break  
6 at 1.00, now would probably be a very good time.

7 JUDGE ITOE: Just a minute, let's have the description --  
8 was it a red cloth they had tied around their heads?

9 PRESIDING JUDGE: Yes, red pieces of cloth.

13:00:19 10 JUDGE ITOE: Red pieces of cloth tied around their heads?

11 THE WITNESS: Yes, red pieces of cloth. They had caps on,  
12 but they had red pieces of cloth. All the leaders, they all had  
13 red pieces of cloth.

14 PRESIDING JUDGE: Did you say all the leaders or all the  
13:00:37 15 soldiers?

16 THE WITNESS: Those who were carrying guns, three guns,  
17 some of them had short trousers on, all of them had that red band  
18 around their heads.

19 PRESIDING JUDGE: Mr Prosecutor, although we insist  
13:01:08 20 normally to finish at one, but if it is only a few minutes away  
21 we can -- if it is more than a few minutes, then we'll break.

22 MR WALLBRIDGE: I think it will take longer than a few  
23 minutes, Your Honour.

24 PRESIDING JUDGE: Can we break now?

13:01:24 25 MR WALLBRIDGE: Yes, this would be a good time.

26 PRESIDING JUDGE: The Court will adjourn to 9.30 tomorrow.

27 [Whereupon the hearing adjourned at 1.02 p.m.,  
28 to be reconvened on Thursday, the 8th day  
29 of December 2005, at 9.30 a.m.]



EXHIBITS:

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