



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

MONDAY, 14 APRIL 2008
9.30 A.M.
TRIAL

TRIAL CHAMBER II

Before the Judges:

Justice Teresa Doherty, Presiding
Justice Richard Lussick
Justice Julia Sebutinde
Justice Al Hadji Malick Sow, Alternate

For Chambers:

Mr William Romans
Ms Carolyn Buff

For the Registry:

Ms Rachel Irura

For the Prosecution:

Mr Mohamed A Bangura
Mr Alain Werner
Ms Shyamala Alagendra
Ms Maja Dimitrova

For the accused Charles Ghankay
Taylor:

Mr Morris Anyah

For the Office of the Principal
Defender:

Mr Silas Chekera

1 Monday, 14 April 2008

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.30 a.m.]

09:30:14 5 PRESIDING JUDGE: Good morning. Appearances, please.

6 MR BANGURA: Good morning, Madam President. Good morning,
7 your Honours. Your Honours, for the Prosecution this morning
8 myself Mohamed A Bangura, Alain Werner and Maja Dimitrova. Thank
9 you, your Honours.

09:30:33 10 PRESIDING JUDGE: Thank you, Mr Bangura. Mr Anyah?

11 MR ANYAH: Good morning, your Honours, Madam President.
12 For the Defence this morning is myself Morris Anyah, we have
13 Silas Chekera from the Office of the Principal Defender and
14 Mr Ibrahim Warne.

09:30:56 15 PRESIDING JUDGE: Thank you. If there are no other matters
16 I will remind the witness of his oath. Mr Witness, you recall
17 last week you took the oath to tell the truth.

18 THE WITNESS: Yes.

19 PRESIDING JUDGE: I again remind you, as I've done each
09:31:12 20 other morning, that that oath is still binding on you and you
21 must answer questions truthfully. Do you understand?

22 THE WITNESS: Okay.

23 PRESIDING JUDGE: Mr Anyah, please proceed.

24 WITNESS: TF1-516 [On former oath]

09:31:25 25 MR ANYAH: Thank you, Madam President.

26 CROSS-EXAMINATION BY MR ANYAH: [Continued]

27 Q. Good morning, Mr Witness.

28 A. Good morning, sir.

29 Q. When we left off on Friday we were discussing Prosecution

1 exhibit marked for identification MFI-18, I believe. Madam Court
2 Officer, could you kindly show the witness MFI-18, please.

3 Mr Witness, in particular there was a page we were considering
4 when we broke on Friday and the page in question has the ERN
09:32:35 5 number 00010009. Can you please turn to that page, Mr Witness.

6 A. Read the number once again.

7 Q. Yes, it's 00010009.

8 A. Okay, I've seen it.

9 Q. If you look on that page, if you count six lines down you
09:33:22 10 will see General Sam Bockarie, the name on that page. Do you see
11 it, Mr Witness?

12 A. Yes, sir.

13 Q. One of the last questions I asked you on Friday, and I'll
14 read from the transcript, was this - for the record I am reading
09:33:36 15 from the transcript of Friday 11th, the page is page 7384 and I
16 will start from line number 19. Mr Witness, the question was
17 this:

18 "Q. Mr Witness, let's be clear about this. Your evidence
19 is that after Sam Bockarie left in December 1999 he came
09:34:03 20 back and joined RUF members for an operation in Voinjama.
21 Is that your evidence, Mr Witness?

22 A. Yes.

23 Q. You're telling the Court this?

24 A. Yes. I can remember Sam Bockarie meeting me in
09:34:24 25 Voinjama and in Kolahun."

26 Do you recall giving those responses to my questions on
27 Friday, Mr Witness?

28 A. Yes.

29 Q. Can you tell us under what circumstances Sam Bockarie met

1 you in Voinjama, let's start with Voinjama, after December 1999?

2 A. Yes, I will explain.

3 Q. Please do.

09:34:53

4 A. At first he came on board the ATU helicopter in Kolahun and
5 addressed the RUF combatants who were there with General Yeaten
6 and told them they should cooperate and ensure that the mission
7 they went for was accomplished and when again the mission for
8 Voinjama took off, after the capturing of Voinjama he was there,
9 he was part of the other group that used the route from Gbarnga
10 to Tenenbu to attack Voinjama.

09:35:17

11 Q. Well, let's start with the mission in Kolahun. When did
12 this mission take place?

13 A. The time I'm talking about, I saw Sam Bockarie in Kolahun,
14 was in the year 2000 and that was in the rainy season.

09:35:42

15 Q. So that would be some time between April and September
16 2000, right?

17 A. Yes.

18 Q. What was the purpose of this mission? Who were the warring
19 factions of this mission?

09:35:56

20 A. It was the Liberian government and at that time it was the
21 insurgents that were fighting against the Liberian government.

22 Q. To which insurgents are you referring?

23 A. The insurgents were later identified as LURD.

24 Q. LURD?

09:36:19

25 A. Yes.

26 Q. And you are telling us you were part of this operation?
27 Mr Witness, were you part of this operation, since you said Sam
28 Bockarie met you at Kolahun?

29 A. Yes, I was the radio operator.

1 Q. I'm not asking if you were the radio operator. Were you
2 physically in Kolahun and Sam Bockarie met you there?

3 Mr Witness, may I finish my question? Were you physically in
4 Kolahun in the rainy season of 2000 and Sam Bockarie met you
09:36:55 5 there?

6 A. Yes, sir.

7 Q. Did you say that when Mr Bangura asked you questions on
8 direct examination? Did you tell us you were in Kolahun during
9 the rainy season of 2000 on direct examination?

09:37:10 10 A. Yes.

11 Q. You told us, indeed, that you were in Buedu and not
12 Kolahun, isn't that true?

13 A. Not 2000, but 2001, in the rainy season, I stated I was in
14 Buedu after we made a hasty retreat from Foya. That was in the
09:37:36 15 year 2001, the rainy season. I said we retreated from Foya to
16 Buedu. In the year 2000 I was still in Lofa, in fact Kolahun,
17 with General Benjamin D Yeaten, the SSS director of Liberia.

18 Q. Your evidence so far, and I recall 2001, you said in April
19 of 2001 General Matthew Barbue and you, you had retreated back
09:38:06 20 into Buedu, correct?

21 A. Correct.

22 Q. You spent from somewhere between April through October in
23 Buedu, correct? We're speaking of 2001 now. I will get back to
24 2000.

09:38:25 25 A. Yes.

26 Q. Okay. Let's go back to 2000 which was the focus of my
27 question.

28 A. Okay.

29 Q. Are you saying that you told this Court during the course

1 of last week that during the rainy season of the year 2000 you
2 were in Kolahun, Liberia? Is that your evidence, Mr Witness?

3 A. I was in Lofa and I remained in Kolahun when Sam Bockarie
4 met me and there was a mission going on. In fact, that was the
09:38:50 5 time I stated that Superman came from Sierra Leone and I was
6 among the group that went to receive Superman at certain point
7 and we all entered Liberia. I stated that.

8 Q. So your evidence is that Sam Bockarie came from Monrovia
9 and joined you and Benjamin Yeaten in the rainy season of 2000 in
09:39:13 10 Kolahun for an operation against LURD. Is that your evidence?

11 A. Yes, I saw him on board the helicopter, ATU helicopter,
12 which left Monrovia for Kolahun and before the helicopter could
13 land I had already been informed that the helicopter was en route
14 to Kolahun and when the helicopter landed, those I saw on board,
09:39:36 15 one was General Sam Bockarie, yes.

16 Q. This other operation that you saw Bockarie at in Voinjama,
17 when did that take place?

18 A. I said during the rainy season of the year 2000.

19 Q. Also the same time that the one in Kolahun took place. Is
09:39:54 20 that your evidence?

21 A. We were in Kolahun, based in Kolahun and forces used to
22 leave Kolahun to attack Voinjama and back. Voinjama stayed long
23 in the hands of the LURD during that period.

24 Q. I understand that, Mr Witness. You see, on Friday you were
09:40:12 25 quite specific. You gave two different locations in relation to
26 Sam Bockarie meeting you at those locations. From the transcript
27 again your evidence was, "Yes, I can remember Sam Bockarie
28 meeting me in Voinjama and in Kolahun." So now we have discussed
29 Kolahun and I want us to discuss Voinjama. They are two

1 different places, correct?

2 A. Yes.

3 Q. And if he came on the helicopter to Kolahun, how did he
4 come to Voinjama?

09:40:41 5 A. At first he came to Kolahun. At that time Voinjama was
6 still in the hands of the insurgents. At that time I was based
7 in Kolahun and SO himself, under whom I was operating, was based
8 in Kolahun, but he could use the motorbike to ride from Kolahun
9 to the combat camp that was at LPMC. He spent the rest of the
09:41:07 10 day in LPMC and returned to Kolahun. Kolahun was the base and
11 Sam Bockarie came on board the ATU helicopter and met me in
12 Kolahun.

13 Q. How did he get to Voinjama?

14 A. Voinjama, they used - he used the other route, because --

09:41:22 15 Q. What other route?

16 A. We had two roads entering which we used during the time of
17 the operation in Voinjama: One leading from Tenenbu - I mean
18 Gbarnga, Zorzor, Tenenbu entering Voinjama and the other route
19 from Kolahun, Vesala, LPMC, public work into Voinjama. So he was
09:41:45 20 part of the other forces that moved into Voinjama by way of
21 Gbarnga, Zorzor to Tenenbu, and the other forces, that was led by
22 the overall commander Superman, through this other route I'm
23 talking about, Vesala, LPMC into Voinjama, and when Voinjama was
24 captured everybody moved from Kolahun into Voinjama and there
09:42:10 25 again I saw him. He came to the base where Superman was and
26 addressed the other forces. In fact, before that time there was
27 a conflict between them.

28 Q. Well, Mr Witness, we don't need to get to that. I'm just
29 reading your response and it seems you are saying that Sam

1 Bockarie - in your response to that question, page 7, starting at
2 lines 10, you say:

3 "He was part of the other forces that moved into Voinjama
4 by way of Gbarnga, Zorzor to Tenenbu and the other forces that
09:42:47 5 was led by the overall commander Superman through this other
6 route."

7 Are you saying Superman was commanding Sam Bockarie as they
8 made their way from Gbarnga to Zorzor and all the way to Tenenbu?
9 Is that your evidence, Mr Witness?

09:43:04 10 A. That is not what I'm saying.

11 Q. Who was the commander of the group Sam Bockarie was moving
12 with from Gbarnga to Voinjama? Please tell us.

13 A. Those other forces were a mixture of --

14 Q. Who was the commander?

09:43:21 15 A. I cannot --

16 MR BANGURA: Your Honours, could counsel allow the witness
17 to answer questions fully.

18 PRESIDING JUDGE: Yes, please don't - allow the witness to
19 answer.

09:43:30 20 MR ANYAH: Yes, Madam President.

21 THE WITNESS: The forces that came attacked Voinjama from
22 Tenenbu way entering Voinjama comprises ATU, AFL and SOD. Then
23 the RUF members who were taken on board of the helicopter to
24 Tenenbu were part of that force and the other force I am talking
09:43:55 25 about comprises the RUF and some of the AFL that were on this
26 side.

27 MR ANYAH:

28 Q. On which side?

29 A. On Kolahun. They marched into Voinjama by way of Kolahun,

1 Vesala to LPMC into Voinjama.

2 Q. Was Sam Bockarie part of the group that went from Gbarnga
3 to Zorzor to Tenenbu?

4 A. Yes, and we all met in Voinjama.

09:44:21 5 Q. And if I recall correctly, a few minutes ago you said he
6 flew in by an ATU helicopter?

7 A. From Monrovia to Kolahun, yes.

8 Q. So you are saying he did not travel with any group from
9 Gbarnga to Zorzor to Tenenbu, yes or no?

09:44:40 10 A. He did. He came from --

11 Q. Where --

12 A. Wait. He came from Monrovia into Kolahun. That was the
13 first time seeing him in Liberia. The other time I saw him was
14 when Voinjama was captured. He was part of the troop that

09:44:58 15 attacked Voinjama from Tenenbu way. And the other forces, I was
16 also part of that group that entered through Vesala, LPMC into
17 Voinjama and we all met in Voinjama. That was the second time
18 meeting him in Liberia.

19 PRESIDING JUDGE: Mr Anyah, I'm still not sure if I've got
09:45:19 20 an answer to your question, "Who was the commander?"

21 MR ANYAH: No, I am about to re-ask it:

22 Q. So, who was the commander in charge of this operation?

23 A. On our side - on our side - that particular operation was
24 commanded by Superman.

09:45:36 25 Q. When Sam Bockarie participated in this operation, he was
26 under the command of Superman. Is that your evidence,
27 Mr Witness?

28 A. No, no. On this other side, on the group I am talking
29 about, we had two different set of groups attacking Voinjama at

1 that particular time: one group on this side and the other group
2 on that side.

3 Q. Who was Sam Bockarie's commander when he participated in
4 this operation?

09:46:04 5 A. No, I cannot tell the name of the commander. It happened
6 so long I cannot recall.

7 Q. But you just recalled other events. You recalled that
8 Superman was the commander of one group. When it comes to Sam
9 Bockarie's commander you cannot recall, is that your evidence?

09:46:18 10 A. For Superman we were all together and he was leading us at
11 that time.

12 Q. Who was in charge of Sam Bockarie's group?

13 A. I cannot recall, but I saw Sam Bockarie in Voinjama. He
14 was part of the other armed forces that entered Voinjama. They
09:46:38 15 attacked Voinjama in two different fronts; one from Kolahun way.
16 We had two entrances, one from Monrovia way and the other from
17 Kolahun.

18 Q. Mr Witness, what does SOD stand for?

19 A. I have said to this Court that SOD the meaning was Special
09:47:01 20 Operational Division. That was what I was told.

21 Q. Of what?

22 A. They were also a particular armed group in Liberia.

23 Q. I am putting it to you that you are lying when you say Sam
24 Bockarie fought with the RUF after he left Sierra Leone in
09:47:23 25 December 1999, true or false?

26 MR BANGURA: Your Honours, I believe counsel is misstating
27 the evidence there. The witness has not said Sam Bockarie fought
28 with the RUF. The witness has said something to the effect that
29 Sam Bockarie addressed RUF fighters and advised them when he came

1 to Kolahun and the second time that the witness saw Sam Bockarie
2 he was part of another force that came to Voinjama.

3 PRESIDING JUDGE: Mr Anyah, you've heard Mr Bangura.

4 MR ANYAH: Well I can ask the witness, but as far as I --

09:48:04 5 PRESIDING JUDGE: The record shows that the witness said
6 that Sam Bockarie was with the other forces. Are you saying -
7 please clarify this.

8 MR ANYAH: Yes:

9 Q. Well, Mr Witness, my question to you on Friday was:

09:48:24 10 "Q. Your evidence is that after Sam Bockarie left in
11 December 1999 he came back and joined RUF members for an
12 operation in Voinjama. Is that your evidence, Mr Witness?

13 A. Yes."

14 Now, do you confirm that answer? Sam Bockarie joined RUF
09:48:42 15 members for an operation in Voinjama, yes?

16 A. My explanation is still clear. Sam Bockarie was part of
17 the forces that attacked Voinjama.

18 Q. Okay.

19 A. Okay. RUF fighters were on this side, commanded by
09:49:05 20 Superman, though some other RUF fighters were sent on the
21 highway, the Monrovia highway, from Gbarnga, Zorzor through
22 Tenenbu into Voinjama.

23 Q. Was he part of the other RUF group?

24 A. When we went to Liberia the RUF were fighting alongside the
09:49:22 25 government forces we met in Liberia and Sam Bockarie was part of
26 that other group that entered Voinjama through Monrovia.

27 Q. Well, Sam Bockarie met the RUF groups irrespective of how
28 he got there and he advised them - may I finish, please. And he
29 advised them - he admonished them - that they should fight and

1 complete their mission in Liberia, correct?

2 A. Yes, that was in Kolahun. The first time he arrived in
3 Kolahun he called a muster parade and addressed the RUF fighters
4 who were there.

09:49:53 5 Q. I see. Kolahun, Liberia, after December 1999, this is in
6 2000, right, the rainy season?

7 A. Yes.

8 Q. And he was acting in the manner you have described would
9 you say as a commanding officer?

09:50:11 10 A. He was not a commanding officer. I saw him, but I saw him
11 dressed in a military fatigue. He came on board the ATU
12 helicopter, landed in Kolahun and addressed the RUF combatants
13 that were in Kolahun. That was a separate event.

14 Q. And you just told us that when he arrived he called a
09:50:35 15 muster parade, correct?

16 A. Yes.

17 Q. And the RUF troops responded, correct?

18 A. Yes.

19 Q. And during that parade he addressed the RUF troops, right?

09:50:46 20 A. Yes.

21 Q. On the basis of all of that it would be fair to say that
22 the RUF troops listened to Sam Bockarie, correct, on this
23 particular occasion at least?

24 A. Yes, he called a muster parade and addressed the RUF
09:51:09 25 fighters in Kolahun. That I saw.

26 Q. I understand. Besides Kolahun and Voinjama, when else
27 after December 1999 did Sam Bockarie participate in any RUF
28 operations?

29 A. In Liberia RUF fighters were sent and they were there under

1 command. They were not there representing RUF. They were RUF in
2 Liberia, but when the RUF fighters crossed into Liberia they were
3 under the control of the Liberian soldiers.

09:51:56 4 Q. That was not my question, Mr Witness. We understand that
5 they were under the control of the Liberian soldiers. You say
6 so. That's what you've said. That much is clear. When else
7 after December 1999 did Sam Bockarie participate in any
8 operations in which RUF fighters also participated? Please tell
9 us.

09:52:13 10 A. One, the meeting of the RUF soldiers in Kolahun, and two in
11 Voinjama. And again in some of the visits I paid to Monrovia I
12 went to his personal residence, myself with one Colonel Eagle and
13 one Dr Magona.

14 Q. So there are two operations, Voinjama and Kolahun, that's
09:52:45 15 it?

16 A. I saw him, yes.

17 Q. Did you hear Sam Bockarie on the radio - the RUF radio -
18 after he left in December 1999?

19 A. When I was in Liberia?

09:53:08 20 Q. No, you said you were with mobile radio stations. You were
21 with Benjamin Yeaten and he had a mobile radio station. You also
22 went back to Buedu when you were with - under the command of Issa
23 Sesay. I'm asking during your monitoring of all RUF radio
24 networks after December 1999 did you hear Sam Bockarie's voice?

09:53:31 25 A. When I was in Lofa County, he sometimes communicated with
26 50 on the radio.

27 Q. And this was after December 1999?

28 A. Yes.

29 Q. And what sort of discussions did he and 50 have after

1 December 1999 over the RUF radio network?

2 A. Let us understand one thing here.

3 Q. Mr Witness --

4 A. Let us understand one thing here. In Liberia I had the

09:54:01 5 mandate to operate on the Liberian net and also in Liberia I was

6 still communicating on the RUF net. And here I'm talking about

7 Sam Bockarie communicating with 50. That was in Liberia.

8 Q. We understand that --

9 PRESIDING JUDGE: Mr Witness, the original question was did

09:54:20 10 you hear on the RUF radio after he left in December 1999. Now

11 the answer you have given does not make it clear to me whether he

12 was on the RUF radio, or some other radio.

13 THE WITNESS: The time Sam Bockarie spoke with - Sam

14 Bockarie I'm talking about here, that time we were running a sort

09:54:42 15 of joint operation and I was the radio operator for Benjamin D

16 Yeaten at that time and I could monitor Sam Bockarie

17 communicating with Benjamin D Yeaten on the radio I was

18 operating.

19 MR ANYAH:

09:54:56 20 Q. I understand, Mr Witness. What I'm asking you is - and

21 you've told us before you had the capacity to monitor RUF radio

22 communications even when you were with Benjamin Yeaten. I am

23 asking you if after December 1999 you heard Sam Bockarie's voice

24 over the RUF radio network at any time?

09:55:21 25 A. When I was in Liberia I used to call Sam Bockarie - I mean,

26 Sam Bockarie used to communicate with Benjamin D Yeaten on the

27 radio I was operating in Lofa.

28 Q. Benjamin Yeaten's mobile radio station, what was the name

29 of that?

1 A. The mobile station was 72. Call sign 72. That was the
2 call sign of Benjamin D Yeaten's mobile radio station.

3 Q. We will come back to that. And the base radio station at
4 Base 1 in the compound behind White Flower was call sign 72 V,
09:56:00 5 right?

6 A. No, no, that was not the base radio. Carrying out the
7 operations in Lofa, one radio could remain on the base wherever
8 he was and one was taken on the field - on the front line. So
9 the one that was left on the base in Lofa County, wherever he
09:56:20 10 was, was referred to as call sign 72 Victor, and then the one he
11 would take to the front line, mobile, was 72.

12 Q. Well, I just said call sign 72 V for Victor as in the one
13 left on the base. Did you hear that?

14 A. Yes.

09:56:40 15 Q. And that would be correct, yes?

16 A. Yes.

17 Q. I see Mr Werner shaking his head. Perhaps I should read
18 when I said 72 V on the transcript, but I will leave it.

19 Mr Witness, when Sam Bockarie called Benjamin Yeaten when you
09:57:01 20 served as Yeaten's operator, was Sam Bockarie calling from a call
21 sign or radio name that was an RUF name?

22 A. I did not understand that part.

23 Q. Okay. You were Benjamin Yeaten's radio operator manning
24 his mobile radio station who had the call sign 72, correct?

09:57:23 25 A. Yes.

26 Q. And you have told us that during your time in Liberia in
27 this capacity you monitored conversations between Benjamin Yeaten
28 and Sam Bockarie, correct?

29 A. Yes.

1 Q. Now, my question is this: When you monitored those
2 conversations between Bockarie and Yeaten was Bockarie calling
3 from an RUF radio station?

09:57:56

4 A. Bockarie was calling from Base 1 in Monrovia and 50 was on
5 the front line in Lofa County.

6 Q. So Bockarie was calling from Benjamin Yeaten's residence.
7 Is that your evidence?

8 A. Yes.

9 Q. When you were in the front line with Yeaten in Lofa County?

09:58:11

10 A. Yes.

11 Q. Apart from that, separate and apart from that, at any time
12 after December 1999 did you ever hear Sam Bockarie's voice on an
13 RUF radio network?

09:58:44

14 A. Apart from the calling from Monrovia and communicating with
15 Benjamin Yeaten in Lofa.

16 Q. What I'm asking you is this: Forget the Liberian radio
17 network for a second, you have told us you could still monitor
18 RUF radio networks and I'm asking you whether after December 1999
19 you ever at any time heard Sam Bockarie's voice over the RUF
20 radio network?

09:59:05

21 A. I did not hear him talk to any officer in Sierra Leone, but
22 the radio I was operating, I heard him conversing with Benjamin D
23 Yeaten and he was calling from Base 1 and Benjamin D Yeaten was
24 in Lofa.

09:59:24

25 Q. You've told us you went to visit Sam Bockarie while he was
26 in Monrovia, correct?

27 A. Yes.

28 Q. And you went there several times, according to your
29 evidence just a few minutes ago, right?

1 A. I went to his compound myself and one Dr Magona. That was
2 one instance. The other one was myself and one Colonel Eagle
3 went to his residence in Monrovia, yes.

09:59:51 4 Q. So at least on two occasions you went to his residence,
5 right?

6 A. Yes.

7 Q. Did you see a radio at his residence?

8 A. I did not check for that.

9 Q. Did you see any other RUF radio operators that you were
10 familiar with at his residence?

11 A. Yes.

12 Q. Who did you see there that was an RUF radio operator?

13 A. One Pascal, and Sebatu, alias Competent.

14 Q. So Competent, or Sebatu, and Pascal were both with Sam
10:00:20 15 Bockarie in Monrovia, yes?

16 A. Yes.

17 Q. And you knew these people to be radio operators, correct?

18 A. Yes.

19 Q. Indeed, you had trained with Competent when you and
10:00:32 20 Competent were Zogoda, correct?

21 A. Yes.

22 Q. Right?

23 A. Yes.

24 Q. Competent was one of the people you trained with?

10:00:39 25 A. Yes.

26 Q. You also trained with Elevation, right?

27 A. Yes.

28 Q. Was it on both occasions that you saw both Competent and
29 Pascal at Sam Bockarie's place, both occasions when you visited?

1 A. No.

2 Q. Did you see them at Sam Bockarie's place together?

3 A. At a separate time.

4 Q. So on one visit you saw one of them, correct?

10:01:07 5 A. Yes.

6 Q. And on the second visit you saw another one?

7 A. Yes.

8 Q. You told us previously that Sam Bockarie was staying at the
9 guesthouse. Do you recall that? Correct me if I'm wrong,

10:01:29 10 Mr Witness, did you say Sam Bockarie was staying at a guesthouse
11 in Monrovia?

12 A. I said there was a guesthouse that was meant for the
13 lodging of the RUF personnel in Monrovia.

14 Q. Where was Sam Bockarie staying at this time when you went
10:01:45 15 to his house?

16 A. There was a compound which Dr Magona told me that was
17 built, or constructed, by Sam Bockarie himself.

18 Q. Where was it?

19 A. When was it?

10:02:01 20 Q. No, where? There is Congo Town, there is Sinkor. Where in
21 Monrovia was it located?

22 A. I will describe the area. I will describe the area. From
23 Congo Town moving down to Red Light on your left, there the
24 compound was located. I saw the compound. There were four
10:02:23 25 houses, one, two, three, four, and a barri like I said last was
26 placed at the centre and it was under that barri that we met Sam
27 Bockarie.

28 Q. You said it was going towards Red Light. Are you referring
29 to towards downtown Monrovia, the area called Sinkor?

1 A. I was not familiar with those areas since I was not
2 permanently resident in Monrovia. I was paying visit, sometime
3 return, I was paying visit. But there was a place there called
4 My Uncle's Place. It was a sort of pub. Just opposite there on
10:03:10 5 your left and not too far from the main street, there his
6 compound was located.

7 Q. You told us before that you lived in Yeaten's residence,
8 correct?

9 A. The small structure where we had the radio mounted, yes.

10:03:32 10 Q. Two storey structure, correct?

11 A. It was Yeaten's house that was the two stories building and
12 I said outside the fence there we had the radio house and that
13 comprises two rooms; one was used as the radio room and the other
14 was used for sleeping.

10:03:58 15 Q. So you lived adjacent to Yeaten's house. Would that be
16 fair to say?

17 A. Yes.

18 MR ANYAH: Madam Court Officer, I wonder if you could show
19 the witness this map. I apologise to the Chamber - perhaps we
10:04:19 20 should show it to opposing counsel first. I do not have - I have
21 one copy for myself only. Madam President, I wonder if this map
22 were to be placed on the overhead and the witness were to
23 indicate on it, whether that would compromise his security. I
24 think we've used the overhead before and I just need to verify
10:05:45 25 before asking that that be done.

26 PRESIDING JUDGE: Do the questions relate directly to
27 the --

28 MR ANYAH: Not to the contents of the map, but he might be
29 shown --

1 PRESIDING JUDGE: Yes, but let me finish. Will the
2 questions relate to the past questions that you have asked, or
3 some other --

4 MR ANYAH: Yes.

10:06:06 5 MR BANGURA: Your Honour, I do not immediately foresee some
6 difficulty, but I think we had an occasion once when the witness
7 was able to indicate on the projector there without his image
8 being seen. I think we could do that. But I am not so sure
9 which line of questioning my learned friend is getting into how
10:06:32 10 and they might affect the witness's concern for security. I
11 think we would need to see what comes up.

12 PRESIDING JUDGE: Let's hear the question and deal with it
13 as it arises.

14 MR ANYAH: Could you show the witness the map:

10:06:51 15 Q. Mr Witness, could you take a look at that map. It's a map
16 of Monrovia. I would ask now that the map be placed - the
17 witness, if it's possible, could be moved towards the overhead
18 projector because I wanted to ask him about places on the map.
19 Mr Witness, can you see the map?

10:08:03 20 A. Yes.

21 Q. This is a map of Monrovia. It's from the 1990s and if you
22 look to the right at the bottom right-hand corner, the south east
23 portion of that map, do you see the place called Congo Town?

24 A. Yes.

10:08:23 25 Q. Do you see that?

26 A. Yes.

27 Q. If you look closely in the middle of the map you will see a
28 central thoroughfare in those days called Tubman Boulevard. Do
29 you see that, Mr Witness?

1 A. Yes.

2 Q. Do you know what Tubman Boulevard is called now in
3 Monrovia?

10:08:48

4 A. I did not go to Monrovia to read the geography of that
5 place.

6 PRESIDING JUDGE: Mr Witness, you are to answer questions,
7 not make facetious remarks. The question was a direct one. Do
8 you know what Tubman Boulevard is now called? Answer yes or no.

9 THE WITNESS: No.

10:09:07

10 MR ANYAH:

11 Q. Let's follow that route, Tubman Boulevard. When you move
12 in a north eastern direction do you see in dark bold letters it
13 says Sinkor. Do you see Sinkor there?

14 A. Yes.

10:09:20

15 Q. And before you get to Sinkor do you see where it says
16 Guinean Embassy?

17 A. Yes.

18 Q. Then when you pass Sinkor - continue on Tubman Boulevard
19 now, Mr Witness, okay?

10:09:35

20 A. Yes.

21 Q. Tubman Boulevard you then reach City Hall, correct?

22 A. Yes.

23 Q. And then next to City Hall is the area of the University of
24 Liberia, correct?

10:09:46

25 A. Yes.

26 Q. And then you get up to Capitol Hill, true?

27 A. Yes.

28 Q. And opposite Capitol Hill is the Executive Mansion, right?

29 A. Yes.

1 Q. You know the Executive Mansion quite well, right,
2 Mr Witness?

3 A. Yes.

4 Q. Do you know where White Flower was located at?

10:10:09 5 A. White Flower I'm talking --

6 Q. Can I ask you this --

7 A. Yes, yes.

8 Q. Let me ask you this, I'm sorry. Let me ask you this, I
9 want to be more specific: Was White Flower located in Congo

10:10:23 10 Town, or in Sinkor?

11 A. The street, there was a street running referred to as Congo
12 Town. That is Congo Town main street. Then just on that street
13 the White Flower was located.

14 Q. Mr Witness, you are mistaken. There is no street in the
10:10:42 15 vicinity of White Flower called Congo Town.

16 A. I'm saying the section they were referring to as Congo
17 Town, there was a street running, a broad - I mean a big highway,
18 street, a broad one that vehicles were plying. In fact, vehicles
19 were restricted from parking in that particular location, that
10:11:04 20 structure referred to as White Flower.

21 Q. How tall is White Flower, how many levels is it?

22 A. The one I saw on the street, the street I'm talking about,
23 one and two, one other flat and on several occasions I went to
24 that place I saw some of our colleagues, Sierra Leoneans, who
10:11:28 25 were on top of that building. They had cement packed in bags
26 placed on top of the building.

27 Q. You said you went to White Flower. Is that your evidence,
28 Mr Witness?

29 A. I stopped at the gate and when 50 took me in the vehicle,

1 we went there, I was in the vehicle and I stopped at the gate,
2 then he entered the fence. This White Flower I'm talking about
3 was in a deep cement wall fence just inside of that street and in
4 fact the ATUs were standing in front of that building on the
10:12:23 5 street and nobody was allowed to park vehicles in front of that
6 building.

7 Q. You told the Prosecutor before in an interview that you
8 never went to White Flower, correct? Yes, or no?

9 A. I did not enter the fence. I have explained this one. I
10:12:44 10 stopped. Any time we went there, I stopped. I was in the
11 vehicle. I did not enter the fence.

12 PRESIDING JUDGE: Do you mean you remained in the vehicle?

13 THE WITNESS: Yes, yes.

14 MR ANYAH:

10:12:56 15 Q. So have you or have you not gone to White Flower, in your
16 own words?

17 A. I never entered that fence and the house they were
18 referring to as White Flower was contained in a fence. I did not
19 enter that fence.

10:13:11 20 Q. You told us that Yeaten's residence adjacent to which you
21 lived was behind White Flower, correct?

22 A. Yes.

23 Q. What is the distance from White Flower to Yeaten's
24 residence?

10:13:28 25 A. That fence started from the street, run down - there's a
26 street in between there. It's just a few yards, or let's say
27 metres. A few metres.

28 Q. Is it as far as from where I'm standing to the wall there?
29 The door where you come in through?

1 A. The distance in-between there is longer than this distance.

2 Q. Is it about twice the length of this room?

3 A. Twice, or more of that estimately.

4 Q. Is it about 50 metres, Mr Witness?

10:14:25 5 A. How do you estimate this length from there to this other
6 end?

7 Q. I would say about 10 metres/15 metres.

8 A. We can say 25. 25 metres.

9 Q. Perhaps somebody could assist, because we use in the US
10 something different. Okay, that's fine.

11 PRESIDING JUDGE: 25 metres would be about 80 feet.
12 Between 75 and 80 feet.

13 MR ANYAH: This is less than 50 feet and so this would
14 probably be about 10 metres, because it is certainly less than -
10:15:15 15 it's about 25 feet, this length. Well, I can --:

16 Q. Mr Witness, it wasn't far, is that your evidence? The
17 distance between the two was not far?

18 A. Between the fence, the fence I'm talking about, at the
19 bottom part from that fence to 50's residence it was not far.
10:15:49 20 There was a sort of L-shaped street running from the main street,
21 coming down, you are rolling down the hill, and it took another
22 curve like this - L-shaped curve - and you had Joe Tuah's house
23 just in that curve and 50's house on this side.

24 Q. Have you ever heard of the part of Monrovia called
10:16:15 25 Paynesville?

26 A. I cannot remember.

27 Q. Is Paynesville - or do you know what part of Monrovia is
28 next to Congo Town when you go towards the airport?

29 A. There was a road called Old Road that I can remember.

1 There was a road called Old Road.

2 Q. Now, when you referred to the Red Light - I'm going back
3 now to this house where Sam Bockarie lived. That's the purpose
4 of all of this. When you referred to the Red Light were you
10:16:55 5 referring to somewhere near the Executive Mansion, Mr Witness?

6 A. Not.

7 Q. Well, look at the map. You see where the Executive Mansion
8 is, Mr Witness, right?

9 A. Yes.

10:17:13 10 Q. If you go further in the north western direction you will
11 get to Barclay Training Centre. Do you see that, Mr Witness?
12 It's in bold letters in black.

13 A. Yes.

14 Q. And then if you went in the opposite direction you would
10:17:32 15 come back towards Sinkor where I showed you before.

16 A. I'm seeing Sinkor this way.

17 Q. Okay. Was this Red Light area that you've spoken about in
18 the direction of Barclay Training Centre, or in the south
19 easterly direction of Sinkor?

10:17:50 20 A. Let me just give a clear explanation about that location.
21 Now, there you had - this is White Flower. Let's say White
22 Flower is on this side. The town - the road leading to the
23 Mansion Ground is on this side. Then if you move down the other
24 - the opposite direction on your left is where Sam Bockarie's --

10:18:19 25 PRESIDING JUDGE: Mr Witness, could you use a pencil and
26 point to the places you're mentioning on that map for us on the
27 overhead so that we can see.

28 MR ANYAH:

29 Q. Do you wish for me to ask you a question, Mr Witness?

1 A. Yes.

2 Q. Okay. You've told us during direct examination that White
3 Flower was in Congo Town, correct?

4 A. Yes.

10:18:58 5 Q. Can you point in the area of Congo Town where White Flower
6 was and circle it?

7 A. I'm seeing a road running from this way down and I'm seeing
8 Congo Town here.

9 Q. Yes.

10:19:21 10 A. Okay. Now, let us - this is the Congo Town we are talking
11 about.

12 Q. Yes.

13 A. Okay. On your right - on your right - you had the White
14 Flower located here.

10:19:38 15 Q. Please circle it, Mr Witness.

16 A. I am not really familiar with this map.

17 Q. Was White Flower located on Tubman Boulevard, let me ask
18 you that?

19 A. The problem is I do not know those locations you are
10:19:53 20 talking about. I'm not familiar with the city of Monrovia
21 itself.

22 Q. But you were in Monrovia, you've told us and you've told
23 the Office of the Prosecutor, from December 1999 off and on
24 through November 2001, true?

10:20:15 25 A. I was paying visit. I stated it. I was paying visit --

26 Q. Mr Witness --

27 A. -- from the front line to Monrovia and back to the front
28 line. That I stated.

29 Q. Your evidence was that you were Benjamin Yeaten's radio

1 operator, correct?

2 A. Yes.

3 Q. Your evidence has been that you worked out of Base 1
4 located behind White Flower, correct?

10:20:39 5 A. I said I made a call from that station. I visited that
6 station.

7 Q. Ah, you are only now --

8 A. I was not permanently based in Monrovia. I'm saying this.
9 I have said it. I was with Benjamin D Yeaten, but Benjamin D
10:20:55 10 Yeaten himself was not permanent in one area. He was moving to
11 the front line and back to Monrovia.

12 Q. But he had another radio operator called Life who moved
13 with him to the front line, correct?

14 A. During the time - yes, during the time I was later on
10:21:15 15 assigned in Foya to stay there to be supplying - I mean
16 transmitting information across and in Liberia, and we remained
17 in Foya, then Foya fell into the hands of the insurgents and we
18 had to retreat back to Buedu.

19 Q. We went through this evidence on Friday where you said - at
10:21:41 20 least I showed you a page that said "Yeaten also travelled with a
21 Liberian radio operator called Life".

22 MR BANGURA: Your Honours, just so we get things properly
23 and if counsel is finished with the line of questioning to do
24 with the map so that the witness can be properly seated. I see
10:22:01 25 that he's --

26 PRESIDING JUDGE: Mr Bangura, he's been asked to mark where
27 White Flower is. That still hasn't been answered and this all
28 started in an attempt to ascertain where Sam Bockarie's compound
29 was and that's not been dealt with either. We seem to have

1 deviated.

2 MR ANYAH: He can sit down, of course, if he's
3 uncomfortable.

4 MR BANGURA: It's just for the convenience of the witness.

10:22:27 5 PRESIDING JUDGE: Let's get the two questions answered and
6 then of course he can sit down.

7 MR ANYAH:

8 Q. Mr Witness, you've heard what Her Honour the Presiding
9 Judge has said. Let's try and get this done. You were not
10:22:40 10 familiar with Liberia, you are telling us, and I'm recalling your
11 evidence from last week when you said as of December 1999 through
12 off and on November 2001, when you took a helicopter from Vahun,
13 you were Benjamin Yeaten's radio operator. True or false?

14 A. Not from Vahun. Not from Vahun, but Foya.

10:23:02 15 Q. Okay, let's assume you are correct for the sake of argument
16 and we will contest that later on. Let's say you took this
17 helicopter from Foya. My question is about the time frame during
18 which you served in Monrovia. You have told us that from
19 December 1999 through November 2001 you were Benjamin Yeaten's
10:23:26 20 radio operator, true or false?

21 A. True.

22 Q. You are now telling us today that you went to this
23 structure behind White Flower once. Is that your evidence,
24 Mr Witness?

10:23:41 25 A. Not once.

26 Q. How many times were you in this radio room, Base 1, behind
27 White Flower? For how long?

28 A. I paid a visit to that radio station several times.

29 Q. Okay.

1 A. Several times. And when I went to Monrovia my duty was
2 just to stay in that radio room. In fact, it was during the
3 night hours I had the chance to leave that radio house and to
4 Bockarie's place and that I was taken one by Dr Magona, okay?

10:24:10 5 Q. That's enough. You've told us that already.

6 A. The other one together with Colonel Eagle.

7 Q. You've told us who you went to Sam Bockarie's house with --

8 A. Okay.

9 Q. -- and you have been at the radio station on several
10:24:23 10 occasions, right?

11 A. Yes.

12 Q. This is Base 1 we're talking about now.

13 A. Yes.

14 Q. Behind White Flower, right?

10:24:29 15 A. Yes.

16 Q. About two lengths of this courtroom separates the two
17 structures, correct?

18 A. Estimatively, yes.

19 Q. Yes, approximately. Now White Flower you have told us is
10:24:43 20 in Congo Town, so can you put a mark on that map next to Congo
21 Town as being White Flower. There is a highlighter next to you.
22 Can you highlight it, or you could be given a pen to write "White
23 Flower" next to the highlight.

24 A. Okay. If we are taking this one, this line running here,
10:25:05 25 to be the main street and you have Congo Town this way, okay,
26 then across the street if we are running down this way on your
27 left this way you have Sam Bockarie's building.

28 Q. Please indicate White Flower. I'm not talking about Sam
29 Bockarie's building. Can you take that pen and put a mark where

1 you believe White Flower is in Congo Town?

2 A. Okay. Now, let us take into account the four cardinal
3 points. Here this is Monrovia. This is Congo Town. Where is
4 this one running to? Let's say this line coming this way and
10:25:43 5 this other line.

6 Q. Do you see where it says "International Airport" at the
7 bottom of the map on the right-hand corner?

8 A. Yes.

9 Q. That is going towards the area of Harbel. Are you familiar
10:25:58 10 with Harbel, where Firestone is?

11 A. Yes.

12 Q. When you move up and you get to Congo Town - we are not
13 going to the airport now. We are back in Congo Town, okay?

14 A. Yes.

10:26:07 15 Q. I am asking you to take your pen and put a mark near Congo
16 Town where you believe White Flower is?

17 A. Okay. If I can get you clear, this international airport
18 are we talking about RIA?

19 Q. Yes.

10:26:20 20 A. Okay, fine.

21 Q. Roberts International Airfield, but forgets Roberts for
22 now. We are back in Congo Town. Roberts is in the vicinity of
23 Harbel, okay?

24 A. Okay.

10:26:30 25 Q. We're back in Congo Town. Can you mark on the map where
26 you believe White Flower is?

27 MR BANGURA: Your Honour, I just want to make an
28 observation here. The witness has described in his recollection
29 he's talked about a street running by White Flower and the map as

1 we have it does not seem to have - the vicinity of Congo Town
2 that we have there does not seem to have any indications of
3 streets. I'm just making this as an observation, because the
4 witness seems to be having difficulty understanding the location
10:27:22 5 there.

6 PRESIDING JUDGE: Mr Bangura, there's a few streets marked
7 where it says Congo Town. My observation, and I'm not prepared
8 to give evidence from the Bench, is that the strip - one of those
9 long lines appears to me to be a runway. It says "PN airport
10:27:44 10 terminal" and it looks to me like a runway, not a street.

11 THE WITNESS: Okay.

12 MR ANYAH:

13 Q. Mr Witness, it's a very simple question that is pending.
14 If you do not see the street where you believe White Flower is
10:27:59 15 on, mark the closest approximate point on the map with a pen.
16 Please tell us where you believe White Flower is located at in
17 this vicinity of Congo Town. Mark it for us, please.

18 A. I am seeing lines here, but there are certain points -
19 certain structures I can remember are not stated on this map.

10:28:20 20 Q. That is the case.

21 A. Okay.

22 Q. We have to work with what we have and I'm asking you can
23 you mark the closest approximate point on that map where you
24 recall White Flower being at.

10:28:34 25 A. Okay. Can you help me to state the line that is running
26 from, let's say, where they had the stadium, help me with that
27 line from the stadium coming upward.

28 PRESIDING JUDGE: What stadium, Mr Witness?

29 THE WITNESS: There was a football stadium. We passed by

1 that football stadium and towards the international airport I'm
2 talking about.

3 PRESIDING JUDGE: Do you know where the Sierra Leone
4 Embassy was?

10:29:02 5 THE WITNESS: I can only - no. Just the Nigerian House.
6 There was a house called Nigerian House. I don't know whether
7 they were referring to the Nigerian Embassy. If that one is
8 located, from that point I can tell you where White Flower was
9 located.

10:29:20 10 MR ANYAH:

11 Q. Was Sam Bockarie's place located in Congo Town as well?

12 A. I am saying I was in the radio room located in Congo Town
13 and I used to use the route from that point upwards to the main
14 road and this is White Flower fence and you move down - you are
10:29:42 15 moving down towards the stadium and you don't get to the stadium
16 and then go left. In your left-hand side there Sam Bockarie's
17 compound was located.

18 Q. Did you understand my question? My question was was Sam
19 Bockarie's compound located in Congo Town in Monrovia?

10:30:08 20 A. I really do not know that section. I have said I am not
21 conversant with the geography of Monrovia, only certain points
22 where I was opportune to visit.

23 Q. But you went through the thoroughfare from Congo Town all
24 the way to the Executive Mansion, right? Yes?

10:30:34 25 A. Yes, yes, from Yeaten's house through Congo Town and we
26 travelled to the Executive Mansion Ground.

27 Q. Now, is Sam Bockarie's place on the way from Congo Town to
28 the Executive Mansion?

29 A. From White Flower to Executive Mansion, the route we used

1 was not that one, at all not.

2 Q. It's a simple question. Whatever route you used, point A
3 is White Flower, point B is Executive Mansion. Is Sam Bockarie's
4 place located between those two points?

10:31:09 5 A. No.

6 Q. Is it in the opposite direction from Congo Town towards the
7 airport, going towards the airport?

8 A. From Congo Town going towards the airport, yes. Leaving
9 Congo Town, approaching the airport on your left, yes.

10:31:30 10 Q. How far was Sam Bockarie's place from White Flower?

11 A. Moving down the street, not too far.

12 Q. When you mean "not too far", what do you mean? Give us an
13 approximate distance?

14 A. It was more than this length, 10 times, more than that, but
10:32:03 15 not up to a mile. It was not up to a mile.

16 Q. If you were to walk the distance, how long would it take
17 you to walk from point A to point B?

18 A. I drove by vehicle to go to My Uncle's Place and from My
19 Uncle's Place I walked together with Dr Magona to the place I am
10:32:26 20 describing.

21 Q. Did you understand my question? Mr Witness, my question
22 is: If you were walking from White Flower to Sam Bockarie's
23 place how long would it take you? I'm not asking you about your
24 uncle's place.

10:32:43 25 A. It would take about 30 or more minutes.

26 Q. 30 or more minutes?

27 A. 30, three zero, or more minutes, not less than 30 minutes.

28 Q. Not less than 30 minutes. Are you sure, Mr Witness?

29 A. I'm speaking the truth, yes.

1 Q. Not less than 30 minutes and you used to commute, or go
2 between the two places by car, right?

3 A. We drove to My Uncle's Place, that is a short distance
4 running down. I mean towards the stadium I'm talking about from
10:33:18 5 White Flower on that main road, but you will not get to the
6 stadium I am talking about. There's a road on your left. You
7 use that road. From the main street to Sam Bockarie's place it's
8 not up to 12 minutes walk.

9 Q. From your uncle's place to Sam Bockarie's place you say
10:33:38 10 it's about 12 minutes walk, yes?

11 A. Yes.

12 Q. Okay. To walk from White Flower to Sam Bockarie's place
13 you say it's about 30 minutes, correct? 30 you just said.

14 A. About, about that, about that.

10:33:51 15 Q. Half an hour, right?

16 A. Yes.

17 Q. What is your uncle's place name - I'm sorry. Don't say
18 that. Don't say that, Mr Witness. Do not say that. How long
19 did your uncle live in Monrovia at this time?

10:34:09 20 A. The place was called My Uncle's Place. It was the pub, not
21 my own uncle.

22 Q. I see. Mr Witness, 30 minutes. You told us last week that
23 - and Mr Bangura will correct me if I'm wrong - somebody told
24 you, or you heard, or somehow you knew that the electricity
10:34:36 25 supply at Sam Bockarie's place was provided from White Flower.
26 Do you recall saying that, Mr Witness?

27 A. Yes.

28 Q. You said there was, in effect, a cable or some kind of
29 electrical power supply all the way from White Flower to Sam

1 Bockarie's place. Do you recall saying that?

2 A. Yes.

3 Q. So you're telling the Court that covering a distance that
4 would take someone 30 minutes to walk, there was an electrical
10:35:06 5 power line running there all the way from White Flower to Sam
6 Bockarie's place. Is that your evidence?

7 A. Yes, that was what I was told: That that particular
8 terminal was from White Flower to that compound.

9 Q. Did you yourself see this electrical power line?

10:35:21 10 A. I saw it, or that was what I was told: That this cable is
11 from White Flower coming to that compound there.

12 Q. Why are you saying that's what you were told if you saw it.
13 Did you or did you not see it, Mr Witness?

14 A. I saw it myself and what I learnt from there is that that
10:35:37 15 cable was running from White Flower to that compound.

16 Q. All right. I'm through with the map for now. Going back
17 to MFI-18, which is where we started with - your Honours I
18 believe that's tab 1 of the Prosecution's bundle - Mr Witness, if
19 you would turn to the page ending ERN number 0011, it's in part 6
10:36:46 20 of that document.

21 A. Yes.

22 Q. Now, during direct examination last week you were asked to
23 examine the names that are listed in four of the pages of this
24 book and Mr Bangura had you start at the page ending with ERN
10:37:21 25 number 0008 and you looked at the page ending in 0009, and you
26 looked at 0010 and 0011. Do you recall that, Mr Witness?

27 A. Yes.

28 Q. And of all of these pages, on that page ending in 11 you
29 said there were two names that you did not recall knowing

1 previously. Do you remember that?

2 A. Yes.

3 Q. Do you see those names there?

4 A. Yes.

10:37:56 5 Q. Can you tell us them again, just so we're clear? You said
6 you knew all the names you read in those four pages except for
7 two. Please tell us the two that you don't recall knowing those
8 individuals.

9 A. This Mohamed Feika.

10:38:33 10 Q. Yes, and the second one?

11 A. Sahr Fayia.

12 Q. Okay. Do you see the name above Sahr Fayia?

13 A. Yes.

14 Q. The name is Sovula Mohamed, yes?

10:38:54 15 A. Yes.

16 Q. Who is Sovula Mohamed, Mr Witness?

17 A. Sovula Mohamed was one of the commanders in the RUF.

18 Q. Which part of the RUF, or which part of Sierra Leone was
19 his base, or her base?

10:39:11 20 A. I knew him in so many areas. I heard of him in different
21 targets in the RUF. One was Bunumbu, the other was even Sengema
22 where I was before going to Buedu.

23 Q. What was his rank, Mr Witness?

24 A. He started with the rank of Lieutenant and rose up to a
10:39:40 25 colonel.

26 Q. Did he die in combat, Mr Witness?

27 A. No. I have even seen him - I saw him after the war.

28 Q. Where did you see him?

29 A. In Kono.

1 Q. How long ago?

2 A. That was in 2006.

3 Q. If you go up to the name in line number 3 on the same page,
4 do you see that name there?

10:40:16 5 A. Yes.

6 Q. Who is Base Marine?

7 A. Base Marine also was, according to them, one of the
8 vanguards, but when they entered Sierra Leone he was almost an
9 SBU, but he remained with the revolution. He grew up until the
10:40:33 10 last day of disarmament.

11 Q. What are you saying, Mr Witness? He was a vanguard. A
12 vanguard, I recall you saying, were people that were trained at
13 Camp Naama, correct?

14 A. Yes.

10:40:44 15 Q. You are now saying in the same breath he also was an SBU.
16 Are you referring to Small Boys Unit?

17 A. Yes, even the vanguards that came, they had people who were
18 not that much old as others. Base Marine was a vanguard. In
19 fact, I learnt about him somewhere around Magburaka.

10:41:08 20 Q. Were you in Magburaka?

21 A. I was not there, but I was on the radio communicating with
22 the radio operator from Makeni, from Magburaka and wherever you
23 had RUF radio stations.

24 Q. Was Base Marine his only name?

10:41:23 25 A. That was the name I knew him by, Base Marine. He was a
26 bright boy.

27 Q. Who is Komba Gbundema?

28 A. Komba Gbundema?

29 Q. Yes, who is that?

1 A. He was also one of the commanders of the RUF, but died some
2 time in the year 2001.

3 Q. Who is Sherri f Parker?

4 A. Where is the name?

10:42:08 5 Q. I'm just putting the name to you, Sherri f Parker. Who is
6 that?

7 A. He was also one of the commanders.

8 Q. Where did he command?

9 A. In Kono and in some other areas.

10:42:25 10 Q. Did you hear about Sherri f Parker on the RUF radio?

11 A. Yes.

12 Q. Under what circumstances did you hear about him?

13 A. At one time he was a wounded soldier - he got wounded - and
14 that he crossed into Liberia on a mission and got wounded,

10:42:44 15 Colonel Sherri f, and he was taken to Monrovia. He was there for
16 some time.

17 Q. I'm speaking of Sherri f Parker. You've said now Colonel
18 Sherri f. We're focusing on Sherri f Parker, the one in Kono,
19 right? Was he the one that was wounded and taken to Monrovia?

10:43:02 20 A. He lived in Kono first before crossing. These commanders
21 I'm talking about were not permanent in one area. One would be
22 assigned on this target today and let's say in a couple of hours
23 he would be posted to some other target. They were not fixed in
24 one area.

10:43:23 25 Q. Did you ever intercept any calls or monitor any calls
26 pertaining to Sherri f Parker?

27 A. Intercept call from where?

28 Q. Well, not intercept. While you were a radio operator for
29 the RUF, were there any calls you listened to, either monitored,

1 transmitted or received, that pertained to Sherri f Parker?

2 A. Yes, in Liberia. Yes.

3 Q. Under what circumstances did you hear any messages
4 pertaining to Sherri f Parker?

10:43:57 5 A. He got wounded in Voinjama attack and I was informed to
6 have the headquarter informed that that was the situation; that
7 Colonel Sherri f had got wounded.

8 Q. How was he wounded? What sort of injury did he sustain?

9 A. He was shot in his leg and the leg was broken. He had to
10:44:22 10 be flown into Monrovia. And again at certain point in time in
11 Voinjama - I mean, in Vahun I met him in a dungeon.

12 Q. You met him in a dungeon?

13 A. Yes.

14 Q. In Vahun?

10:44:37 15 A. In Vahun.

16 Q. What was he doing in a dungeon?

17 A. After the death of Superman, I met Colonel Sherri f and one
18 other boy called Bomb Blast.

19 JUDGE SEBUTINDE: Mr Witness, the question to you was,
10:45:01 20 "What was he doing in a dungeon?"

21 THE WITNESS: He was placed there under punishment.

22 MR ANYAH:

23 Q. For doing what?

24 A. That was the accusation 50 levied against him. He was in
10:45:15 25 the dungeon for disciplinary measures.

26 Q. Mr Witness, you are just making all of this up, are you
27 not?

28 A. I am not making up. These are things I saw.

29 Q. Sherri f Parker was not injured in Kono and transported to

1 Monrovia. That's a lie, right?

2 A. He was not injured in Kono, but in Voinjama, Liberia. He
3 was injured in Voinjama, Liberia, and flown into Monrovia. He
4 remained in Monrovia for some months.

10:45:46 5 MR ANYAH: Madam Court Officer, can you assist me, please.
6 Your Honours, I apologise, I again do not have copies, but I will
7 have the Court Officer show counsel opposite and then the Bench
8 the document I'm about to put to the witness.

9 PRESIDING JUDGE: I just want to be clear. You're
10:46:12 10 referring to Sherri f Parker and the witness is referring to
11 Colonel Sherri f. I just want to make sure we're talking about
12 the same person.

13 MR ANYAH: Madam Court Officer, could you hold on, please,
14 one second:

10:46:21 15 Q. Mr Witness, I have been asking you about Sherri f Parker.
16 This is the person you have told us you know, correct?

17 A. Yes, Colonel Sherri f.

18 Q. Is he also Sherri f Parker? His name is Sherri f Parker,
19 right?

10:46:35 20 A. Yes.

21 MR ANYAH: Can you show counsel that, please:

22 Q. Mr Witness, the document you are going to be handed - and I
23 will ask that the Court Officer put it on the overhead.

24 Mr Witness, if you don't mind moving to the overhead projector
10:49:40 25 and Madam Court Officer will assist you. Mr Witness, the first
26 page says, "Witness to Truth, Report of the Sierra Leone Truth
27 and Reconciliation Commission, Volume 2". If you flip over to
28 the next page again you have the title or the caption of the
29 report, then over to the next page some other copyright

1 information about the report and then over to the next page.

2 This is page 49 of Volume 2 of the Sierra Leone Truth and

3 Reconciliation Commission. Do you see that, Mr Witness?

4 A. Yes.

10:50:48 5 Q. At the top it says, "Senior RUF Battalion Commanders and
6 Influential Ground Commanders". Do you see that, Mr Witness?

7 A. Yes.

8 Q. You start with the first name of Denis Mingo, alias
9 Superman. Do you see that?

10:51:00 10 A. Yes.

11 Q. Peter Borbor Vandi?

12 A. Yes.

13 Q. Morris Kallon?

14 A. Yes.

10:51:11 15 Q. Komba Gbundema. We just spoke about him, true?

16 A. Yes.

17 Q. Boston Flomoh, alias Rambo?

18 A. Yes.

19 Q. Momoh Rogers, yes?

10:51:22 20 A. Yes.

21 Q. Isaac Mongor, true?

22 A. Yes.

23 Q. Abubakarr Jalloh, alias Bai Bureh, yes?

24 A. Yes.

10:51:35 25 Q. Monica Pearson, true?

26 A. Yes.

27 Q. Sherri f Parker, alias Base Marine. Do you see that,
28 Mr Witness?

29 A. Yes.

1 Q. Sherri f Parker, the same Sherri f Parker we' ve been talking
2 about, right?

3 A. No.

10:51:52

4 Q. Mr Wi tness, is it the same Sherri f Parker we' ve been
5 talking about?

6 A. No, Base Marine I spoke about first.

7 Q. Yes.

8 A. We had other Colonel Sherri f, Sherri f Parker.

9 Q. Mr Wi tness --

10:51:58

10 A. Sherri f was in Li beri a. He went on a Li beri an mi ssi on and
11 got wounded. He was in Congo Town for some months before he was
12 flown back to Vahun and he got wounded on Voi nj ama operation.
13 When he recovered he was again sent to Vahun. In Vahun he was
14 put in dungeon.

10:52:21

15 Q. You have said that.

16 A. That' s di fferent from Base Marine.

17 Q. Mr Wi tness, you have --

18 PRESIDING JUDGE: Mr Wi tness, answer the question.

19 THE WITNESS: Yes, si r.

10:52:27

20 PRESIDING JUDGE: The question is was this the same Sherri f
21 Parker we' ve been referring to; the one named in that list?

22 THE WITNESS: No, no. This Colonel Sherri f who got wounded
23 in Li beri a is di fferent from Base Marine, whose name I am saying
24 is Sherri f Parker.

10:52:46

25 MR ANYAH:

26 Q. Mr Wi tness, I have the question I asked you. It' s on page
27 42, starting at line 16. The question was, "Was Base Marine his
28 only name?", the answer, "That was the name I knew him by, Base
29 Marine. He was a bright boy"?

1 A. Yes.

2 Q. Do you remember saying that?

3 A. Yes.

4 Q. We then went on to discuss Komba Gbundema and then I asked
10:53:09 5 you the question, "Who is Sherri f Parker?" "You asked me a
6 question back, 'Where is the name?' " I said, "I'm just putting
7 the name to you Sherri f Parker. Who is that?", and you said, "He
8 was also one of the commanders"?

9 A. Yes.

10:53:19 10 Q. For you Sherri f Parker and Base Marine were two different
11 people, correct?

12 A. Yes.

13 Q. This report is saying that they are one and the same
14 person. Do you agree?

10:53:27 15 A. No. The Sherri f I am talking about who got wounded was
16 also Sherri f Parker, but not Base Marine Sherri f Parker.

17 Q. I see.

18 A. Let me make that part clear again.

19 Q. Mr Witness, thank you. Thank you.

10:53:40 20 A. We had Rambo, Rambo in the RUF, but different name. We had
21 Mosqui to from Liberia, Mosqui to in Sierra Leone. They had
22 similar names. Colonel Sherri f in fact at some point in time we
23 shared the same room in Congo Town at Base 1. He was a wounded
24 soldier from Voi nj ama.

10:54:05 25 Q. Thank you, Mr Witness. Thank you, Madam Court Officer.
26 Mr Witness, going back to MFI-18, do you see any names belonging
27 to AFRC members between pages 0008 and 0011? AFRC, that's what
28 I'm referring to.

29 A. What page?

1 Q. If you start with the page 0008 through where Mr Bangura
2 ended, 0011, let me know if you see any names pertaining to an
3 AFRC member?

4 A. At 00010011.

10:55:54 5 Q. I'm sorry, what page is that? Okay, 0010011. Is that what
6 you said, number 11?

7 A. Yes.

8 Q. Okay, we're there. Mr Witness, I am at the page. Do you
9 see any names of AFRC members on that page, Mr Witness?

10:57:06 10 A. Is it clearly written "AFRC members"?

11 PRESIDING JUDGE: Mr Witness, answer the question. If you
12 don't understand it, say so.

13 THE WITNESS: I'm not seeing - I'm seeing names written
14 here. If the question is asking me to identify names belonging
10:57:24 15 to AFRC, then I will do.

16 MR ANYAH:

17 Q. Yes, that is my question.

18 A. I think this Lieutenant Colonel Edward Kanneh joined the
19 RUF during the time of the ECOMOG intervention and he retreated
10:58:21 20 together with Sam Bockarie.

21 Q. Retreated to where?

22 A. To Buedu.

23 Q. Edward Kanneh?

24 A. Yes, sir.

10:58:32 25 Q. You are saying he was AFRC?

26 A. Yes.

27 Q. Is that the only AFRC name you see here?

28 A. On this particular list, yes.

29 Q. What about on the previous page?

- 1 A. The 10?
- 2 Q. Yes, Mr Witness.
- 3 A. Yes.
- 4 Q. And which name?
- 10:59:15 5 A. That's Colonel Akim, KS Banya.
- 6 Q. Colonel Akim you said, Mr Witness, right?
- 7 A. Yes.
- 8 Q. And was there any other name?
- 9 A. Yes.
- 10:59:36 10 Q. And what name is that?
- 11 A. KS Banya.
- 12 Q. Okay, and anybody else?
- 13 A. On this particular page those are the two people I can
- 14 remember. This Edward Kanneh was in short referred to as Eddie
- 10:59:53 15 Kanneh.
- 16 Q. On the previous page, 09, Mr Witness?
- 17 A. No.
- 18 Q. Then finally the page with Issa Sesay's name on it, 0008?
- 19 A. I'm seeing one Colonel Idrissa Kamara.
- 11:01:20 20 Q. Does he go by a nickname, Mr Witness?
- 21 A. I cannot remember.
- 22 Q. Have you heard of Leather Boot before?
- 23 A. Yes.
- 24 Q. What is Leather Boot's real name?
- 11:01:29 25 A. I only knew him as Leather Boot.
- 26 Q. Where did you know Leather Boot?
- 27 A. After the AFRC took over and ECOMOG intervention, that was
- 28 the time he came together with Johnny Paul Koroma to Buedu and he
- 29 was later posted to Pendembu and when he came he was assigned as

1 the overall MP commander of the RUF.

2 Q. Is he different from Idrissa Kamara?

3 A. I knew Leather Boot as Leather Boot. Why I said Idrissa
4 Kamara was AFRC, because this name was not existing in the RUF
11:02:18 5 before joining forces with the AFRC, the junta.

6 Q. Do you know Idrissa Kamara? When he joined the RUF did you
7 know Idrissa Kamara?

8 A. This is a strange name among the names of the RUF
9 commanders I knew, so that I knew was strange and therefore was
11:02:48 10 not a part of the RUF, might have become part of the RUF during
11 that course.

12 Q. So you're not a hundred per cent sure, Mr Witness?

13 A. I did not know Idrissa Kamara to be Leather Boot. I knew
14 Leather Boot, tall, huge man, as huge as Goliath, that I knew him
11:03:11 15 of and his name was Leather Boot.

16 Q. Were these names you've identified, Idrissa Kamara,
17 Lieutenant Colonel Edward Kanneh, Colonel Akim and KS Banyya, were
18 they all under the command of Issa Sesay?

19 A. Leather Boot at some point in time left the RUF.

11:03:42 20 Q. That was not my question. The four names you have
21 mentioned, were they under the command of Issa Sesay?

22 A. Edward Kanneh was under the command of Issa Sesay, but Akim
23 also and when Sam Bockarie left he was still part of the RUF.

24 Q. It's a simple question. Was Colonel Akim under the command
11:04:10 25 of Issa Sesay?

26 A. Yes.

27 Q. And what about KS Banyya?

28 A. Yes, he was posted to Tongo as an overall commander at a
29 certain point in time.

1 Q. And what of Idri ssa Kamara, was he under the command of
2 Issa Sesay?

3 A. No.

4 Q. Under whose command was he?

11:04:40 5 A. When all the AFRC joined the RUF, at first it was Sam
6 Bockarie and some people crossed into Liberia before General Issa
7 Sesay came into power and, drawing code, the names were
8 replicated but different signs given to their names and still
9 making inclusion of new officers who were joining the movement
11:05:12 10 from Liberia.

11 PRESIDING JUDGE: Mr Witness, the question was: Under
12 whose command was Idri ssa Kamara?

13 THE WITNESS: Sam Bockarie.

14 MR ANYAH:

11:05:26 15 Q. You understand what you're saying, Mr Witness: That
16 members of the RUF who had left were still listed in a code book
17 that you've told us came into being when Issa Sesay took command
18 of the RUF, right?

19 A. Yes. They left the RUF, but their names were still
11:05:44 20 maintained in the code. Their names was not deleted at all.

21 Q. Names would only be maintained in the code and code would
22 only be assigned to names for communication purposes, right?

23 A. Yes.

24 Q. So in essence the RUF, on the basis of your evidence, was
11:06:04 25 still communicating using its code language with members who had
26 left it, correct?

27 A. Yes. Their names were still maintained in the code.

28 Q. That wasn't the question.

29 PRESIDING JUDGE: That's not the question. Continue,

1 Mr Anyah.

2 MR ANYAH:

3 Q. The question was: Members who had left the RUF were still
4 assigned codes, yes?

11:06:25 5 A. Yes.

6 Q. In the code book under General Issa Sesay, true?

7 A. Yes, not only General Issa Sesay. That was the routine.

8 Q. Not just limited to being assigned codes, they were still
9 being communicated with by RUF members, correct?

11:06:45 10 A. Messages were transmitted and references were made to them
11 and they had to make use of --

12 PRESIDING JUDGE: Not to them, not references in the
13 message but directly to them. Do you mean directly?

14 MR ANYAH: Yes:

11:06:59 15 THE WITNESS: Not to them, but messages were drafted in
16 which case their names were placed - I mean put in the message.
17 They made references to their names in the message and in that
18 case the code words used against their names would be stated, or
19 indicated in the message.

11:07:17 20 MR ANYAH:

21 Q. Mr Witness, you are changing your evidence as we go along,
22 are you not? You told us a few minutes ago that these departed
23 members of the RUF were communicated with. Now you said
24 references were made to their names, yes?

11:07:35 25 A. I did not say the departed members were communicated with.
26 I did not say categorically that those who left RUF were
27 communicated with.

28 Q. My question at 53 line 21, the question was:

29 "Q. You understand what you're saying, Mr Witness: That

1 members of the RUF who had left were still listed in the
2 code book that you've told us came into being when Issa
3 Sesay took command of the RUF, right?

11:08:32

4 A. Yes. They left the RUF, but their names were still
5 maintained in the code. Their names was not deleted at
6 all.

7 Q. And names would only be maintained in the code and code
8 would only be assigned to names for communication purposes,
9 right?

11:08:42

10 A. Yes."

11 What you meant by that, you're telling us now, is that
12 their names were merely maintained in the code for purposes of
13 making references to them during communications. Is that your
14 evidence, Mr Witness?

11:08:57

15 A. Yes and let me make that point clear. We said their names
16 were maintained in the code for communication purposes, yes,
17 making reference to their names also means communications
18 purposes and not - but not necessarily communicating to them in
19 any sense.

11:09:14

20 Q. So in the case of Colonel Idri issa Kamara, his name was in
21 the code and there was no communication with him, to the best of
22 your knowledge, after he left the RUF. Would that be fair to
23 say?

11:09:33

24 A. I cannot remember because talking about communication, it's
25 a broad term and more especially the SSB, secret signal broadcast
26 that we were trained in, we had different frequencies. Maybe I
27 was communicating on one frequency and communication was going on
28 on another frequency, but the same RUF radio. So as such I
29 cannot really tell.

1 Q. So you cannot tell as to this particular person, right?

2 A. Yes.

3 Q. Now, besides this Idrissa Kamara, who you said who was an
4 AFRC member, and Sam Bockarie, who you testified departed in
11:10:11 5 December 1999, are there any other names here of departed RUF
6 members, persons who were in the RUF, but at the time that this
7 code came into being under Issa Sesay had left?

8 A. I have got to really think and as time went along I was not
9 in Sierra Leone, but in Liberia and the AFRC members came to
11:10:42 10 Freetown and did not return and still the RUF, under the command
11 of General Issa Sesay, was in existence.

12 Q. Is your evidence that you do not know, or you do not know
13 because you were in Liberia? Which of those two, Mr Witness?

14 A. That is exactly what I'm trying to say.

11:11:04 15 Q. You do not know because you were in Liberia. I thought you
16 could monitor conversations from anywhere.

17 A. Maybe somebody left and the information came, I was not on
18 that frequency so I did not get it.

19 Q. But you told us during direct examination that when you
11:11:18 20 were with Benjamin Yeaten, whether at Base 1 or en route to Foya,
21 for example, you could listen to messages being transmitted in
22 Sierra Leone, yes?

23 A. Yes, but not all messages I was able to monitor. We had a
24 good number of radio stations on that net operating on different,
11:11:42 25 different RUF frequencies. Who knows, as we are communicating on
26 this frequency another RUF station is communicating with another
27 RUF station on another frequency, which I will not listen or
28 monitor.

29 Q. Thank you, Mr Witness. I am done with that exhibit for

1 now. Mr Witness, on Friday we had digressed from our discussion
2 of your time at national secondary school. Do you recall that?

3 A. Yes.

4 Q. Now when you were at national secondary school this is in
11:12:33 5 Kailahun, right?

6 A. Yes.

7 Q. And I put to you the name Camp Lion, right, you recall
8 that?

9 A. Yes.

11:12:40 10 Q. And you said all RUF training bases were called Camp Lion,
11 yes?

12 A. Yes.

13 Q. And so this was Camp Lion, right?

14 A. Yes, let me make that part clear again. Let me make that
11:12:55 15 part clear.

16 Q. Go ahead.

17 A. Those were commandos. The training base in code was
18 referred to as Camp Lion training base. He has been sent to Camp
19 Lion. That means the training base. The training ground.

11:13:10 20 Q. This camp you have referred to was referred to as Camp
21 Lion, right?

22 A. Yes, once it was a training base for the RUF it was
23 referred to as Camp Lion.

24 Q. And other RUF camps were also referred to as Camp Lion,
11:13:24 25 right? Are you taking that back now, Mr Witness?

26 A. I have not withdrawn my statement. I just want to make it
27 explicit that training grounds - training bases of the RUF was
28 referred to as Camp Lion.

29 Q. Okay, thank you. At national secondary school you were

1 about 17 years of age when you were there, correct?

2 A. Yes.

3 Q. At that point in time you did not have any experience in
4 radio communications, correct?

11:13:55 5 A. I had not undergone the training, no.

6 Q. Right, okay. You spent about two to three months at
7 national secondary, yes?

8 A. Yes.

9 Q. And then you were sent to Gbaima at the front lines, yes?

11:14:13 10 A. Yes.

11 Q. And that's when you showed us your ankle and you said you
12 sustained an injury, right?

13 A. Yes.

14 Q. And the injury had you transferred - or after the injury
11:14:26 15 you were taken from Gbaima to Pendembu, correct?

16 A. Yes.

17 Q. You said in a hammock, right?

18 A. Yes.

19 Q. And that was for treatment, yes?

11:14:32 20 A. Yes.

21 Q. How long did you spend in Pendembu?

22 A. I think about three months.

23 Q. Are you sure it's three months?

24 A. About three months that I estimated.

11:14:45 25 Q. Have you told the Prosecution before six months in
26 Pendembu?

27 A. It was the other point, Foya, that I was taken to I
28 mentioned six months.

29 Q. You see what I'm trying to do, Mr Witness, is to find out

1 how much time you spent in each place as we go along. So in
2 national it would be fair to say you were at national secondary
3 school between June and August of 1991, yes?

4 A. Yes.

11:15:21 5 Q. Right?

6 A. Yes.

7 Q. And you are telling us now that --

8 A. If we are taking - if that is what we are counting, from
9 that time, but --

11:15:34 10 Q. Mr Witness, let's do this in a structured way, okay? You
11 told us you were captured somewhere between the dry and the early
12 rainy season, so let's say March or April 1991. Would that be
13 fair to say, Mr Witness?

14 A. Yes.

11:15:52 15 Q. And then you just told us you spent between two to three
16 months at national secondary school, right?

17 A. Yes.

18 Q. That brings it to about June through August as the time you
19 spent in national secondary school, still in 1991, yes,

11:16:08 20 Mr Witness?

21 A. I spent some time at Ahmadiyya secondary school training
22 base before going to national secondary school training ground.

23 Q. How much time did you spend at Ahmadiyya?

24 A. Ahmadiyya I stated about three months before transferring
11:16:26 25 everybody on that base to national secondary school. I think I
26 had stated this one before.

27 Q. Well your memory might be better than mine, but - I
28 withdraw that. Let's assume you spent three months at Ahmadiyya,
29 okay?

1 A. Yes.

2 Q. And so July - you are captured in April and somewhere in
3 June/July you leave Ahmadiyya and you go to national and you
4 spend three months in national and so we are now in about

11:16:58 5 September/October 1991. Would that be fair to say, Mr Witness?

6 A. Yes.

7 Q. Right?

8 A. Yes.

9 Q. September/October 1991, right?

11:17:07 10 A. Yes.

11 Q. You've just told us you stayed at Pendembu for three months
12 and I'm putting it to you that you told the Office of the
13 Prosecutor before that you were there for six months. Do you
14 agree?

11:17:34 15 A. This incident occurred for quite so long, and even when
16 they were obtaining statements from me I told them these figures
17 of months I am stating they are estimated.

18 Q. Mr Witness, there's a difference between six months and
19 three months. Six months is double the time that three months
20 is.

11:17:56 21 A. Yes.

22 Q. And you were quite specific with dates and times when you
23 gave information on direct examination, so would you agree with
24 me you stayed in Pendembu for six months?

11:18:09 25 A. No, three months. I think that is what I stated. From
26 Pendembu I was taken to Foya and there I spent six months. I
27 think I stated that.

28 Q. Well, if we were to look at --

29 A. About six months in the next point from Pendembu.

1 Q. Mr Witness, in the documents to your left, in that set of
2 documents, if you would take them and if you would open tab 2, do
3 you see it?

4 A. What number?

11:18:46 5 Q. Number 2.

6 A. Yes.

7 Q. And at the bottom right-hand corner are page numbers, yes?
8 Page 3, if you go to page 3, at the top of the page where you see
9 your name, right?

11:19:07 10 A. Yes.

11 Q. It says:

12 "Witness was evacuated to Pendembu in a hammock. Witness
13 was in hospital for six months, but there was no improvement to
14 the tendon. Witness was therefore taken to a hospital in Foya,
11:19:21 15 Liberia. Witness spent another six months in hospital there
16 before he could walk with crutches. He was discharged from
17 hospital and he and two others walked to Koindu to report to
18 Captain Kennedy. He was told to go to Buedu and he went there
19 for nine months."

11:19:39 20 Do you see that, Mr Witness?

21 A. Yes.

22 Q. Okay. So you told them when you spoke with them on 17 July
23 2006 that you were in Pendembu for six months, yes? Yes,
24 Mr Witness?

11:19:57 25 A. I said I was in Foya for six months. In Pendembu I
26 estimated the number, I said about three months period in
27 Pendembu, and I was taken to Foya because the condition was still
28 worse. So, Corporal Sankoh came to Pendembu and said that all
29 serious wounded cases were to be transferred to Foya where

1 medical facility was much improved.

2 Q. Why do they have you telling them six months in their
3 documents, Mr Witness? Are they mistaken?

4 A. In the hospital I did not count the number of days I was
11:20:44 5 there, but I spent more than three months. I stated that in Foya
6 I went there about six months.

7 Q. Mr Witness, your memory was better in July 2006 than it is
8 today in 2008, would you agree? Your recollection of events was
9 better two years ago than it is today, would you agree?

11:21:10 10 A. Yes.

11 Q. So when the Office of the Prosecutor writes that on 17 July
12 you said you were in Pendembu for six months, are they mistaken?

13 A. They were writing and I can remember really stating, "I
14 spent more than three months in Pendembu, about that, and to
11:21:36 15 Foya, Liberia, about six months".

16 Q. Are you now saying you told them you spent more than three
17 months in Pendembu? Is that what you just said, Mr Witness?
18 Yes?

19 A. It must have been an error, but I was estimating the number
11:22:03 20 of months - the number of months. You know, one thing, these
21 things happened more than a decade, so really I cannot say I
22 spent exact four months in this particular place and exact - no,
23 it is difficult to really say.

24 Q. But when I asked you --

11:22:23 25 A. I can remember the events and I was told to estimate the
26 numbers of weeks or months that I spent in those areas.

27 Q. But you were very precise with certain events and you were
28 --

29 A. I was not precise in giving the number of days, or weeks,

1 or months that I spent in those different or various areas that I
2 visited.

3 Q. But you're able to say you spent six months in Foya, right?

4 A. About. Even that one is also estimated.

11:22:55 5 Q. Okay, thereabouts, six months in Foya, right?

6 A. In fact, if --

7 Q. Mr Witness --

8 A. Yes, about.

9 Q. Okay. Do you --

11:23:04 10 A. I had even stated to the --

11 Q. Mr Witness, can I ask you a question. So we're now in
12 October - about October of 1991 and you said somewhere about
13 three months in Pendembu, right?

14 A. Yes.

11:23:20 15 Q. But your records say six months, right?

16 A. I was estimating those numbers. I was giving approximate
17 figures of the duration of time. I hadn't a calendar to really
18 mark. I was not taking a detailed account of the days I spent in
19 those areas.

11:23:43 20 Q. Would you agree that going by even your calculation we
21 should now be in February of 1992? If you took three months from
22 about October 1991 you will get to about January of 1992, right?

23 A. Yes.

24 Q. And that's when you were taken to Foya, right?

11:24:08 25 A. If your calculation is accurate then, yes.

26 Q. Well, you can calculate. You are in the sciences, so
27 correct me if I'm wrong. We're now in January of 1992, yes?

28 A. Yes.

29 Q. And you said you were in Foya for about six months,

1 correct?

2 A. Yes.

3 Q. That would take us to about July of 1992, yes?

4 A. Yes.

11:24:34 5 Q. Around July of 1992 you were in Foya. Is that your
6 evidence, Mr Witness? Indeed it would be that from January of
7 1992 through July or thereabouts you were in Foya, right?

8 A. Yes.

9 Q. Yes?

11:24:55 10 A. Yes.

11 Q. Were there NPFL forces in Foya at this time? NPFL?

12 A. Yes.

13 Q. You know what NPFL stands for?

14 A. Yes.

11:25:08 15 Q. What does it stand for?

16 A. I can remember National Patriotic Front of Liberia.

17 Q. Who were some of the NPFL fighters in Foya when you arrived
18 in the early part of 1992?

19 A. Helipad 1992?

11:25:38 20 PRESIDING JUDGE: Mr Anyah said "the early part of 1992".

21 The early part of the year.

22 THE WITNESS: Okay, I cannot recall.

23 MR ANYAH:

24 Q. You cannot recall? Well, let me ask you this.

11:25:59 25 A. Wait, wait.

26 Q. Go ahead.

27 A. I can remember some of the names.

28 Q. Please tell us.

29 A. One Tengbeh, his name I used to hear something.

- 1 Q. How do you spell that?
- 2 A. General Tengbeh.
- 3 Q. How do you spell that, Mr Witness?
- 4 A. T-E-N-G-B-E-H.
- 11:26:19 5 Q. T-E-N-G-E?
- 6 A. T-E-N-G-B-E-H.
- 7 Q. T-E-N-G-B-E-H, Tengbeh?
- 8 A. Yes.
- 9 Q. Okay, who else?
- 11:26:30 10 A. He's one of the prominent officers I can recall.
- 11 Q. He was a general, you say, right?
- 12 A. Yes.
- 13 Q. And last week you defined for us what Special Forces was,
- 14 correct?
- 11:26:45 15 A. Yes.
- 16 Q. Special Forces were those NPFL fighters who were trained in
- 17 Libya, yes?
- 18 A. I did not say that the special forces who were in Sierra
- 19 Leone all were trained in Libya.
- 11:27:04 20 Q. I'm not asking about Special Forces in Sierra Leone.
- 21 Please define for us what Special Forces means and if there is a
- 22 distinction between those in Sierra Leone and in Liberia please
- 23 tell us what it is?
- 24 A. Fine. What I learnt in Sierra Leone was that the Liberians
- 11:27:22 25 who were not purely trained as RUF were Special Forces. They
- 26 referred to them as Special Forces.
- 27 Q. Where were they trained, if you know?
- 28 A. They said those were Ghankay's rebels, NPFL from Liberia,
- 29 and in --

1 Q. Mr Witness, not whether they were Ghankay's rebels. It's a
2 question: Where were they trained?

3 A. I cannot tell.

4 Q. But you could distinguish someone as being a Special Force
11:27:53 5 from a non-Special Force because of what you had been told,
6 right?

7 A. Yes.

8 Q. Was General Tengbeh a Special Force?

9 A. I did not see him in Sierra Leone.

11:28:06 10 Q. I didn't ask you if you saw him in Sierra Leone. Yes, your
11 Honour, I think the Court was --

12 PRESIDING JUDGE: No, I was going to make the same
13 observation you made, Mr Anyah. Ask your question, please.

14 MR ANYAH:

11:28:19 15 Q. Mr Witness, I wasn't asking you if you saw him in Sierra
16 Leone. We know you're in Foya now. We know Foya is in Liberia.
17 You have told us you recall a prominent general named General
18 Tengbeh so I ask you this: Do you know whether or not he was a
19 Special Force?

11:28:37 20 A. Allow me to explain the two situations. Those who left
21 Liberia but were not trained especially as RUF were referred to
22 as Special Forces in Sierra Leone. And in Liberia again those
23 who were not trained in Liberia, but trained elsewhere before
24 entering Liberia were referred to as Special Forces. But those
11:29:01 25 who were trained in Liberia, on the soil of Liberia, they were
26 not Special Forces.

27 Q. We understand that. We know Special Forces were trained
28 elsewhere?

29 A. For Liberia. For Liberia.

1 Q. Yes, we're now in Foya on the soil of Liberia, to use your
2 terminology, and the question is: To your knowledge was General
3 Tengbeh a Special Force?

4 A. I was in the hospital. I was in serious pain.

11:29:29 5 PRESIDING JUDGE: Mr Witness, I have warned you before. If
6 you do not understand the question say so. If you do not know
7 the answer say so, but direct your mind to the question.

8 THE WITNESS: Okay. I do not know whether General Tengbeh
9 was a Special Force or not.

11:29:49 10 PRESIDING JUDGE: Mr Anyah, I note the time. We have
11 already had an indication that the time is about up so we will
12 adjourn now for the mid-morning adjournment. Mr Witness, as
13 every other morning we will now take the mid-morning adjournment.
14 We will resume court at 12 o'clock. Please adjourn court.

11:30:23 15 [Break taken at 11.30 a.m.]

16 [Upon resuming at 12.00 p.m.]

17 PRESIDING JUDGE: Mr Anyah, please proceed.

18 MR ANYAH: Thank you, Madam President:

19 Q. Mr Witness, before the break we were speaking about General
12:01:45 20 Tengbeh and the location Foya in Liberia, the time period was the
21 early part of the year 1992, and I don't recall you giving an
22 answer to the question of whether or not General Tengbeh was a
23 Special Force. Did you give us an answer, Mr Witness?

24 A. I said I really cannot tell whether he was a general -
12:02:17 25 I mean, I am sorry, whether he was a Special Force or not.

26 Q. Was he the overall commander of the NPFL troops in Foya at
27 this time?

28 A. Yes, sir.

29 Q. Is that a yes?

- 1 A. Yes.
- 2 Q. Have you heard the name Anthony Menquenagbeh before?
- 3 A. Yes.
- 4 Q. Where have you heard that name previously?
- 12:02:42 5 A. In Sierra Leone.
- 6 Q. Who do you know him to be?
- 7 A. That he was one of the generals that entered Sierra Leone.
- 8 Q. Anything else?
- 9 A. That I knew about him, that he was together with one Sam
- 12:03:05 10 Tuah.
- 11 Q. One what?
- 12 A. Another General Sam Tuah.
- 13 Q. Are you saying Sam Tuah?
- 14 A. Fine, but those were Liberians, that is how they used to
- 12:03:17 15 call, Sam Tuah.
- 16 Q. Did you ever meet Sam Tuah?
- 17 A. I did not meet him myself but on the training base those
- 18 were the top officers they used to refer to.
- 19 Q. Did you ever meet Anthony Menquenagbeh?
- 12:03:34 20 A. No, sir.
- 21 Q. Was Anthony Menquenagbeh in Foya around the time when you
- 22 were in Foya in the early part of 1992?
- 23 A. I cannot tell because I was in the hospital. I was wounded
- 24 in pain, serious pain.
- 12:03:56 25 Q. Was Anthony Menquenagbeh in Foya when you were in Foya in
- 26 the early part of 1992?
- 27 A. I cannot confirm that.
- 28 Q. Have you heard the name Francis Mewon, M-E-W-O-N.
- 29 A. I cannot remember.

1 Q. I don't know if you gave us an answer to this, but did you
2 say that both Menquenagbeh and Sam Tuah were NPFL fighters?

3 A. They entered Sierra Leone, they were there and on the
4 training base they used to make reference to those names.

12:04:42 5 Q. Did they refer to either of those men as Special Forces?

6 A. In Sierra Leone, yes.

7 Q. And which one of them was a Special Force if you know?

8 A. In Sierra Leone all those names I have acknowledged I had
9 heard in Sierra Leone were said to be Special Forces in Sierra
10 Leone.

12:05:08

11 Q. So both names were said to be Special Forces in Sierra
12 Leone. Is that your evidence?

13 A. Yes, sir.

14 Q. Now obviously while you were in the hospital you were not
15 engaged in any sort of radio communications, correct?

12:05:20

16 A. I had not been trained even, no.

17 Q. Now as you mean that you spent, as you say, six months at
18 the hospital in Foya, at this point we were in July 1992, that
19 would take us to about December 1992 when you left Foya, Liberia,
20 correct?

12:05:57

21 A. Calculating those numbers approximately, yes.

22 Q. And before the break I read you a paragraph from an
23 interview you had with the Office of the Prosecutor where you
24 said you walked on foot from Foya to Koindu, Sierra Leone,
25 correct?

12:06:22

26 A. With --

27 Q. Crutches.

28 A. I walked on crutches.

29 Q. Were you alone when you walked on crutches this distance?

1 A. I think about two other friends walked with me.

2 Q. How long did you have to walk, Mr Witness?

3 A. That same day I was in Koindu.

4 Q. Do you recall the relationship between the RUF and the NPFL
12:07:10 5 at this particular point in time, 1992 into 1993?

6 A. I used to see vehicles travelling into Sierra Leone and
7 back and vehicles from Sierra Leone to Liberia and from Liberia
8 to Sierra Leone.

9 Q. Are you aware of any retreat by NPFL fighters in Sierra
12:07:37 10 Leone back into Liberia around this period of time?

11 A. They were coming in and back, coming in - there was that
12 flow of movement into Sierra Leone and back to Liberia, from
13 Liberia into Sierra Leone.

14 Q. You cannot recall a time between 1992 and 1993 when
12:08:12 15 virtually all NPFL fighters left Sierra Leone and returned to
16 Liberia?

17 A. There was a time they said that Charles Ghankay Taylor has
18 ordered the withdrawal of all the Liberian Special Forces back to
19 Liberia and a team was sent, according to them, from Gbarnga.
12:08:41 20 Those were SBUs, that they were given executive instructions to
21 remove all the Special Forces from Sierra Leone back to Liberia.

22 Q. Are you --

23 A. That operation was code named Top Final.

24 Q. Mr Witness, are you telling this Court that SBUs, members
12:09:02 25 of Small Boy Units, were sent from Liberia to evacuate all NPFL
26 Special Forces from Sierra Leone back to Liberia. Is that your
27 evidence, Mr Witness?

28 A. Yes, I saw at some point in time.

29 Q. The younger soldiers were to remove the Special Forces?

1 A. Yes, sir. That they were given executive orders from
2 Gbarnga.

3 Q. And you heard this?

4 A. Yes, sir.

12:09:27 5 Q. Do you know that to have in fact taken place?

6 A. The operation took place. That even enhanced the
7 withdrawal of all the Special Forces from Sierra Leone back to
8 Liberia.

9 Q. The members of the SBU unit made sure the Special Forces
12:09:48 10 retreated into Liberia, right?

11 A. Yes, sir, and those were all Liberians, those SBUs that
12 came.

13 Q. When you got to Koindu a Captain Kennedy ordered you to
14 Buedu, correct?

12:10:06 15 A. Yes, sir.

16 Q. This was your first time serving in Buedu, right?

17 A. Yes, sir.

18 Q. And later on as we go along we will see that you went to
19 Buedu on two other occasions, right? Well, you went on several
12:10:22 20 occasions but you were assigned to Buedu for long periods of time
21 on two other occasions after this, right?

22 A. No, I had visited - no, I had visited --

23 Q. Let me ask you this: When you became a radio operator one
24 period of time you spent in Buedu was after the retreat from
12:10:42 25 Kono, correct? You retreated from Kono?

26 A. I came first before the retreat from Kono - was when
27 I retreated from Zogoda. I got to Buedu and that was about --

28 Q. But that was only for a day?

29 A. -- Late 1996.

1 Q. But that was only for a day, Mr Witness?

2 A. Not for a day in 1996. I remained in Buedu 1996 until AFRC
3 coup took place in 1997.

4 Q. Okay.

12:11:10 5 A. And I left for Kono. After ECOMOG intervention I again
6 came back to Buedu for a very short period of time.

7 Q. That's exactly right. That's the point I got wrong. You
8 are correct. We will come back to your time in Buedu number two.
9 You had spent about 21 days in Giema and then you went to Buedu,
10 correct?

11 A. Which time are we talking about? 1996?

12 Q. After you left Zogoda, when you were flushed out from
13 Zogoda, right?

14 A. Yes.

12:11:41 15 Q. The first place you went to was Giema, right?

16 A. Giema.

17 Q. Giema. N-G-I-E-M-A, correct?

18 A. Giema.

19 Q. Yes and you spent about 21 days there, right?

12:11:50 20 A. Yes, sir.

21 Q. Then after that is when you went to Buedu, right?

22 A. Yes.

23 Q. Okay. We will come back to that. Let's go back to your
24 first time in Buedu.

12:12:02 25 JUDGE SEBUTINDE: Mr Anyah, you have got to watch out for
26 interjecting in an answer because for example on page 74 you get
27 the witness's answer split in two and giving the totally opposite
28 effect of what he's saying. If you look at line 20 and the
29 answer he gives in 21, he says, "Not for a day in 1996.

1 I remained in Buedu 1996 until AFRC coup took place in 1997" and
2 I remember the witness continued, "I left for Kono." That was
3 1997. He then went on to say, "After ECOMOG intervention I came
4 back to Buedu for a very short time."

12:12:45 5 Now the answer, the way it is written, because of your
6 interjection says, "I left for Kono after ECOMOG intervention",
7 which is the exact opposite of what the witness said.

8 MR ANYAH:

9 Q. Mr Witness, you did not leave for Kono after the ECOMOG
12:13:02 10 intervention, right? That was a mistake?

11 A. No. After ECOMOG intervention I retreated from Kono to
12 Buedu. From Buedu I went to a place called Sengema. I spent
13 some time in Sengema and left back for Buedu. I remained there
14 until I crossed into Liberia.

12:13:22 15 Q. Thank you. We will come back to that. We are now at your
16 first time in Buedu, okay? Now Captain Kennedy orders you from
17 Koindu to go to Buedu and you arrive in Buedu some time in
18 January 1993. Would that be correct?

19 A. If our, I mean, approximate calculations are correct, yes.

12:13:54 20 Q. Because if you were in Foya as of July 1992 and if you
21 spent six months in Foya that would take you to about January of
22 1993 to arrive in Buedu, correct?

23 A. Yes.

24 Q. And in Buedu Captain Kennedy was there as well again,
12:14:14 25 right?

26 A. In Buedu, Captain Kennedy was in Koindu, Koindu,
27 K-O-I-N-D-U.

28 Q. He sent you to Buedu, right?

29 A. Yes.

1 Q. You reported to Sergeant Ngebeh, right, N-G-E-B-E-H?

2 A. There was a sergeant called Ngebeh.

3 Q. Yes. You reported to him. He was your supervisor, right?

4 A. Yes.

12:14:39 5 Q. Now what experiences did you have with radio communications
6 in your first time in Buedu?

7 A. No, I was just there charging batteries.

8 Q. Exactly.

9 A. Because I was wounded. I was not physically strong to move
12:14:55 10 to take part in any physical activity. I was in a station there.

11 Q. You were responsible for charging and recharging batteries,
12 correct?

13 A. Yes, sir.

14 Q. You did not yourself transmit any messages, true?

12:15:10 15 A. At all not.

16 Q. You did not receive any messages?

17 A. At all not.

18 Q. You did not monitor any messages?

19 A. At all not at that time.

12:15:21 20 JUDGE SEBUTINDE: Sorry, again. The interpreter is not
21 getting this, or the LiveNote is recording something totally
22 nonsensical. The answer, "Not at all." I think the witness is
23 trying to say, "Not at all."

24 MR ANYAH: They have, "I told not." I suppose it is being
12:15:45 25 recorded, so perhaps it will turn out accurately, but - yes:

26 Q. Okay, Mr Witness, we do know and we can clarify at the time
27 you were in Buedu for the first time you did not transmit any
28 radio messages?

29 A. I had not even undergone signal training at that time, so

1 therefore I had not had any idea about signal communication.

2 Q. And you did not receive any of course, right?

3 A. At all not at that time.

4 Q. And you did not monitor any radio communications, right?

12:16:24 5 A. At that time I was in Buedu. At that particular moment we
6 are talking about, no.

7 Q. And obviously from the start of the war given our
8 discussion thus far from the time you were captured by the RUF in
9 1991 through this period January 1993 you were not involved in

12:16:43 10 radio communications, right?

11 A. No.

12 Q. Okay. From Buedu you went to your village, right?

13 A. Yes.

14 Q. Because your foot was bothering you?

12:16:56 15 A. Yes.

16 Q. And you spent about, would you say, three months in your
17 village?

18 A. Yes, sir.

19 Q. So I did not ask you how long you stayed in Buedu, but
12:17:08 20 I propose to you you said you stayed there about nine months.
21 Does that sound right?

22 A. Yes, sir.

23 Q. So if you add nine months to when you got there, January
24 1993, we are now in September 1993, correct?

12:17:19 25 A. Yes, sir.

26 Q. If you add three months to September 1993 that is the
27 period you spent in your village, that would take us to December
28 1993, right?

29 A. Yes, sir.

1 Q. In December 1993 from your village you went to Giema,
2 right?

3 A. Yes.

12:17:46

4 Q. In fact you were ordered to Giema by Captain Kennedy,
5 correct? Were you ordered to Giema?

6 A. Giema, I have told the Court that I was even arrested in my
7 village of being on AWOL.

8 Q. I recall that.

9 A. And taken to Giema.

12:18:05

10 Q. Okay. So you were taken forcefully to Giema from your
11 village?

12 A. Yes.

13 Q. You were arrested because they felt you left without
14 permission, correct?

12:18:19

15 A. Yes, I tried to make it clear to them that, no, I was not
16 there just like that, but that I was there under native treatment
17 but they did not listen to me. They had to take me by force.

18 Q. So it is December 1993 and you are in Giema. Was Captain
19 Kennedy your supervising officer in Giema? Is that a no,

12:18:45

20 Mr Witness?

21 A. No.

22 Q. Who was your supervising officer in Giema?

23 A. It was Murphy. Eddie Murphy. An operator, radio operator.

24 Q. Radio operator Sergeant Eddie Murphy?

12:18:57

25 A. Yes, sir.

26 Q. At this time when you were in Giema the NPRC was in power
27 in Sierra Leone, correct?

28 A. Yes.

29 Q. National Provisional Ruling Council, yes?

1 A. Yes, sir.

2 Q. Valentine Strasser, yes?

3 A. Yes.

4 Q. How many months did you spend in Giema?

12:19:30 5 A. I think about - these figures I really cannot give any
6 exact number of weeks or months because it has taken so long, but
7 really I can remember not spending much time in Giema and I was
8 again asked to join the group to Paema.

9 Q. Well, perhaps I can refresh your recollection. You can
12:20:13 10 look at your bundle. This is as to the time period you spent in
11 Giema. Mr Witness, the document set you have on your left.

12 A. I said about three months.

13 Q. Oh, you say about three months now?

14 A. Yes, about that.

12:20:28 15 Q. So that would take us to about March of 1994, right?

16 A. Yes, sir.

17 Q. Incidentally, did you tell the Office of the Prosecution in
18 another interview that you spent three to six months in Giema?

19 A. Not three to six months, no. I did not spend up to that in
12:20:49 20 Giema. Not up to six months, no. Even the three months about is
21 an approximation.

22 Q. So, we are now up to March of 1994. Is that fair to say,
23 Mr Witness?

24 A. Yes. If our calculation is correct with regards the
12:21:06 25 estimation we are making, yes.

26 Q. And from Giema you went to Paema, correct?

27 A. Yes, sir.

28 Q. How long did you spend in Paema?

29 A. Short, short time. I did not spend much time in Paema.

1 I think not even up to - not up to a month. I did not stay long
2 in Paema.

3 Q. A few weeks?

4 A. Yes.

12:21:39 5 Q. Shall we say three weeks? I can show you where you said
6 before a few weeks.

7 PRESIDING JUDGE: I can just for the record note that the
8 witness shook his head and it appeared to be a negative way.

9 MR ANYAH:

12:21:56 10 Q. Mr Witness --

11 A. I am saying I did not even spend one month in Paema.

12 Q. Okay, so less than a month. Would it be fair to say you
13 were in Paema in April 1994?

14 A. If we are taking it by that, yes.

12:22:15 15 Q. Well you can disagree if you like, rather than say, "If we
16 are taking it like that". Do you agree you were in Paema around
17 April of 1994?

18 A. If I am talking about March and spending let us say about
19 three weeks in Paema, then in April I was there.

12:22:35 20 Q. From Paema you went to Kangari Hills, correct?

21 A. Yes, sir.

22 Q. And Kangari Hills was referred to as Jungle Headquarters,
23 right?

24 A. In Kangari Hills the hill of Kangari itself was the Jungle
12:22:57 25 Headquarters, but we had some other deployment around Kangari
26 Hills. But the hill itself was the headquarters, the Jungle
27 Headquarters, for the particular group of the RUF that went over
28 there in that particular jungle. That was commanded by Mohammed
29 Tarawalli, alias Zino.

1 Q. Okay. Who was the signal unit commander in Kangari Hills
2 when you were there?

3 A. It was Captain Nya Ni ssar, a Liberian.

4 Q. Is he also known as CO Nya?

12:23:39 5 A. That is the Nya. Nya Ni ssar.

6 Q. Did you also know him by the name Foday Lansana?

7 A. It was later on when he left Pademba Road Prison and I saw
8 him in Freetown he told me in the church that his name is changed
9 to Foday K Lansana.

12:24:04 10 Q. I see. He is also known as Nya Koto Ni ssar, right?

11 A. Captain Nya Ni ssar. He told me even that he is Mano by
12 tri be.

13 Q. A Liberian?

14 A. Yes, sir.

12:24:21 15 Q. A radio operator?

16 A. He was at that time the overall signal commander for the
17 RUF.

18 Q. He was far senior to you in the context of radio
19 operations, right?

12:24:32 20 A. Not me alone, but the other radio operators who were there.

21 Q. Indeed you were just beginning your training in radio
22 operations when you were in Kangari Hills, right?

23 A. Yes, sir. It was there I was recommended and that even
24 happened in my absence and I started reading the alphabet in
12:24:56 25 Kangari Hills, yes.

26 Q. And you arrived there as we have established around April
27 1994, correct?

28 A. Yes.

29 Q. Now Captain Nya was one of your trainers, right?

1 A. Yes, sir.

2 Q. There were also other trainees like Thomas Sombi, right?

3 A. Thomas Sombi was not training along with me. He was also
4 one of the operators who were assigned at Kangari Hills. Those

12:25:29 5 operators assigned at Kangari Hills at that time were Captain Nya
6 Nissar, Alice Pyne, Sergeant Eddie Murphy, Crystal and Thomas
7 Sombi and then Waco-Waco.

8 Q. They were already radio operators, yes?

9 A. I did not get the question.

12:25:55 10 Q. You were beginning your training, but these names you have
11 given us, Sergeant Eddie Murphy, Alice Pyne, Waco-Waco, they were
12 already functioning radio operators, right?

13 A. Yes, sir.

14 Q. You at this point were just starting, right?

12:26:09 15 A. Yes, sir.

16 Q. And your training in Kangari Hills took approximately three
17 months, correct?

18 A. Yes, sir.

19 Q. And you spent a total of approximately four months at
12:26:22 20 Kangari Hills, true?

21 A. Yes, sir.

22 Q. If you add four months to April you get to about August of
23 1994, yes?

24 A. Yes, sir.

12:26:35 25 Q. And that is when you go to Zogoda, right?

26 A. Yes, sir. I stated from Kangari Hills I proceeded to
27 Zogoda.

28 Q. Yes.

29 A. Okay.

1 Q. And you are in Zogoda now around August of 1994, yes?

2 A. I --

3 Q. Mr Witness, yes?

4 A. I did not just move to Zogoda. We spent some time trying

12:27:02 5 to manoeuvre from Kangari Hills to Zogoda and that also spent
6 some time, because we are talking about Kangari Hills. That is
7 located in Tonkolili District. That is in the northern part of
8 Sierra Leone. The Zogoda I am talking about is located in the
9 eastern province of Sierra Leone. So, there is that distance and
12:27:28 10 we were not just moving like that. We had obstacles on the road.
11 We had targets that we had got to bypass.

12 Q. Mr Witness, you explained all the impediments or obstacles
13 on the way from Kangari Hills to Zogoda. I want to focus on the
14 time when you arrived in Zogoda. If you arrived Kangari Hills in
12:27:55 15 April 1994 and if you spent four months there, we have
16 established, you left to head for Zogoda around August of 1994,
17 correct?

18 A. Yes, sir.

19 Q. Yes?

12:28:06 20 A. Yes, sir.

21 Q. Now these manoeuvrings that you have told us about, how
22 long did they take once you left Kangari Hills in August of 1994?

23 A. We spent some time moving.

24 Q. What is some time?

12:28:25 25 A. I am saying we did not just go directly. We were moving
26 from point to point in the jungle, bypassing towns.

27 Q. How long did it take you to move from Kangari Hills to
28 Zogoda when you left Zogoda in August of 1994? I am sorry, when
29 you left Kangari Hills in August of 1994?

1 A. It took some time.

2 Q. Can you give us an approximate period of time, Mr Witness?

3 Two weeks, one month, three months?

4 A. About two to three months. Two months. I cannot really

12:29:31 5 give you any exact figure.

6 Q. About two months, right? Two to three months, Mr Witness,

7 yes?

8 A. These incidents occurred long ago.

9 PRESIDING JUDGE: Mr Anyah, I think the witness has

12:29:48 10 answered the question to the best of his ability. Please move

11 on.

12 MR ANYAH:

13 Q. If we add two to three months to August of 1994, we come to

14 October 1994. Would it be fair to say you were in Zogoda, that

12:30:04 15 is arrived Zogoda, in October 1994? Mr Witness, did you arrive

16 Zogoda around October of 1994?

17 A. I was in Zogoda. I did not spend even one month and we

18 learned that Xmas was in progress. Christmas.

19 Q. Okay, would that be then that you arrived Zogoda around

12:30:56 20 November 1994?

21 A. Let us take it so.

22 Q. November of 1994, yes? Can we go to tab 6, page 6,

23 Mr Witness.

24 JUDGE SEBUTINDE: I am sorry, what did you say, Mr Anyah?

12:31:35 25 It is not recorded.

26 MR ANYAH: Yes, Justice Sebutinde. Tab 6 of the Defence

27 bundle, page 6:

28 Q. Mr Witness, these are notes taken by the Office of the

29 Prosecutor of interviews conducted with you in October of last

1 year, a little over about six months and the interviews took
2 place between 9 and 11 October 2007. At the top of the page -
3 are you with me at page 6, Mr Witness?

4 A. Yes.

12:32:16 5 Q. The very top first line on that page it says:

6 "The witness states that after Kangari Hills he went to
7 Zogoda. At this time it was late in the rainy season and Julius
8 Maada Bio was in power."

9 Do you see that, Mr Witness?

12:32:34 10 A. Yes, sir.

11 Q. Are you aware that Julius Maada Bio became leader of Sierra
12 Leone on 16 January 1996? Mr Witness, are you aware of that?

13 A. In Zogoda:

14 "The witness states that after Kangari Hills he went to
12:32:59 15 Zogoda. At this time it was late in the rainy season ..."

16 When I was in Zogoda I remained in Zogoda until
17 Strasser-King was overthrown by Maada Bio and that was the NPRC.

18 Q. Mr Witness, you have just told us you arrived in Zogoda in
19 November 1994. We have established that. The NPRC was in power
12:33:33 20 until January of 1996. You told the Prosecution you were in
21 Zogoda when Julius Maada Bio was in power?

22 MR BANGURA: Just one point. The name is Bio. Julius
23 Maada Bio.

24 MR ANYAH: Bio, yes:

12:33:53 25 Q. Well, you told the Prosecution that you arrived in Zogoda
26 when Julius Maada Bio was in office, yes? It is written there.
27 You can see it.

28 A. I said I remained in Zogoda when Kabbah took over from
29 Maada Bio.

1 Q. Mr Witness, there is a difference between November 1994 and
2 January 1996, right? Over a year's difference. Do you see the
3 next sentence? It says:

4 "The witness was in Zogoda when Kabbah was elected the
12:34:34 5 first time and still in Zogoda after Foday Sankoh left for the
6 Ivory Coast. He remained in Zogoda until December 1996 when they
7 were dislodged by the Kamajors."

8 Do you see that, Mr Witness?

9 A. It is there. I am seeing it, sir.

12:34:51 10 Q. I want to go back to when you first arrived in Zogoda. We
11 have chronicled your movements and we came to the agreement that
12 you arrived Zogoda in November 1994. Can you account for where
13 you were between November 1994 and January 1996?

14 A. When I left Zogoda I went - I'm sorry. From Kangari Hills
12:35:13 15 I went to Zogoda. I remained in Zogoda until we were dislodged
16 and I can remember in Zogoda there came a time when Strasser King
17 was overthrown. At that time I was now in Zogoda.

18 Q. Are you saying that when the NPRC was in power you were in
19 Zogoda?

12:35:34 20 A. Yes, sir.

21 Q. That is correct, because they were in power through January
22 1996. The question is: Why did you tell the Office of the
23 Prosecution six months ago that the time you arrived Zogoda was
24 when Julius Maada Bio was in office?

12:35:55 25 A. I am not saying he was in office before I arrived at
26 Zogoda. I am saying during my stay in Zogoda I could remember,
27 because they asked me to state some important event that
28 occurred. Then I recorded, or recalled, the overthrow that took
29 place when Strasser King was overthrown by Maada Bio and again

1 the establishment of communication with the SLAs, that were Tom
2 Nyuma and the general adjutant of the RUF CO Kposowa who was
3 going to Abidjan communicating with Tom Nyuma, the soldiers and
4 coming back to Zogoda to give brief or salute report about the
12:36:41 5 meeting in Abidjan. I was at that time in Zogoda.

6 Q. So you are saying that what I have just read to you is
7 incorrect, Mr Witness?

8 A. Maybe they got my information on the other hand, but what
9 really I know and I can recall is that I was in Zogoda when

12:37:04 10 I left Kangari Hills and in Zogoda I was there when Maada Bio was
11 overthrown and when Corporal Sankoh left us and went to
12 Yamoussoukro, that is Cote D'Ivoire, and we remained there until
13 the elections of President Kabbah, the first election.

14 Q. Do you see how this sentence reads, this paragraph, that it
12:37:27 15 is tracking events going on in Sierra Leone with your movements.

16 Do you see that it says: "The witness states that after Kangari
17 Hills he went to Zogoda. At this time it was late in the rainy
18 season and Julius Maada Bio was in power." It then says: "The
19 witness was in Zogoda when Kabbah was elected for the first time

12:37:46 20 and still in Zogoda after Foday Sankoh left for the Ivory Coast."
21 Do you see that these events are tracking your movements,
22 Mr Witness?

23 A. I was asked to state the events that occurred when I was in
24 Zogoda and those were the events I stated. I was asked to state
12:38:04 25 the events that occurred I could remember when I was in Zogoda.

26 Q. So this paragraph is in error when it suggests you told
27 them that the time you arrived Zogoda coincided with when Julius
28 Maada Bio was in power?

29 A. Those were the events. Those were the events I can

1 remember in Zogoda and it occurred, because - and I was really
2 not certain with the date and they asked me to recall some of the
3 important events that occurred during that period.

12:38:43 4 Q. Mr Witness, do you see that you have a problem here? If
5 you arrived in November of 1994 and you are on record as saying
6 you spent one year in Zogoda, that would mean you left Zogoda at
7 the end of 1995.

8 A. Left Zogoda for where? Because I came from Kangari Hills.
9 I left Kangari Hills for Zogoda.

12:39:07 10 Q. Let me ask you this then, Mr Witness: How long did you
11 spend in Zogoda? The entire time, how long was it?

12 A. I was in Zogoda, those events I can still recall,
13 overthrow - I mean Strasser King was overthrown.

14 PRESIDING JUDGE: Mr Witness, the question was how long did
12:39:30 15 you stay in Zogoda?

16 MR ANYAH:

17 Q. How long, Mr Witness?

18 A. One and a half - one year some months.

19 Q. You are changing it, Mr Witness, as we go along, are you
12:39:57 20 not?

21 A. One year some months. I cannot really be precise to say
22 I spent one month three days, or one month three weeks. But
23 I can recall those events because even when I was giving this
24 statement I told the investigators that the event occurred for
12:40:19 25 quite a long time now. So to really give a precise let's say
26 duration of time I spent in those areas was difficult.

27 Q. Can we go to tab 1, your first interview with the Office of
28 the Prosecutor. First page, Mr Witness. Are you with me,
29 Mr Witness, very first page?

1 A. Yes, sir.

2 Q. If you go down a few lines you will see, "Posted to
3 headquarters at Zogoda for a year." Do you see that, Mr Witness,
4 "Posted to Zogoda" - well, "Posted to headquarters at Zogoda for
12:41:01 5 a year"? Do you see that, Mr Witness? If you go up at the top
6 of the page and you move downwards - I wonder if Madam Court
7 Officer can assist the witness. It's about I would say seven
8 lines down and it says - this is what they have you on record as
9 telling them on 7 July 2006. It says, "Posted to headquarters at
12:41:41 10 Zogoda for a year." Do you see that, Mr Witness?

11 A. These figures were estimated. I keep saying it.

12 Q. Mr Witness, do you see that?

13 A. Yes, sir.

14 Q. Shall we go to tab 2, page 5. If you look at the bottom
12:42:04 15 right-hand corner in tab 2 to page 5.

16 A. Yes.

17 Q. Mr Witness, do you see the ERN number at the top that says
18 00022018?

19 A. Yes.

12:42:18 20 Q. If you go down that page and you go to the second to last
21 paragraph you see where you see your name it says, "Witness left
22 Zogoda in December 1995." Do you see that, Mr Witness?

23 A. That was just a mistake.

24 Q. Mr Witness, do you see that?

12:42:37 25 A. Yes, sir.

26 Q. It is written there, right?

27 A. Yes, sir.

28 Q. December 1995, yes?

29 A. Yes, sir.

1 Q. It says, "Witness left Zogoda in December 1995 after the
2 RUF were dislodged from there by Kamajors." Yes?

3 A. Yes, sir.

12:42:57

4 Q. This coincides, if you count where we got to, November
5 1994, you add one year it will take you to about November 1995,
6 would it not, Mr Witness?

7 A. Yes, it will if we --

8 Q. Yes, Mr Witness.

12:43:10

9 A. Yes, sir, but this point was rectified. I made the
10 rectification that it was not '95, but '96. I stated this one to
11 the investigators, that it was '96.

12 Q. Yes, I believe you did. But the point is that at two
13 different places you have said you spent one year in Zogoda.
14 That is what they amount to, right?

12:43:33

15 A. Yes. Let me explain. I did not just go to Zogoda and
16 started operating. I spent some time, almost nine months, at the
17 training. I spent some time, three months, and another six
18 months during the training exercise still in Zogoda. The posting
19 I was talking about when I completed the training - when
20 I completed the training I started operating as radio operator.

12:44:03

21 Q. Yes, but, Mr Witness, when they asked you the question how
22 long you were in Zogoda you told them you were there for a year.

23 A. No, when I said I went posted. That was after the training
24 exercise, because I went there still under training and spent
25 some time in Zogoda training and after the training period I was
26 posted to the headquarter as an operator. I did not just go to
27 Zogoda and began operating the radio, no.

12:44:23

28 Q. So your evidence in court is that from November 1994 you
29 stayed through the end of 1995 in Zogoda and earlier on you said

1 a year and a few months, right?

2 A. Yes.

3 Q. That's what you said?

4 A. Yes.

12:45:01 5 Q. That brings us into 1996, right?

6 A. Yes.

7 Q. How many months would you say in 1996 you spent in Zogoda?

8 A. I lived in Zogoda until some time in December. I left
9 Zogoda manoeuvring to Giema. I can remember crossing into Giema

12:45:21 10 in December 1996.

11 Q. You are saying that you spent two years in Zogoda. Is that
12 your evidence now in court?

13 A. I am saying one year some months.

14 Q. Well, if you got there in November 1994 and if you say you

12:45:39 15 left in December 1996 that is over two years, correct,

16 Mr Witness?

17 A. Remember we have been estimating the number of months
18 I spent in some other areas before finally coming to Zogoda.

19 Q. Mr Witness, when we went through the estimates you did not
12:46:00 20 disagree, you agreed, and we arrived at November 1994. You are
21 now telling this Court that you spent two full years in Zogoda.
22 Is that your evidence, Mr Witness?

23 A. That is not my evidence. I stated that even the
24 calculations - I said if we are accepting the approximations
12:46:22 25 I said that would be the number and all we have been talking was
26 approximations. My crossing - I mean, my leaving Zogoda for
27 Buedu I stated was in 1996. That correction was made to the
28 investigators before now.

29 Q. Okay. In Zogoda you said you were trained by Foday Sankoh,

1 yes?

2 A. Foday Sankoh, yes, and one Pa Tucker, a retired lieutenant
3 Pa Tucker.

4 Q. Overall signal unit commander was Sergeant Alfred or Major
12:47:05 5 Alfred, right? Was Major Alfred the overall signal commander for
6 the signal unit in Zogoda?

7 A. In Zogoda it was - the overall was still Captain Nya.
8 Later on when we went to Buedu it was at that time Major Alfred
9 took over command. Alfred Brown took over command from Nya when
12:47:37 10 we retreated from Zogoda back to Buedu.

11 Q. Did you tell the Office of the Prosecutor that you saw CO
12 Nya in Zogoda just once?

13 A. Yes.

14 Q. But now you are telling us he was the overall signal unit
12:48:15 15 commander in Zogoda?

16 A. I said the overall signal commander of the RUF and not
17 necessarily he was supposed to be in Zogoda.

18 Q. My original question was whether in Zogoda Major Alfred, a
19 Liberian, was the overall unit or signal unit commander?

12:48:34 20 A. No, in Zogoda Alfred Brown in fact was not there. Alfred
21 Brown was not there. He was --

22 Q. Sorry. Go ahead, Mr Witness.

23 A. Mr Alfred Brown was not in Zogoda even. Nya was the
24 overall commander, but in the northern jungle at Kangari Hills,
12:48:52 25 but still the overall commander of the RUF.

26 Q. When I say Major Alfred are we talking of the same person?
27 You're saying Alfred Brown and I'm saying Major Alfred.

28 A. That is the Alfred I know was the overall signal commander
29 at some point in time taking command - I mean taking the

1 Leadership of the signal unit from Captain Nya.

2 Q. But are you saying he was not based in Zogoda?

3 A. He was not. Nya also was not based in Zogoda. Of course
4 Nya paid a visit at some point in time when I was in Zogoda.

12:49:35 5 Q. Your immediate or overall signal unit commander at the time
6 you were in Zogoda, let's say the first period of time, was Sahr
7 James, correct?

8 A. Yes, Zedman. He was later on sent to a training base
9 because Corporal Sankoh accused him of indiscipline, so Dauda
12:49:57 10 Alfred Fonné, Daf, came to take over his post and then he was
11 there for some time.

12 Q. And then eventually he went with Foday Sankoh to Cote
13 D'Ivoire, right?

14 A. It was Sahr James, yes.

12:50:11 15 Q. Yes, and then Martin Moïnama came back from Cote D'Ivoire
16 to Zogoda to head the signal unit, right?

17 A. Martin Moïnama did not come from La Cote D'Ivoire.

18 Q. He came to head the signal unit after Sahr James left,
19 right?

12:50:29 20 A. Yes, but he did not come from La Cote D'Ivoire.

21 Q. Okay, I understand.

22 A. Martin Moïnama, alias Cat - The Cat - came from the western
23 jungle. He was the radio operator for Mohammed Tarawalli, alias
24 Zino, who came to take over command of the RUF in the absence of

12:50:48 25 Corporal Sankoh. At that time Corporal Sankoh was in
26 Yamoussoukro on the peace accord.

27 Q. My question really was to establish that when Sahr James
28 left the person in charge of the signal unit in Zogoda was Cat,
29 or Martin Moïnama. Would that be fair to say, Mr Witness?

1 A. Yes, sir.

2 Q. And you reported to him, right? You reported to him?

3 A. Yes.

4 Q. At that time, yes?

12:51:16 5 A. Yes.

6 Q. You received training at Zogoda at this point, right, for
7 radio operations, yes?

8 A. Yes.

9 Q. And you told us previously Foday Sankoh trained you, yes?

12:51:28 10 A. Yes.

11 Q. Sahr James also trained you, yes?

12 A. Sahr James trained me, yes, how to operate the radio when
13 I went there on set, that was correct, and the codification and
14 some other pro words, yes.

12:51:52 15 Q. Daf, Dauda Fonnio, also trained you, right? Dauda Alfred
16 Fonnio, also known as Daf, also trained you, yes?

17 A. I did not take training from Dauda Alfred Fonnio. Of
18 course, they were our senior radio operators. Wherever we had
19 difficulty they were consulted, or we consulted them, to lead us
12:52:25 20 through.

21 Q. Now at this point in Zogoda if a call came from Liberia
22 I recall you telling us last week that you being a junior radio
23 operator were not permitted to handle the call, yes?

24 A. Yes, at all I was not.

12:52:39 25 Q. Indeed the people who were allowed to handle such calls in
26 Zogoda were Daf, Zedman, Captain Nya Nissar, or Major Alfred, or
27 Foday Sankoh, yes?

28 A. No, I had stated that it was the senior operator who was
29 allowed to call. Nya would receive call from the Liberian

1 station, but Nya was not in Zogoda. They were - Nya was one of
2 the people who were allowed to communicate with the radios in -
3 I mean, from Liberia.

4 Q. Mr Witness, can we go to tab 2, pages 4 and 5, Mr Witness.

12:53:51 5 If you start on page 4, are you with me, Mr Witness?

6 A. Yes, sir.

7 Q. These are records of your interview with the Office of the
8 Prosecutor. If you go down to the third full paragraph that
9 starts "In Zogoda ...", do you see that, Mr Witness?

12:54:05 10 A. Which of the paragraphs?

11 Q. If you count the first one, second one and then the third
12 one --

13 A. Yes.

14 Q. -- do you see where it says, "In Zogoda, his only duties
12:54:14 15 were to receive and transmit messages"? Do you see that,
16 Mr Witness?

17 A. Yes.

18 Q. The paragraph reads, "In Zogoda his only duties were to
19 receive and transmit messages."

12:54:28 20 A. Yes, sir.

21 Q. "... when he received a message from 'the other side' (i.e.
22 Liberia) he had to get James to talk to them; he wasn't allowed
23 to talk to them; they weren't allowed to call 'the other side';
24 the Liberians called them."

12:54:44 25 Do you see that Mr Witness?

26 A. Yes, sir.

27 Q. That is correct, yes?

28 A. Yes.

29 Q. And if you turn to the next page, page 5, ending ERN number

1 2018 - are we there, Mr Witness?

2 A. Yes.

3 Q. If we go to the top of the page, first full paragraph, this
4 is what you have just told us:

12:55:07 5 "For one month in early 1995, 'Daf' (Dauda Forni e) replaced
6 from Zedman who was sent to training base for a month for
7 disciplinary reasons."

8 Then the next paragraph:

9 "Daf or Zedman or (Captain) Nya Ni ssar or Major Alfred or
12:55:26 10 Foday Sankoh were the only people (Witness) knew of who could
11 talk to 'the other side' at this time".

12 Do you see that, Mr Witness?

13 A. Yes.

14 Q. That also includes Captain Nya as one of those who could
12:55:37 15 talk to the other side when you were in Zogoda, correct?

16 A. I am saying I was - my statement is categorical. In the
17 RUF - and here I am not saying just in Zogoda it was Nya Ni ssar
18 who had the authority to call. Nya was in Kangari Hills, but
19 still communicating with the other side. He would get
12:55:57 20 information from them, put it in code and pass it on to the
21 headquarters station. Here I made mention my duty was to receive
22 and transmit message. I was not getting message from them
23 directly. They called on the radio, "35 Bravo, 35 Bravo", and
24 I responded that, "35 Bravo was on the net". Then thereafter
12:56:22 25 I had to call the senior radio operator to come and talk to them.

26 Q. Mr Witness, can we go to tab 7, page 5. Have you found it,
27 Mr Witness?

28 A. Page what? 5?

29 Q. Yes.

1 A. Yes.

2 Q. At the top of the page, very top, to be sure the ERN number
3 ends in 5040. Do you see that, Mr Witness?

4 A. Yes.

12:57:10 5 Q. There is a sentence that says, "Jungle went with Sam
6 Bockarie on board the helicopter to Monrovia." Do you see that?

7 A. Yes, sir.

8 Q. "Sam Bockarie got his satellite phone and Martin had a
9 satellite phone as well in Buedu." Do you see that, Mr Witness?

12:57:27 10 A. Yes.

11 Q. That Martin that you referred to there is that Martin
12 Moinama, or is that another Martin?

13 A. No, another Martin.

14 Q. This one?

12:57:37 15 A. Yes.

16 Q. What was the last name of this Martin?

17 A. That is Martin Caulker. Martin Caulker joined the RUF when
18 AFRC took over and the RUF was called to join forces with them.

19 Sam Bockarie went to Freetown, so during ECOMOG intervention that
12:57:58 20 was the time Martin Caulker retreated together with Sam Bockarie

21 to Buedu. We met Martin Caulker in Buedu. In fact, he was later
22 on code named Tropical. He was in Liberia. He went together

23 with Sam Bockarie to Liberia. It was Martin Caulker who was in
24 charge of the other branch of communication. He had a computer

12:58:26 25 and the satellite phone in Buedu in Sam Bockarie's house.

26 Q. Mr Witness, can we go to tab 6, page 21.

27 A. I am there.

28 Q. Are you there, Mr Witness?

29 A. Yes, sir.

1 Q. If you look at paragraph 86 and if you go a few lines down
2 to the first - the second full sentence it says or reads:

3 "At some point during the Abidjan Peace Accord while Sankoh
4 was in the Ivory Coast Sankoh sent money with Martin to Sam

12:59:27 5 Bockarie in Buedu to buy ammunitions from ULIMO-K."

6 Do you see that, Mr Witness?

7 A. Yes.

8 Q. To which Martin are you referring?

9 A. Martin, The Cat, the radio operator.

12:59:37 10 Q. Is that Martin Moinama?

11 A. Martin Moinama, The Cat.

12 Q. Different from Martin --

13 A. Martin Caulker. At that time Martin Caulker I am talking
14 about had not joined the RUF.

12:59:49 15 Q. So Martin Moinama went with Foday Sankoh to the Ivory
16 Coast, yes?

17 A. It was Sahr James who went with Corporal Sankoh to
18 Yamoussoukro, but later on Sahr James came back with a satellite
19 phone and a fax machine. Then Corporal Sankoh asked for
20 replacement of Sahr James. It was at that time Martin Moinama

13:00:10 20

21 was appointed to go to La Cote D'Ivoire and, after the departure
22 of Martin Moinama, Corporal Sankoh again requested for another
23 radio operator to stay in Danane and the radio operator who was
24 appointed to go there was Sergeant Eddie Murphy. Eddie Murphy
25 was in Danane and Martin, The Cat, was with Corporal Sankoh in
26 Yamoussoukro.

13:00:32

27 Q. Did Martin, The Cat, come back to Zogoda after he went to
28 La Cote D'Ivoire?

29 A. He came back to Buedu. He came back to Buedu. He was

1 given some amount of money to be taken to Sam Bockarie in Buedu.
2 At that time ECOMOG was carrying out disarmament in Liberia and
3 the ULIMO-K, who were assigned along the Sierra Leone/Liberian
4 border, used to cross into Buedu with ammunitions and Sam
13:01:09 5 Bockarie used to buy those ammunitions from them.

6 Q. Were you in Buedu when Martin, The Cat, came back from La
7 Cote D'Ivoire with money to buy ammunitions from ULIMO-K?

8 A. I think that was early 1997. He of course --

9 Q. The question --

13:01:40 10 A. -- came late 1996 and remained there until early 1997. It
11 did not take too long then AFRC coup occurred and Sam Bockarie
12 was called to move and join forces with the AFRC upon the
13 instructions by Corporal Sankoh over the BBC that the RUF were to
14 join forces with the AFRC. They were brothers.

13:02:11 15 Q. Do you know if Martin joined the AFRC?

16 A. When Martin returned to Abidjan, when Martin returned,
17 before their departure I mean Martin and Corporal Sankoh had a
18 pending trip at hand to move to Nigeria, and Martin on that very
19 day they were going communicated with us in Buedu that they were
13:02:37 20 poised to take off for Nigeria. When Sankoh was arrested later
21 on Martin Moinama came, but when he came at that time it was the
22 junta period. According to information, because I was not there
23 when he was arrested by Sam Bockarie and General Issa and others
24 and from that time I do not know his whereabouts and I have not
13:03:03 25 had any information further, but that he was arrested by Sam
26 Bockarie and General Issa Sesay and queried the fact that he
27 jumped into the bush and they opened fire behind him. That was
28 what I heard, but I was not there myself when this incident
29 occurred, but that was the news going around and friends did

1 confirm to me that that was what happened.

2 Q. When was he arrested and by whom?

3 A. That was in 1997 after the AFRC coup that Martin returned
4 to Sierra Leone, and when he returned he was arrested by Sam
13:03:37 5 Bockarie and General Issa Sesay and they queried him for leaving
6 the leader behind and they opened fire behind him and he jumped
7 into the bush, but from that time I have not set eyes on Martin
8 Moinama.

9 Q. Well if it was Foday Sankoh who sent him back with money,
13:04:04 10 why would they say he abandoned the leader?

11 A. No, that was not the time. He had returned with the money.
12 He came with the money before he left and they set in for Nigeria
13 where Corporal Sankoh was arrested.

14 Q. Are you sure of that, Mr Witness?

13:04:18 15 A. Yes, sir.

16 Q. So, he went - is your evidence that he went to La Cote
17 D'Ivoire shortly after Zedman came back to Zogoda, right?

18 A. Yes.

19 Q. And then shortly thereafter he was sent by Foday Sankoh
13:04:35 20 with money to buy ammunitions from ULIMO-K?

21 A. Yes, yes.

22 Q. And then your evidence is that he went back to La Cote
23 D'Ivoire?

24 A. Yes.

13:04:47 25 Q. And then he came back again?

26 A. When he left back for Cote D'Ivoire he and Corporal Sankoh
27 left for Nigeria and when Corporal Sankoh was arrested he had to
28 run back to Abidjan and from there he came back to Sierra Leone,
29 but during this time it was the junta period and when he came,

1 according to information, because I was not there, he was
2 arrested by General Issa Sesay and Sam Bockarie.

3 Q. Do you know where Martin Moinama is today?

4 A. No, sir.

13:05:22 5 Q. Have you heard about the whereabouts of Martin Moinama?

6 A. What I heard about Martin Moinama when he left - I mean
7 Nigeria to Yamoussoukro into Sierra Leone is that he was arrested
8 by Sam Bockarie and General Issa Sesay and that they queried him,
9 he had to run into the bush and they opened fire behind him.

13:05:54 10 From that time I have not heard any further information about him
11 and again I have not set eyes on him, so I do not know his
12 whereabouts.

13 Q. Do you know somebody by the name of Pa Kallon, K-A-L-L-O-N?

14 A. We had two Pa Kallons.

13:06:23 15 Q. Did you know both of them?

16 A. Yes, sir.

17 Q. Tell us about them?

18 A. The first Pa Kallon I know was the man who at some point in
19 time used to travel with Corporal Sankoh from Liberia into Sierra
13:06:39 20 Leone. And again this same Pa Kallon at some point in time was
21 part of the external delegate or external delegation who went to
22 Abidjan on peace accord. That is one Pa Kallon. The other Pa
23 Kallon was just a sort of combatant. He was on the field. The
24 first Pa Kallon I spoke of was more in charge of diplomatic
13:07:11 25 missions as they called it.

26 Q. And you are absolutely sure that Foday Sankoh sent Martin
27 Moinama to come back to Buedu to buy ammunitions from ULIMO-K?

28 A. Yes, sir. When he came he was --

29 Q. How long - I'm sorry, go ahead, Mr Witness?

1 A. When Martin Moinama came he was with us in the signal unit
2 house. We lived in the same house.

3 Q. In Buedu?

4 A. Yes.

13:07:44 5 Q. How long after Sankoh left - first of all when did Sankoh
6 leave Zogoda for Cote D'Ivoire?

7 A. I think it was in 1996.

8 Q. The beginning, the middle, the end?

9 A. Not the beginning. Not the beginning because we spent some
13:08:26 10 time communicating with ICRC. I can still remember the name of
11 the radio operator for ICRC. I used to receive call from Primo.
12 Primo was the one on set at that time calling and it was ICRC
13 that facilitated the movement of Corporal Sankoh from a place
14 around Jui Koya. We were sending signal as to where Corporal
13:08:55 15 Sankoh would be picked.

16 Q. The question was can you give us an estimate of which
17 month?

18 MR BANGURA: Your Honours, we could be helped with some
19 spellings here. Jui Koya came up. I am not sure whether
13:09:14 20 my learned friend wants to help us.

21 MR ANYAH:

22 Q. Mr Witness, can you spell Jui Koya?

23 A. Yes.

24 Q. Please kindly spell it for us?

13:09:26 25 A. J-0-I, Jui, K-0-Y-A-H, Koya.

26 Q. Can you give us an approximate time of when Foday Sankoh
27 left for Abidjan?

28 A. I am saying I can recall it was in 1996.

29 Q. Yes and shortly after he left how soon after did Martin

1 Moinama go with him?

2 A. At first he left together with Sergeant Sahr James, alias
3 Zedman, 24 code named.

13:10:13

4 Q. But I thought you just told us a few minutes ago that it
5 was only after Zedman returned - I thought you told us a few
6 minutes ago that when Zedman left --

7 A. I have not changed that statement.

8 Q. -- Martin Moinama took over, right?

13:10:35

9 A. Yes, when Sergeant Zedman was in Abidjan Martin Moinama
10 came together with Zino, Mohamed Tarawalli, and Martin Moinama
11 took over the unit in Zogoda. He was the commander. I have
12 stated that.

13 Q. So he could not have left for Cote D'Ivoire at the same
14 time as Zedman, right?

13:10:52

15 A. No.

16 Q. And what I am asking you is using the starting point of
17 when Corporal Foday Sankoh left for Cote D'Ivoire how many weeks,
18 months - how many days, weeks or months passed before Martin
19 Moinama arrived at Zogoda?

13:11:08

20 A. When Corporal Sankoh left it did not even take one month
21 and alias Zino, Mohamed Tarawalli, left the western jungle and
22 came to take over command in Zogoda and he came together with
23 Martin Moinama, so Martin Moinama took over the overall signal
24 unit in Zogoda. Not the entire RUF, but the unit in Zogoda. And
13:11:34 25 Martin Moinama was serving Zino and Zino was in command in the
26 place of Corporal Sankoh.

27 Q. How long did Moinama serve Zino for before Moinama went to
28 Cote D'Ivoire?

29 A. He spent a few months, few months. Moinama left for Cote

1 D'Ivoire when Zedman returned to Zogoda with fax machine and a
2 satellite phone.

3 Q. Are you sure Martin Moinama did not leave for Cote D'Ivoire
4 in the same month Foday Sankoh left for Cote D'Ivoire?

13:12:13 5 A. Not the same month, not the same month.

6 Q. A few months, you said?

7 A. Yes, sir.

8 Q. How many months are we talking about?

9 A. I cannot give the exact number of months, but it was more
13:12:25 10 than a month when Corporal Sankoh left. And Zedman returned
11 first to Zogoda with the satellite phone and the fax machine.
12 Later Martin Moinama was asked or commanded to go to Abidjan to
13 serve the leader, Corporal Sankoh. In fact during the time of
14 the retreat Zedman was captured by the Kamajors.

13:12:52 15 Q. I see. Mr Witness, when you got to Zogoda was Martin
16 Moinama already in Zogoda?

17 A. He was not there. He met me in Zogoda.

18 Q. Was Martin Moinama in Zogoda in 1994?

19 A. No.

13:13:07 20 Q. Are you sure, Mr Witness?

21 A. He was not there at all.

22 Q. Did you tell the Prosecution he was there in 1994?

23 A. I cannot remember telling the Prosecutors that Martin was
24 there when I arrived there for training.

13:13:24 25 Q. Do you know somebody by the name of Steve Bio, Mr Witness?

26 MR BANGURA: The pronunciation is Bio.

27 THE WITNESS: Bio?

28 MR ANYAH:

29 Q. I'm sorry. Bio, Mr Witness. Steve Bio, Mr Witness, B-I-O.

1 A. I can remember that name Steve Bio.

2 Q. And who is Steve Bio?

3 A. That he was also a man working in the interests of the
4 external delegation of the RUF and the external delegation of the
13:13:57 5 RUF comprises one Palmer - Captain Palmer, Deen-Jalloh, and Faya
6 Musa who was the spokesperson of the RUF at that time, Pa Kallon
7 and one other woman I don't know, Iye, something Iye. And Steve
8 Bio used to direct them, used to move with them, more especially
9 during the time the general adjutant of the RUF Kposowa had
13:14:27 10 communication link with the soldiers, the Sierra Leone soldiers.

11 MR BANGURA: Your Honours, the spelling - the witness
12 mentioned a name and again what comes up is "eyes".

13 THE WITNESS: Iye. I-Y-E.

14 MR ANYAH: Madam Court Officer, could you kindly help me
13:14:51 15 pass out a few documents. I think I have enough for each person
16 to have a copy of each, including the witness. There are two
17 different documents:

18 Q. Mr Witness, these are documents disclosed to the Defence by
19 the Office of the Prosecutor. They are records of the trial, the
13:16:37 20 treason trial, of Foday Sankoh before the High Court of Sierra
21 Leone in Freetown. The presiding justice in that case was
22 Justice Samuel Ademosu, A-D-E-M-O-S-U, and the trial took place
23 in October of 1998. I would refer you first, Mr Witness, to the
24 document with ERN number beginning at 00008261. Do you see that
13:17:19 25 document, Mr Witness?

26 A. Yes, sir.

27 Q. You see "The State v Corporal Foday Saybana Sankoh" at the
28 top, right?

29 A. Yes.

1 Q. If you flip over to the next page, top right-hand corner,
2 you see it says, "Before the Honourable Justice SA Ademosu", yes?

3 A. Yes.

4 Q. If you flip over one page to the page with ERN number 8271
13:17:55 5 you see at the bottom it says "jury panel", do you see that,
6 Mr Witness?

7 A. Yes.

8 Q. You flip one more page, the page with ERN number 8274. Now
9 this is not very clear and that's why I have the second document
13:18:17 10 with me. Are you at that page that says - Mr Witness, are you at
11 the page that says --

12 A. Page?

13 Q. That ends with ERN number 8274. The number is in the
14 middle of the page.

13:18:31 15 A. Yes.

16 Q. You see that? If you look beneath that ERN number there
17 are words that are not very legible but there is a word "SOB" and
18 it says, "I", and I'll read it, "am Martin Moinama." Do you see
19 something to that effect on that page, Mr Witness?

13:19:01 20 A. State the number, the line?

21 Q. Between paragraphs 5 and 10.

22 A. Okay.

23 Q. Do you see something to the effect of "Moinama" on that
24 line?

13:19:14 25 A. Yes.

26 Q. Do you see that it says, "I now live at New England Ville
27 prison, Freetown"?

28 A. Yes.

29 Q. "Prior to my going to Freetown I was an RUF soldier." Do

1 you see he that?

2 A. Yes.

3 Q. "I became RUF soldier", and then the word is, "since May
4 1991." Do you see that?

13:19:34 5 A. Yes.

6 Q. It says, "I know the accused very well. I was signaller to
7 the accused since 1994." Do you see that?

8 A. Yes.

9 Q. And if you go down a few lines to paragraph 15, do you see
13:19:53 10 that?

11 A. Yes.

12 Q. You go down a little bit more it says, "I surrendered to
13 ECOMOG on 16 March 1998." Do you see that, Mr Witness?

14 A. Yes.

13:20:04 15 Q. It says, "The accused was the rebel leader of RUF
16 organisation." Yes?

17 A. Yes.

18 Q. Shall we turn to the next page, Mr Witness? In the middle
19 of the page is paragraph 15. Do you see that, Mr Witness?

13:20:23 20 A. Yes.

21 Q. Paragraph 15 reads, "After some time he decided to send me
22 to Pendembu Town for training as a signaller." Do you see that?

23 A. Yes.

24 Q. Then it says, "I started working directly with the accused
13:20:41 25 at Zogoda guerilla camp in 1994." Do you see that, Mr Witness?

26 A. Yes.

27 Q. It says, "Zogoda is in Kenema District. I was with the
28 accused since 1994. I was with the accused in Abidjan." Do you
29 see that, Mr Witness?

1 A. Yes.

2 Q. "The accused first left for Abidjan in July 1996. I went
3 to join him in Abidjan also in the month of July 1996." Do you
4 see that, Mr Witness?

13:21:07 5 A. Yes.

6 Q. "I was with the accused until we went to Nigeria. I went
7 with the accused to Nigeria some time in 1997. I was the
8 signaller." Do you see that, Mr Witness?

9 A. Yes.

13:21:20 10 Q. Now the Prosecution gave us these documents, Mr Witness?

11 A. Yes.

12 Q. And they are the testimony Martin Moinama gave in the
13 treason trial of Foday Sankoh. Moinama is saying he was in
14 Zogoda in 1994. You just told us he was not.

13:21:36 15 A. I did not say he was not. I said I did not meet him there.

16 Q. I have just read to you that Moinama says he stayed with
17 the accused. It says, "I was with the accused since 1994."

18 A. But I did not meet Moinama. Moinama by the time I got to
19 Zogoda had already taken assignment with Mohamed Zino. They went
13:22:07 20 through - Moinama and others went through Sierra Rutile. They
21 went to Moyamba and they got to Malal Hill and they got assigned
22 to Mohamed Tarawalli, alias Zino.

23 Q. Moinama was the personal signaller of Foday Sankoh; true or
24 false?

13:22:28 25 A. He became - he was trained by Corporal Sankoh, that is
26 true. But by the time I went to Zogoda Martin Moinama was not
27 there again. Moinama Martin was not there again.

28 Q. But you told us you were in Zogoda - at least when we did
29 the computation you arrived Zogoda November 1994, right? Yes?

1 A. Yes, that was the estimate, yes.

2 Q. And you told us you were in Zogoda when Foday Sankoh left
3 for Abidjan, true?

4 A. Yes.

13:22:57 5 Q. And Martin Moinama is telling Justice Ademosu and a jury in
6 Freetown that he was in Zogoda at the same time, Mr Witness?

7 A. 1991 is a year. Begins from January and ends December.
8 Maybe he was there in 1991 but early stage of 1991.

9 Q. We are talking of 1994?

13:23:20 10 A. 1994. I mean maybe the early stage of 1994 before I got
11 there.

12 Q. Let's go to '96. You were there when he left - when Foday
13 Sankoh left for Abidjan, right?

14 A. Yes.

13:23:31 15 Q. You said Foday Sankoh left with Zedman, true?

16 A. Yes, sir.

17 Q. Martin Moinama is saying he was also at Zogoda in July 1996
18 when Foday Sankoh left for Abidjan?

19 A. When Foday Sankoh left it was at that time Martin Moinama
13:23:49 20 and alias Zino came to take care of Zogoda.

21 Q. So let's be sure. When Moinama says he started - he was
22 with the accused - he says here, it reads, "I started working
23 directly with the accused at Zogoda guerilla camp in 1994." When
24 he testified in Sierra Leone he was lying because according to
13:24:10 25 you he was not in Zogoda in 1994. Is that your evidence?

26 MR BANGURA: Objection, your Honour.

27 THE WITNESS: I did not meet him in Zogoda.

28 PRESIDING JUDGE: Just pause, Mr Witness. Yes, Mr Bangura?

29 MR BANGURA: I believe my learned friend when he first

1 started questioning the witness on the testimony of Moinama, the
2 first question I believe, and I will stand corrected, was whether
3 Moinama was not in Zogoda in '94 and the witness I believe
4 answered that, that he did not know - he would not have known
13:24:41 5 because he went to Zogoda at a later point and that answer is for
6 all purposes on the record already. My learned friend now is
7 suggesting that the witness is lying and putting the same
8 question to him that he has answered already which is not right.

9 PRESIDING JUDGE: Mr Anyah?

13:24:58 10 MR ANYAH: I am reading testimony by another person at
11 another proceeding to the witness about the particular time frame
12 and there is a dispute on the record according to what this
13 witness says. Before I brought this transcript the witness said
14 - I asked him, "Was Martin Moinama there when you arrived?" He
13:25:16 15 said no. I asked him, "Was Martin Moinama in Zogoda in 1994?"
16 He said no. I then produced a transcript where Martin Moinama
17 says he was in Zogoda in 1994. That's what the dispute centres
18 around.

19 MR BANGURA: Your Honours, again the point is the witness
13:25:32 20 said he got to Zogoda at a particular point in time and said that
21 he cannot say for the period before he went to Zogoda.

22 PRESIDING JUDGE: The witness said, "Maybe he was there
23 early '94 before I arrived."

24 MR BANGURA: Exactly, your Honour.

13:25:48 25 MR ANYAH: I am entitled to put my questions to the --

26 PRESIDING JUDGE: What is your question, Mr Anyah? Just
27 let me refresh my memory, please. Are you putting that Moinama
28 was telling the lies or the witness was telling the lies?

29 MR ANYAH: [Overlapping speakers].

1 MR BANGURA: Your Honour, as far as I can recall my learned
2 friend was putting it to the witness that he was telling a lie.
3 That is the reason I objected.

4 MR ANYAH: Madam President, I am asking several different
13:26:42 5 questions involving two time frames, 1994 and 1996, and I believe
6 on cross-examination confronting him with the document I am
7 entitled to do so.

8 PRESIDING JUDGE: I am not denying that. I am just trying
9 to get to grips with the objection. What is your question?

10 MR ANYAH: The question, I can read it and if counsel wants
11 I can rephrase it. It appears on page 116, line 2. That was the
12 last question before the objection. The question read:

13 "So let's be sure. When Moinama says he started - he was
14 with the accused - he says here, it reads, 'I started working
13:27:05 15 directly with the accused at Zogoda guerilla camp in 1994.' When
16 he testified in Sierra Leone he was lying because" - well, I will
17 rephrase the question. The transcript is not clear.

18 PRESIDING JUDGE: Yes, hence my question to you who is the
19 one who is allegedly --

13:27:34 20 MR ANYAH: I can rephrase the question.

21 PRESIDING JUDGE: Please do rephrase it and then if
22 Mr Bangura has a further objection he can raise it in the light
23 of that rephrasing. Please proceed.

24 MR ANYAH:

13:27:44 25 Q. Mr Witness, when you got to --

26 PRESIDING JUDGE: Just a moment. What's the problem,
27 Mr Witness?

28 THE WITNESS: There is something - there is one sentence
29 here stating that I am - I mean stated by Moinama in his

1 statement that, and I quote, "I went to join him in Abidjan",
2 meaning he did not go with Corporal Sankoh and what I stated in
3 my testimony is that Martin Moinama went to Abidjan when --

4 PRESIDING JUDGE: Mr Witness, Mr Anyah has a question for
13:28:22 5 you. Please listen to the question and answer it.

6 THE WITNESS: Okay.

7 MR ANYAH:

8 Q. Mr Witness, when you arrived in Zogoda was Martin Moinama
9 there or not?

10 A. No, he was not in Zogoda when I arrived. I used to hear
11 about him in Rutile, Sierra Rutile, and later on went to Malal
12 Hill where Zino was assigned and he automatically became the
13 radio operator for Zino. Foday Sankoh left Zogoda in 1996.

14 PRESIDING JUDGE: Just a minute, Mr Witness. You have
13:28:53 15 answered the question. Please let Mr Anyah continue with his
16 cross-examination.

17 MR BANGURA: Your Honours, just a point about spellings.
18 I believe counsel on both sides do have some obligation to help
19 the Court with spellings as new words come up. Your Honours, we
13:29:11 20 are struggling to have the correct names of words and names of
21 persons coming up on the record.

22 MR ANYAH: I would respectfully ask my learned friend not
23 to - well, to allow me until I complete my questions so that I am
24 not interrupted in my flow and then I can provide the spellings
13:29:29 25 to the Court.

26 MR BANGURA: Your Honours I have been very - it's
27 my learned friend's case and he conducts it the way he should,
28 but the point is I have had to stand up quite a few times to make
29 the point that words are not correctly spelt. The position is

1 that we should endeavour to - I believe that has been the
2 practice.

3 PRESIDING JUDGE: It is the practice to try and make them
4 as contemporaneous as is practical.

13:30:03 5 MR BANGURA: Thank you.

6 PRESIDING JUDGE: So without interrupting your flow of
7 cross-examination. I note the time. Mr Bangura, could you
8 reserve those words you require and we will deal with them
9 immediately after the lunch break. Mr Witness, we are now going
10 to take the lunchtime adjournment. We will resume court at 2.30.
11 Please adjourn court.

12 [Break taken at 1.30 p.m.]

13 [Upon resuming at 2.30 p.m.]

14 PRESIDING JUDGE: Good afternoon. I see some changes of
14:30:42 15 appearance, Mr Bangura.

16 MR BANGURA: Yes, good afternoon, Madam President. Good
17 afternoon, your Honours. For the Prosecution this afternoon,
18 your Honours: Myself Mohamed A Bangura, Shyamala Alagendra,
19 Alain Werner and Maja Dimitrova. Thank you, your Honour.

14:31:00 20 PRESIDING JUDGE: Thank you, Mr Bangura. Mr Anyah?

21 MR ANYAH: Yes, just for the record our bar remains
22 unchanged from this morning.

23 PRESIDING JUDGE: Thank you. Please proceed.

24 MS ALAGENDRA: Your Honours, if I may just briefly
14:31:13 25 interrupt.

26 PRESIDING JUDGE: Yes, Ms Alagendra.

27 MS ALAGENDRA: I wanted to myself tender an apology to the
28 Court for what happened towards the end of the last session when
29 I left without first informing the Court and I just wanted to

1 tell your Honours that my having to leave came about as a result
2 of matters which took place at the end of the day and I had to
3 leave very early the next morning, so I requested my colleague to
4 tender my apology, but I would like to myself apologise to your
14:31:38 5 Honours.

6 PRESIDING JUDGE: Thank you. I must say, Ms Alagenda, my
7 recollection is that we had a slightly different variation on
8 that factual situation as to when you were aware of going.
9 However, I accept what you say and accept your apology.

14:31:54 10 MS ALAGENDRA: Thank you, your Honour.

11 PRESIDING JUDGE: Mr Anyah.

12 MR BANGURA: I think there was a point about spellings.

13 PRESIDING JUDGE: Indeed there was. Is this a convenient
14 time to deal with those spellings?

14:32:06 15 MR BANGURA: Yes, your Honour, just before we move on and
16 have the record showing wrong names, wrong names of persons and
17 locations. Your Honours, three particular words come up to mind
18 at the moment. In line 114, 19, the witness had made mention of
19 Malal Hill and Sierra Rutile. I think both names came up in that
14:32:33 20 line and they were wrongly spelt. They came up again on line
21 118, 16, both names again wrongly spelt. I believe the name
22 Moinama which has repeatedly come up, Martin Moinama, is not
23 correctly spelt.

24 PRESIDING JUDGE: Yes.

14:32:54 25 JUDGE SEBUTINDE: Are you giving us the correct spellings,
26 Mr Bangura?

27 MR BANGURA: I can do so, yes, your Honour. Moinama is
28 M-O-I-N-A-M-A, Moinama. Malal Hill is M-A-L-A-L, Malal one word
29 and Hills, and then Hills is as hills. Then Sierra Rutile is

1 S-I-E-R-R-A for Sierra and Rutile, R-U-T-I-L-E. Thank you, your
2 Honours.

3 MR ANYAH: I would just point out to the Chamber when
4 TFI-275 testified Martin Moinama's name was spelt. When TF1-362
14:33:37 5 testified, which was led by Ms Alagendra who is in Court, the
6 name Sierra Rutile was spelt and I don't recall if Malal Hill has
7 been spelt, but the point I am making is even if the LiveNote
8 transcript is occasionally in error, our practice has been that
9 we are reassured by the Court Officer that it is being recorded.

14:34:02 10 PRESIDING JUDGE: Mr Anyah, are you complaining?

11 MR ANYAH: Well --

12 PRESIDING JUDGE: We have had assistance from counsel for
13 the Prosecution. Yes, we have heard Rutile several times before.
14 The record is now corrected, so please let us proceed in a more
14:34:18 15 positive manner.

16 MR ANYAH: Yes, Madam President:

17 Q. Mr Witness, when we left off we were discussing the treason
18 trial transcripts of Martin Moinama's testimony before Judge
19 Ademosu in the High Court of Sierra Leone. I asked you
14:34:48 20 specifically, with respect to your time in Zogoda - perhaps the
21 witness could be shown the same documents again. Thank you. I
22 asked you specifically, with respect to your time in Zogoda,
23 whether in 1994 you saw Martin Moinama there and you said no,
24 correct?

14:35:12 25 A. Yes, I did not meet him in Zogoda.

26 Q. The question is not whether you met him there. We have
27 been through this and we established you got there in November
28 1994. The question is: In the month or so you spent in Zogoda
29 in 1994, did you see him there?

1 A. No.

2 Q. You told us before the break that Mohamed Tarawalli, also
3 known as Zino, brought Martin Moinama to Zogoda, correct?

4 A. Yes.

14:35:45 5 Q. You gave us, or left us with the impression that Martin
6 Moinama was the radio signaller for Mohamed Tarawalli, correct?

7 A. Yes.

8 Q. Now, I show you again the transcript of Martin Moinama's
9 evidence, in particular the page ending with ERN number 8275, and

14:36:12 10 I will read it to you again. It says:

11 "I started working directly with the accused at Zogoda
12 guerilla camp in 1994. Zogoda is in Kenema District. I was with
13 the accused since 1994. I was with the accused in Abidjan. The
14 accused first left for Abidjan in July 1996. I went to join him
14:36:42 15 in Abidjan also in the month of July 1996. I was with the
16 accused until we went to Nigeria. I went with the accused to
17 Nigeria some time in 1997. I was the signaller."

18 Do you understand what I have read, Mr Witness?

19 A. Yes.

14:37:02 20 Q. Martin Moinama is telling the Court in Sierra Leone that he
21 was the signaller for Foday Sankoh, yes?

22 A. Yes.

23 Q. Martin Moinama is telling the Court that he was with Foday
24 Sankoh since 1994, yes? Yes?

14:37:18 25 A. Yes.

26 Q. Martin Moinama is telling the Court that he went to Abidjan
27 and joined Foday Sankoh in Abidjan, yes?

28 A. Yes.

29 Q. Now, you claim to have been at Zogoda when Foday Sankoh

1 Left for Abidjan, correct?

2 A. Yes, he joined him in Abidjan.

3 Q. No, my question is where you were.

4 A. Yes.

14:37:42 5 Q. You have told us that you were in Zogoda when Foday Sankoh
6 left for Yamoussoukro, Cote d'Ivoire, correct?

7 A. Yes.

8 Q. Now, when you were in Camp Zogoda in the middle of 1996, as
9 you claim to be, when Foday Sankoh left, did you see Martin

14:37:58 10 Moinama there?

11 A. No, at that time.

12 Q. Okay. Now, you told us before the break that after Zedman
13 left, or when Zedman left to join Foday Sankoh in Ivory Coast,
14 that Martin Moinama came and took over for Zedman. Is that

14:38:19 15 correct?

16 A. I did not say Foday Sankoh - I mean Corporal Sankoh - I
17 mean Zedman went to join. Zedman took off from Zogoda together
18 with Corporal Sankoh.

19 Q. Yes.

14:38:31 20 A. To Cote d'Ivoire.

21 Q. Yes, that is what you said.

22 A. At that time Martin Moinama was not in Zogoda, but with
23 Mohamed Tarawalli in Malal Hill.

24 Q. Well, that is your evidence.

14:38:43 25 A. Fine.

26 Q. Now let's assume you are correct that Zedman left together
27 with Foday Sankoh?

28 A. Okay.

29 Q. You said when Zedman left Martin Moinama came and became

1 the radio unit signal commander in Zogoda, correct?

2 A. Correct.

3 Q. I asked you before the break for how long was Martin

4 Moinama the signal commander before he also left to go to the

14:39:09 5 Cote d'Ivoire and you said a number of months, correct?

6 A. Yes.

7 Q. So you were telling the Court that Martin Moinama stayed in

8 Zogoda for a number of months before he went to Cote d'Ivoire,

9 correct?

14:39:21 10 A. Yes.

11 Q. Martin Moinama on the other hand told the Court in Sierra

12 Leone that in the same month of July 1996 he joined Foday Sankoh

13 in that Cote d'Ivoire. Do you see that, Mr Witness?

14 A. Yes.

14:39:37 15 Q. Okay, thank you. Now in the year 1995 you have claimed to
16 also be in Zogoda, correct?

17 A. Yes.

18 Q. You also made references in your various statements to

19 various radio operators that were being trained in Zogoda during

14:40:04 20 the time when you were there. Moses Sama Samba was being trained
21 there, yes?

22 A. Yes.

23 Q. You mentioned this morning Sebato Jusu, correct?

24 A. Not only this morning.

14:40:16 25 Q. Well, let's stick with this morning. Did you mention the
26 name Sebato Jusu this morning in your evidence?

27 A. Yes.

28 Q. And you mentioned it last week as well?

29 A. Yes.

1 Q. Okay. And for the record Sebata is spelt S-A-B-A-T-T-A,
2 Jusu J-U-S-U. And I believe Moses Sama Samba was spelt by the
3 witness last week and to the extent you have had these spellings
4 before, if mine differ I would respectfully request we go with
14:40:50 5 what the Prosecution gave previously. Thank you, Madam
6 President.

7 PRESIDING JUDGE: Pause a moment. Please pause, Mr Anyah.
8 Mr Witness, why have you got your hand up?

9 THE WITNESS: Yes, the point of confusion in mind on his
14:41:06 10 part is what I want to make explicit.

11 PRESIDING JUDGE: Regarding what?

12 THE WITNESS: Martin's claim to have been in Zogoda in
13 1994. I want to make that part clear.

14 PRESIDING JUDGE: We'll leave counsel to ask questions and
14:41:21 15 if there is a point that is still to your mind confused I am sure
16 Mr Bangura will pick it up in re-examination. So please proceed,
17 Mr Anyah.

18 MR ANYAH:

19 Q. Mr Witness, Elevation also trained with you at Zogoda,
14:41:35 20 correct?

21 A. Yes.

22 Q. Elevation's real name is Philmon Koroma, true?

23 A. Yes.

24 Q. And Philmon is spelt P-H-I-L-M-O-N, yes?

14:41:46 25 A. I think it should be P-H-E-L, something like that.

26 Q. Well, I have it spelt P-H-I-L-M-O-N.

27 A. I had done those all are corrections before this time.

28 Q. I wasn't asking about corrections. I am trying to find out
29 who trained with you at Zogoda. A lady or somebody by the name

1 of Competent also trained with you at Zogoda, right?

2 A. Sebatu is the one referred to as alias Competent.

3 Q. And who is Jestina?

4 A. Jestina was also one of my comrades.

14:42:23 5 Q. In the entire 1995 did you see Martin Moinama in Zogoda?

6 A. No.

7 Q. Before he came with Mohamed Tarawalli as you claim happened
8 did you see Martin Moinama in Zogoda?

9 A. At all no.

14:43:13 10 Q. Can we go to the second document from the High Court of
11 Sierra Leone. Mr Witness, I don't know if you have the correct
12 document. I think you have the old version. Now this is from
13 Foday Sankoh's treason trial. It is what they call a summation
14 by the judge who heard the evidence in that case to the jury and
15 you see at the bottom of the first page, the last paragraph,

16 Mr Witness, it reads:

17 "In this case the Prosecution are alleging that the accused
18 committed the offence of treason and they called seven
19 witnesses."

14:44:03 20 Over to the next page, "The seven witnesses called were the
21 first witness, Martin Moinama." Do you see that, Mr Witness?

22 A. Yes.

23 Q. If you turn over to the next page, page 3 as we have
24 numbered it on the bottom right-hand corner, the justice in that
14:44:24 25 case advised the jury:

26 "Now I have come to the evidence of PW1, Martin Moinama.
27 Martin Moinama - Mohamed Keita who was PW3. Martin Moinama was
28 the one who was the signaller to the accused."

29 Do you see that, Mr Witness?

1 A. Yes.

2 Q. "He told you among other things that he was a signaller.

3 He told you that in his capacity as signaller his duties included
4 passing information to RUF commanders in their various locations

14:44:59 5 as and when instructed to do so by the accused."

6 Do you see that, Mr Witness?

7 A. Yes.

8 Q. "The witness further disclosed that he was with the accused
9 in Abidjan for one and a half years before he and the accused

14:45:15 10 went to Nigeria some time in 1997."

11 Do you see that?

12 A. Yes.

13 Q. Do you see what the justice is telling the jury? He is
14 saying that Martin Moinama was the signaller for the accused. Do

14:45:30 15 you understand that, Mr Witness?

16 A. Yes.

17 Q. Do you see that the justice is telling the jury that in his
18 capacity as signaller for the accused Moinama's duties included
19 passing information to RUF commanders at various locations as

14:45:44 20 instructed to do so by the accused? Do you see that, Mr Witness?

21 A. Yes.

22 Q. This is suggesting that Martin Moinama was always based
23 with Foday Sankoh, yes?

24 A. Not always. I still have something to explain about
14:46:03 25 Moinama's stay in Zogoda in 1994. Before my arrival in Zogoda
26 another - other operators had been trained. Maybe Moinama was
27 among the group that was trained in 1994, but were sent to
28 different locations before my arrival.

29 Q. What of '96? You said he was with Mohamed Tarawali, Zino?

1 A. He came together with Mohamed Tarawalli he was - after the
2 training he went in the jungle. Those I met on the base were
3 Zedman, one Current, Akmed Koroma, alias Current, and something
4 El-Husseini [phon] alias Last Order. Those were the people I met
14:46:47 5 in Zogoda, operators. Martin was not there at all.

6 Q. So this record I have read you from the High Court of
7 Sierra Leone is inconsistent with your recollection of where
8 Martin Moinama was between 1994 and 1996?

9 A. It still has not contradicted his statement, because he is
14:47:09 10 saying that he started working with Corporal Sankoh in 1994, but
11 worked for some time and was posted on another assignment later
12 on came and he was --

13 Q. Please continue, Mr Witness?

14 A. And he was later on appointed after Sergeant Sahr James was
14:47:25 15 sent with the satellite and the fax machine to bring it to
16 Mohamed Tarawalli in Zogoda. When he came that was the time
17 Martin was called upon by Corporal Sankoh to go and join him in
18 Abidjan and that was in 1996. But when I went to Zogoda late
19 1994 Martin Moinama was not there again, but operating with
14:47:51 20 Mohamed Zino, came back to Zogoda with Mohamed Zino after
21 Corporal Sankoh had left for Abidjan.

22 Q. That is your evidence, correct?

23 A. Yes.

24 Q. Okay, thank you. Mr Witness, we go back to the time line
14:48:21 25 we were constructing. We had you arrive Zogoda November 1994 and
26 you have told us that you left after Foday Sankoh left for
27 Abidjan, right?

28 A. Say that again.

29 Q. When did you leave Zogoda?

1 A. That was late 1996.

2 Q. Indeed you have said before you left in December 1996,
3 correct?

4 A. Late 1996, yes.

14:48:58 5 Q. Well, I have you on record as saying several times it was
6 December 1996. Shall we go through the tabs, Mr Witness?

7 A. Okay.

8 Q. Can we go to tab 2, page 3?

9 JUDGE SEBUTINDE: Mr Anyah, he has agreed with you.

14:49:14 10 MR ANYAH: Okay.

11 JUDGE SEBUTINDE: He is agreeing with you.

12 MR ANYAH: Okay:

13 Q. Mr Witness, you left in December 1996. That's your
14 evidence?

14:49:22 15 A. Yes.

16 Q. And when you left Zogoda you went to Giema, right?

17 A. Giema.

18 Q. Giema, right?

19 A. Yes.

14:49:37 20 Q. And from Giema you went to Buedu, right?

21 A. Yes.

22 Q. And you told us earlier in the morning session that you
23 were in Buedu for more than one year, right?

24 A. At this time?

14:49:51 25 Q. Yes.

26 A. At this particular time crossing from Zogoda and going into
27 Buedu.

28 Q. Are you answering my question?

29 A. Let me put it clear now. From the time I crossed from

1 Zogoda into Giema and left for Buedu, that was late 1996. I
2 remained there until 1997 when the AFRC took over and called upon
3 the RUF to join forces with them. That was the time I left Buedu
4 for Kono.

14:50:27 5 Q. Mr Witness, shall we go to tab 2, page 5 and 6. Are you at
6 page 5, Mr Witness?

7 A. Yes.

8 Q. At the end of the page the very last three lines, I will
9 read those to you, Mr Witness. It says:

14:51:05 10 "After witness's foot healed (after two months in Giema) he
11 was assigned to Buedu to continue in signal unit as radio
12 operator working immediately under Fidel (last week he told us
13 his name was Fidel Castro)" - you remember that?

14 A. Yes.

14:51:26 15 Q. "...the sergeant in charge there. For more than one year
16 witness reported to Fidel working as a radio op in Buedu. Call
17 sign for that radio set was 73V."

18 Do you see that, Mr Witness?

19 A. Yes.

14:51:43 20 Q. So this is saying that for more than a year - for more than
21 one year you were in Buedu, yes?

22 MR BANGURA: Your Honours, I think my learned friend is not
23 too clear with the part of the witness's evidence which deals
24 with his being in Buedu at this time. I think the witness has
14:52:05 25 been at pains giving us the various times he has been at Buedu
26 and I invite my learned friend to look again at his records, but
27 I think he is putting the witness - I mean, the period of time
28 that he is stating to the witness that he was in Buedu at this
29 time is completely different from what the witness has said and

1 has been saying.

2 PRESIDING JUDGE: What date do you put it at, Mr Bangura?

3 MR BANGURA: Your Honours, the witness just before the
4 question was talking about his being to Buedu - he left Buedu to
14:52:43 5 go to Kono during the period of the junta.

6 MR ANYAH: And that is what I am trying to establish.

7 PRESIDING JUDGE: I see.

8 MR ANYAH: I mean I will read his response to my question.

9 The witness is saying that on 25 May 1997 he left Buedu and I am

14:53:01 10 putting it to the witness that in a prior statement he said he

11 was in Buedu for a year, for more than a whole year.

12 MR BANGURA: Well, let me - sorry if I interrupted at the
13 wrong time, but I understood my learned friend to be referring to
14 his stay in Buedu at this time to a different period. Let me

14:53:20 15 leave my learned friend to go. I am sorry, your Honour.

16 PRESIDING JUDGE: Thank you, Mr Bangura. Please proceed.

17 MR ANYAH:

18 Q. Mr Witness, we have established, you just told us - I will
19 read the lines, page 132, starting at line 7, my question was:

14:53:34 20 "Q. Are you answering my question?

21 A. Let me put it clear now. From the time I crossed from
22 Zogoda into Giema and left for Buedu that was late 1996. I
23 remained there until 1997 when the AFRC took over and
24 called upon the RUF to join forces with them. That was the
14:53:54 25 time I left Buedu for Kono."

26 So, it is true, is it not, you left Buedu, according to
27 what you have just told us, somewhere around May 1997, yes?

28 A. Not around May. After the AFRC coup I did not just leave
29 just after the coup. I spent some time in Buedu, I think until

1 some time in August.

2 Q. Very well.

3 A. Some time in August.

4 Q. Very well. Let's say it is August of 1997.

14:54:26 5 A. Okay.

6 Q. The question is this. I have just read you the paragraph
7 and we go back to tab 2, page 5. You told the Office of the
8 Prosecution, on 17 July 2006, that you were based in Buedu for
9 more than one year.

14:54:43 10 MR BANGURA: Your Honours, I think I am believe I am
11 reinforced in my objection now, that counsel is putting the wrong
12 time period of the witness being at Buedu.

13 MR ANYAH: From the statement?

14 MR BANGURA: Yes, your Honour.

14:54:54 15 PRESIDING JUDGE: From this record of interview,
16 Mr Bangura?

17 MR BANGURA: Yes, your Honour. Counsel has referred the
18 witness to page 5 of tab 2 and the last paragraph of that page, I
19 believe.

14:55:07 20 MR ANYAH: Yes.

21 MR BANGURA: And the text there reads something about the
22 witness going to Buedu after his foot had healed and the witness
23 has before now been talking about going to Buedu after moving
24 from Zogoda, which is two different time frames completely, and
14:55:24 25 was in Buedu, after retreating from Zogoda, up until the period
26 of the coup. They are two different time frames completely.

27 MR ANYAH: Let me read from the paragraph above where he
28 starts with Zogoda. Right above it it continues the process. It
29 says:

1 "Witness left Zogoda in December 1995 after the RUF were
2 dislodged from there by Kamajors. He retreated to Giema," which
3 is what we have just covered, "however he took about 21 days
4 travelling through the forest. Witness spent two months in Giema
14:55:55 5 but was not operating radio. His foot had swollen up so he was
6 sick, taken care of by senior radio operator Captain Mohamed
7 Kabbah at Giema. After his foot healed, after two months in
8 Giema, he was assigned to Buedu."

9 I have just covered this with the witness:

14:56:16 10 Q. I am now at the point where the record of the interview
11 says you told them you spent over one year in Buedu. How can it
12 be a year in Buedu if you arrived in Buedu from Giema in the
13 early part - you said in December 1996 and you left in August of
14 1997? How can that add up to more than one year?

14:56:43 15 A. Yes, in the first instance this December 1995, I had long
16 made that correction over there when we were in Freetown. I am
17 surprised seeing that it is still like this. This place, I had
18 stated I can recall that when I retreated from Zogoda I came to
19 Giema, from Giema to Buedu, that I remained in Buedu until AFRC
14:57:12 20 coup took place and the RUF forces were called upon by the AFRC
21 junta forces and Sam Bockarie left for Freetown and I was still
22 in Buedu. I think I moved some time in August. I had explained
23 this one.

24 Q. Mr Witness, that is clear. We know you left - I am not
14:57:40 25 disputing what you are saying now, that you left Buedu in August,
26 although elsewhere you have said around the AFRC time. Let's
27 agree, for the sake of argument, it is August 1997. We want to
28 find out how much time you spent in Buedu. When you testified
29 before this Court on Tuesday last, 8 April, on pages 6845, lines

1 20 through 21, you told the Court you were in Buedu between 1996
2 to AFRC in power in 1997. That is what you told the Court.

3 A. Yes, and that is true.

4 Q. You told the Office of the Prosecution previously, on 17
14:58:25 5 July, that you were in Buedu for more than a year, yes?

6 JUDGE SEBUTINDE: The witness has just clarified that he
7 clarified that with the OTP and he is surprised that it now
8 appears in the same statement. In other words, he is discounting
9 the one and a half years that appears in his statement. That is
14:58:44 10 where we are at.

11 MR ANYAH: Thank you, Justice Sebutinde.

12 MR BANGURA: I also believe that my learned friend has an
13 obligation to put to the witness the correct version of the
14 statement that has been supplied to them by the Prosecution.

14:59:03 15 PRESIDING JUDGE: Mr Anyah, you have heard Mr Bangura's
16 observation. Have you got a corrected record?

17 MR ANYAH: I do know where he made corrections.

18 MR BANGURA: Your Honour, I refer to the statement dated 10
19 September, or 9 October 2007. It is the way the date is written.

15:00:03 20 I am referring to --

21 MR ANYAH: I do see them.

22 MR BANGURA: I am referring to page 00045013. The first
23 two pages of that statement, and even continuing, are all
24 corrections of previous statements which the witness has made.

15:00:20 25 MR ANYAH: Yes, but I have just read it. It does not
26 clarify the point in contention.

27 MR BANGURA: Can I refer you to page ending 5013. I think
28 much of that page refers to corrections of dates, a year, that
29 the witness had given before.

1 MR ANYAH: Well, let me read it and you tell me if --

2 MR BANGURA: The correction that deals with page 5 says,
3 "Paragraph 7, the witness states that he left Zogoda in December
4 1996, not December 1995."

15:00:59 5 MR ANYAH: Yes, but the issue in contention is how much
6 time he spent in Buedu and I was putting a paragraph to the
7 witness saying he told us he spent more than one year in Buedu.

8 MR BANGURA: Your Honours, not when my learned friend is
9 putting this fact to the witness on the basis of a date which has
15:01:20 10 been corrected. That is the point.

11 MR ANYAH: Madam President, that actually supports my
12 point, because he says he left Zogoda in December 1996. That is
13 what this correction says and that is what the witness has said.
14 I am putting it to him that how can the period from December
15:01:39 15 1996, through when he claims to have left in August 1997, add up
16 to more than one year? That is what I am putting to the witness.

17 PRESIDING JUDGE: Ah, I must admit I wasn't entirely clear
18 on this point myself, Mr Anyah. You are saying that December
19 1996 to August 1997 is roughly seven and a half to eight months?

15:02:01 20 MR ANYAH: In fact, he is on record as saying he left at
21 the AFRC coup, which is May of 1997. So he really spent only
22 five months in Buedu.

23 PRESIDING JUDGE: He said after the coup. That is a
24 nebulous period. Perhaps if you could put it again in those
15:02:17 25 clear terms, because I have to confess I was not as clear as that
26 either.

27 JUDGE LUSSICK: I think you put that to him earlier on,
28 Mr Anyah, that exact same question.

29 MR ANYAH: Yes:

1 Q. Mr Witness, you have told us repeatedly you left Zogoda in
2 December 1996, yes?

3 A. Yes.

15:02:45

4 Q. I want to know why, in an interview on 7 July 2006, you
5 told the Office of the Prosecutor that you were in Buedu for more
6 than one year. Can you tell me why that appears in your
7 interview record?

15:03:05

8 A. I stated to the Prosecutor - I am sorry, to the
9 investigator that the time I left Zogoda and crossed into Giema,
10 went to Buedu, I said I remained there until after the AFRC coup
11 and left Buedu around August.

12 Q. So would you agree then that from when you left Giema until
13 August 1997, when you claim to have left Buedu, is less than a
14 year?

15:03:25

15 A. Yes.

16 Q. Then why does the Prosecution have you saying you were in
17 Buedu for more than one year?

15:03:39

18 MR BANGURA: Your Honours, again I rise to take an
19 objection. I think the question is unfair. If anything, the
20 Prosecution might take some blame for this, but we are dealing
21 with the same statement where the witness - where it had been
22 recorded that the witness left Zogoda in 1995 and that statement
23 was subsequently corrected in another statement. Now, a
24 paragraph which follows that, in that statement, talks about the
25 witness being there within a year, so the calculation in that
26 statement was based on the indication of 1995 as the date on
27 which he left Zogoda. If counsel has been supplied with
28 information correcting 1995 then the position is that that cannot
29 be the date which the witness - it cannot be a year that the

1 witness spent at Zogoda - at Buedu.

2 PRESIDING JUDGE: I want to understand your objection
3 properly, because it seems to me the question is quite a fair
4 one. Are you saying that the 17 July 2006 interview, the words
15:04:41 5 on page 5 "for more than one year" are not the witness's words,
6 but somebody else's words. Is that the point?

7 MR BANGURA: Precisely, your Honour. Your Honour, the
8 position is that counsel is dealing with one statement which has
9 got one paragraph stating that the witness left Zogoda in 1995.
15:05:03 10 A second paragraph following that, in the same statement,
11 calculates the time period that the witness would have spent at
12 Buedu from Zogoda to about a year. Now, 1995 has been corrected
13 in a subsequent statement.

14 MR ANYAH: That is why I keep asking that he left in
15:05:20 15 December 1996. It seems rather clear.

16 PRESIDING JUDGE: I think in fairness to Mr Anyah he is
17 entitled to put what is a record presented to him that has not
18 been corrected, and this subsequent detailed correction, and let
19 the witness answer it.

15:05:38 20 MR BANGURA: Thank you, your Honour.

21 MR ANYAH: Your Honour, I have now been operating, and
22 since the beginning been operating, with the correction, the date
23 the witness has given of December.

24 PRESIDING JUDGE: Yes, I agree with you. That is part of
15:05:50 25 the reason why I am allowing the question. Yes, Mr Witness, you
26 have got your hand up?

27 THE WITNESS: If this date remains like that, 1995,
28 calculating from 1995 until --

29 PRESIDING JUDGE: We are clear on that, Mr Witness. That

1 has been pointed out by Mr Bangura and pointed out also by
2 Mr Anyah. We are clear on that point. Now listen to the
3 questions and answer the questions directly.

4 THE WITNESS: Okay.

15:06:20

5 MR ANYAH:

6 Q. Mr Witness, you have told us that you left Zogoda not
7 exactly after the AFRC coup, but some time in August 1997, yes?

8 A. Not Zogoda. I left Buedu for Kono.

15:06:40

9 Q. Sorry, my mistake. I withdraw that question. You have
10 told us that you left Buedu for Kono not immediately after the
11 AFRC coup on 25 May 1997, but some time in August 1997, yes?

12 A. Yes.

13 Q. Previously in a statement you told the Office of the
14 Prosecution you left around June 1997. Does that ring a bell?

15:07:17

15 A. They were writing. I explained to them the time I arrived
16 in Kono - I mean in Kono, I got to Kono in August and on my way
17 going I spent ten days in Kenema.

18 Q. Yes, you spent ten days in Kenema. Let me ask you about
19 that. The ten days you spent in Kenema, it was during that
20 period of time you heard that Charles Taylor had been elected
21 President of Liberia, yes?

22 A. In --

23 Q. Yes?

24 A. Yes.

15:07:49

25 Q. Who told you that while you were in Kenema?

26 A. I heard this over the conversation between 50 and
27 Sam Bockarie at Swaray Kunda motel, or hotel sort of, and 50
28 asked Sam Bockarie to join them to celebrate the glorious
29 occasion. They spoke about inauguration and that was in the

1 rainy season.

2 Q. Did you hear this over the radio?

3 A. Yes.

4 Q. When you were going from Buedu to --

15:08:31 5 A. I heard this in Kenema.

6 Q. Mr Witness, may I finish my question, please. I know it is
7 Kenema, but between Buedu and Kono was Kenema and I am trying to
8 ask whether when you were going from Buedu to Kenema you were
9 still functioning as a radio operator.

15:08:45 10 A. Yes.

11 Q. Whose radio were you operating while you were making that
12 route all the way to Kono?

13 A. I was not assigned to any specific radio, but as a trained
14 operator wherever I went I had the authority, I had the right, I
15:09:00 15 had that privilege to operate any radio.

16 Q. Which radio did you operate in Kenema in 1997?

17 A. I had opportunity to operate Sam Bockarie's radio to the
18 battalion there, to the brigade headquarters.

19 Q. Even though you were on your way to pick up a battery from
15:09:20 20 - well, you are on record as saying you were going to Kono to
21 pick up a radio battery at the request of Mohamed Kabbah, yes?

22 A. I said I was to collect acid, acid, and that is the
23 electrolyte and that should be placed and then put in the
24 battery. I did not go to collect battery, but the acid.

15:09:50 25 Q. Well, in your statement you said battery acid. Is that
26 fair to say?

27 A. Acid is the electrolyte and the acid is meant to be put in
28 the battery.

29 Q. Well, I just used "battery" and you clarified that as

1 "acid" and I am telling you can we go to tab 2, page 6,
2 Mr Witness. At the top of the page, are you there? It ends with
3 ERN 2019. Do you see it, Mr Witness?

4 A. Yes.

15:10:29 5 Q. It reads: "Early on, the rainy season of 1997, about June,
6 witness was sent by Captain Mohamed Kabbah to Koidu to get
7 battery acid from Captain Nya Ni ssar." Do you see that,
8 Mr Witness?

9 A. Yes.

15:10:48 10 Q. So when I asked you a few minutes ago whether Mohamed
11 Kabbah sent you to get a battery from Captain Nya and you
12 corrected me to say battery acid, we were speaking about the same
13 thing right?

14 A. You said battery and I was talking about acid.

15:11:02 15 PRESIDING JUDGE: Now this is being somewhat petty. The
16 the witness said acid, a battery is something different. The
17 record is clear. The witness has answered. Let's move on to
18 another aspect of this.

19 MR ANYAH:

15:11:18 20 Q. Mr Witness --

21 A. Yes, even about June, when I was --

22 PRESIDING JUDGE: Mr Witness. Mr Anyah, please continue.

23 MR ANYAH: Thank you, Madam President:

24 Q. We are at Kenema when you heard Charles Taylor had been
15:11:35 25 elected President. You said Sam Bockarie was there, right?

26 A. Yes.

27 Q. When you overheard a conversation between Bockarie and 50 I
28 asked you the question whose radio were you operating and did you
29 say it was Sam Bockarie's?

1 A. Yes.

2 Q. What was that radio station called, its call sign?

3 A. I cannot recall.

4 Q. Was it Marvel?

15:11:58 5 A. No. At that time, no.

6 Q. Was it Planet 1?

7 A. No, no.

8 Q. Was it BZ or Bravo Zulu 4?

9 A. No, no.

15:12:09 10 Q. Was it a mobile radio station?

11 A. No, that was the radio station wherever he went. The
12 Thompson set was with the operator.

13 Q. That means it could move from place to place with him,
14 right?

15:12:22 15 A. Yes.

16 Q. And then you said you went to Kono, right?

17 A. Yes.

18 Q. And that's where you met King Perry?

19 A. Yes. From Kenema I did not just go to Kono. I had to go
15:12:38 20 round Masiaka to Makeni. In fact at that time the road was
21 blocked between Makeni and Kono. I had to wait until Captain Nya
22 and others took control over the highway before entering into
23 Kono.

24 Q. But eventually you made your way to Kono, yes, Mr Witness?

15:13:03 25 A. Yes.

26 Q. And the purpose of this trip again was to pick up a battery
27 acid or an acid, as you call it, right?

28 A. Acid, yes.

29 Q. And when you went to Kono your stay in Kono was interrupted

1 because King Perry had you do some diamond mining for him, right?

2 A. Yes.

3 Q. Yes?

4 A. Yes.

15:13:21 5 Q. And you told us last week that you also continued to
6 function as a radio operator, right?

7 A. Yes.

8 Q. Now this King Perry is also known as Perry Kamara, right?

9 A. Yes.

15:13:38 10 Q. You told us last week about the two pile system in Kono.
11 This is in reference to the mining of diamonds, correct?

12 A. This particular mining referred to here that was undertaken
13 by Perry, this was a private issue. Quite different from that
14 which was carried out by those assigned purely to deal with

15:14:03 15 diamond minings.

16 Q. So what you are saying is that it was not being done at the
17 behest of the RUF. Is that your evidence?

18 A. Fine. The one Perry said I should join him to oversee was
19 different. He met his brothers and they organised themselves and
15:14:25 20 told him to provide food for them. And still overseeing mining,
21 that one had nothing to do with my operations. In the morning I
22 would open the radio and transmit messages. Thereafter I would
23 go to the site.

24 Q. Mr Witness, do you recall last week being asked a question
15:14:45 25 about your status in the RUF and you referred to yourself as
26 being like a slave. Do you recall making that comment?

27 A. Yes.

28 Q. That is you were somebody that you were not free to leave,
29 right?

1 A. Yes.

2 Q. You felt trapped in the RUF, right?

3 A. Yes.

4 Q. You felt like they captured you, right?

15:15:03 5 A. Yes, indeed true.

6 Q. Indeed they captured you?

7 A. Yes.

8 Q. And now you are telling us that you were doing personal

9 mining with King Perry in Kono not at the request of the RUF,

15:15:15 10 right?

11 A. Perry was a sergeant superior to me and he was carrying out
12 that activity and asked me to join him. I had no alternative.

13 Q. You are saying you didn't have a choice but to join King
14 Perry in this mining?

15:15:31 15 A. Yes.

16 Q. Is that your evidence, Mr Witness?

17 A. Yes.

18 Q. You could not just walk away, you had to obey him, right?

19 A. Yes.

15:15:42 20 Q. Now you told us - at least what I have in my notes is that

21 you were doing mining with King Perry from June of 1997 or

22 thereabouts to February after the ECOMOG intervention in

23 Freetown, yes? February 1998, right?

24 A. Yes.

15:16:03 25 Q. So you spent about six months with King Perry during this

26 period of time, yes?

27 A. Yes.

28 Q. And a lot of your testimony about observations you made

29 about civilian participation in diamond mining comes from this

1 period of time you spent in Kono, correct?

2 A. Yes.

3 Q. You saw civilians being asked to mine during the AFRC time,
4 right?

15:16:29 5 A. Yes.

6 Q. And they were not doing so voluntarily, were they,
7 Mr Witness?

8 A. In certain demarcated pits, and those pits referred to as
9 government pits, and there were people assigned who - they were
10 assigned by the RUF high command at that time, yes.

11 Q. Mr Witness, a few weeks ago in this same courtroom in that
12 chair where you sat Perry Kamara, also known as King Perry,
13 testified before this Court. Are you aware of that? Is that a
14 no or a yes?

15:17:08 15 A. I cannot confirm whether he has been here or not.

16 Q. Do you know where Perry Kamara told this Court he was
17 between June, the late part of 1997, and February 1998 when he
18 testified before this Court? Do you know where he said he was at
19 that time?

15:17:33 20 A. Since I was not there, no.

21 Q. Well, let me read you King Perry's testimony where he was
22 during this period you say you and King Perry were mining in
23 Kono. I am reading from the transcript of 5 February. It was in
24 open session, 5 February 2008. Madam Court Officer, I wonder if
15:18:00 25 you could pull it up?

26 MS IRURA: Please press PC1 to be able to view the
27 transcript.

28 MR ANYAH:

29 Q. I am starting at page 3088, specifically at lines 23. This

1 is Perry Kamara, also known as King Perry, telling this Court
2 where he was during the months that you say the two of you were
3 mining in Kono. Line 23:

4 "Q. You have testified that you went to Makeni and set up
15:19:03 5 a headquarter there. How long were you in Makeni?

6 A. We were in Makeni from 1997 and 1998.

7 Q. During that period that you were in Makeni what sort of
8 activities did you engage in?

9 A. Well, we were at Makeni as military people when we
15:19:24 10 joined the AFRC. First of all when we got to Makeni we had
11 to deploy our manpower to the various" - and I am now at
12 page 3089 - "...had to deploy our manpower to the various
13 areas that I have been naming. We had manpower at Kono
14 which was at a di amondi ferous area in Sierra Leone. From
15:19:49 15 Kono to Magburaka we had Masingbi, Sefawe" [phon] --

16 A. That should be Sewafe.

17 Q. Yes, you are right, Mr Witness.

18 "We had Masingbi, Sewafe, Makali, Matotoka, Magburaka, all
19 those areas that I have named we had deployments there. It
15:20:12 20 was as mixed group with the AFRC.

21 Q. Pause a while. They are all correctly spelled, your
22 Honour", and so on and then it goes down to line 9 - well,
23 I will read the question in line 7: "Now you yourself, did you
24 have any particular appointment at that time?" Perry Kamara
15:20:31 25 says:

26 "Yes, in fact from start when I completed my radio course
27 since 1992 the only job I did was on the radio. I was not
28 entitled to fighting. I was always behind the radio to receive
29 and send messages. So I was at Makeni as the overall signal

1 commander and I covered Kono, Kabala, Makeni itself, Lunsar,
2 Magburaka and all the other areas I have named in Magburaka and
3 Kono."

4 We go down further because the word he used there "covered"
15:21:07 5 might be disputed, but let's go down further.

6 "Q. Now during this period are you able to tell the Court
7 or give an idea to the Court of how many radio stations
8 that you monitored or that you supervised in these areas
9 that you have mentioned?

15:21:22 10 A. Yes. One was Makeni itself, Kabala, Lunsar, Magburaka,
11 Matotoka, Makali, Masingbi and Kono."

12 If we go to the last line - well, from the previous page,
13 the same page, 3089, starting at line 22 and we read through
14 3090:

15:21:53 15 "Q. Now apart from being assigned to supervising radio
16 communication in these areas did you take on any other role
17 or were you assigned to any other duty during that period?

18 A. Yes, it was at a point in time I used to come to
19 Freetown and receive supplies. Sometimes I came with other
15:22:13 20 commanders to receive supplies and also I was the one who
21 came to receive our supply because the signal units on the
22 radios, they always supplied us together with the other
23 fighters. Our own salaries were received by the commander.

24 I was the one who went there from Freetown to receive our
15:22:29 25 own salaries and those from other areas would come and
26 receive their own salaries. I was not a mixed programme."

27 Perry Kamara was telling this Court on 5 February that he
28 was chief signal commander at Makeni, monitoring radio stations
29 at various locations throughout Freetown. When he left Makeni,

1 and this was during direct examination by Mr Bangura who is in
2 Court - when he left Makeni the only other duties he did was to
3 go to Freetown to pick up their salaries. Do you see that,
4 Mr Witness?

15:23:03 5 A. Yes.

6 Q. And you have yourself and Perry Kamara in Kono diamond
7 mining for six months between 1997 and 1998. Do you stand by
8 that evidence, Mr Witness?

9 A. Yes.

15:23:24 10 Q. When Perry Kamara testified he was lying to the Court, is
11 that your evidence?

12 A. No.

13 Q. He was mistaken, is that your evidence?

14 A. Because I can see in his statement that they had deployment
15 in areas and he made mention of Kono.

15:23:35 16 Q. Did he mention Kono in terms of diamond mining or radio
17 communications?

18 A. It was indeed true that communication people were deployed
19 in Kono, but the fact of the matter is he went to Kono, he was
15:23:53 20 there when I got there and indeed he had some workers who were
21 mining diamonds and, still working in line with those people, in
22 the morning I would go to the radio room and transmit whatever
23 message I had and thereafter I would go to the site. That is
24 correct.

15:24:09 25 Q. In the page and a half just read did you hear King Perry
26 mention anything about diamonds, Mr Witness?

27 A. He did not.

28 Q. Relative to the period in question?

29 A. I did not make mention of mining, but I am saying that he

1 made mention of having a deployment in Kono and he indeed went to
2 Kono. I went to Kono, I got in touch with him and that was what
3 happened and this is exactly what I have explained. I stand by
4 it. It is true. That is why I have taken the oath.

15:24:42 5 Q. You were in Kono mining for yourself, making money, while
6 you claim to have been with the RUF, were you not, Mr Witness?

7 A. I was under the control of the sergeant. He was my
8 immediate boss at that time.

9 Q. Are you still referring to King Perry, Perry Kamara, the
15:24:58 10 same?

11 A. Yes.

12 Q. He was the one who made you stay in Kono during this
13 period, yes?

14 A. For long, yes.

15:25:04 15 Q. And you did not feel like you could leave, right?

16 A. Yes.

17 Q. And you could still monitor radios while you were still
18 doing all this mining, right?

19 A. Yes.

15:25:12 20 Q. I see. Tell us, when did you leave Kono, Mr Witness?

21 A. Just after the ECOMOG intervention in the year 1998.

22 Q. The Chamber has the judicially noted fact - well, do you
23 know when the --

24 A. February 1998.

15:25:50 25 Q. Okay. Where did you go after you left Kono?

26 A. I went to Buedu.

27 Q. You went straight to Buedu?

28 A. Yes.

29 Q. Was this the time you retreated with Gullit?

1 A. Yes.

2 Q. How long did you stay in Buedu this time?

3 A. I did not even spend a week and I was asked to go back to a
4 place called Sengema.

15:26:22 5 Q. Sengema, yes. You went to Sengema, right?

6 A. Yes.

7 Q. Who was your commander at Sengema?

8 A. At first it was Akim.

9 Q. Colonel Akim?

15:26:34 10 A. Colonel Akim.

11 Q. Is that the same Colonel Akim whose name you pointed out in
12 MFI-18 this morning?

13 A. Yes.

14 Q. Did you point him out this morning as being an AFRC person?

15:26:44 15 A. Yes, I did.

16 Q. And he was your commander at Sengema?

17 A. Yes, and he was not the only commander that I served in
18 Sengema, but also one Saddam, but when Saddam killed his fellow
19 officer he was sent to Buedu and put to dungeon. Then another
15:27:02 20 commander came called Konowa.

21 Q. How long did you spend at Sengema?

22 A. That also I was asked to approximate. I said about four
23 months or so.

24 Q. Four months. Then after Sengema you went back to Buedu,
15:27:22 25 right?

26 A. Yes.

27 Q. Do you know when exactly you got back to Buedu this time?

28 A. It was some time in 1998.

29 Q. Early part of 1998? Yes, Mr Witness?

1 A. Not early, not early.

2 Q. Have you told the Prosecution before you got there in
3 February of 1998?

15:27:53

4 A. February 1998, when I retreated from Kono, I first I went
5 to Buedu. That is true. From there again - in fact, when I got
6 to Buedu in February, what happened I was locked up by Mohamed
7 Kabbah saying that he sent me on a mission and I refused to, or
8 failed to report on time. Thereafter I was sent to Sengema.

15:28:21

9 Q. Fair enough. Mohamed Kabala locked you up because you
10 decided to go diamond mining, a private venture, in Kono, instead
11 of picking up the battery from CO Nya and returning to Buedu,
12 isn't that true?

13 A. Picking up the acid.

14 Q. Yes, Mr Witness, the acid.

15:28:35

15 A. And Perry had to advocate on my behalf and I was set free.

16 Q. But Perry is saying he was in Makeni. Do you agree? Did
17 you understand the question? You said Perry advocated for you
18 with Mohamed Kabbah and I am saying Perry was in Makeni. Do you
19 agree?

15:29:01

20 A. I met Perry in Makeni. We all travelled to Kono and we
21 were in Kono until the last day.

22 Q. Are you now saying you went - well, you said that before
23 you went to Makeni and then you went to Kono. You are saying you
24 picked up King Perry from Makeni and he followed you to Kono. Is
15:29:22 25 that your evidence now, Mr Witness?

26 A. They were based in Makeni. Our movement - at that time we
27 had vehicles and could move. Today you wash your gravel, go back
28 to Matotoka, two or three days you come back to Kono, just like
29 that. But we were tasked with the responsibility of operating

1 the radio.

2 Q. Yes and Perry stayed with you the whole six months, making
3 you stay and mine diamonds in Kono, right?

15:29:52

4 A. I was not mining with my hands, but people were doing it
5 and I would go to the site to oversee.

6 Q. I see.

7 A. But that did not stop me from operating the radio.

8 Q. You were there with him for six months?

15:30:07

9 A. From the time I arrived in Kono until the time Gullit
10 called muster parade and told us that we should pull out and
11 retreat to Buedu.

12 Q. Well, we go back to the question which started this: When
13 did you arrive in Buedu, or Buedu as you call it?

14 A. I am saying just after ECOMOG intervention in Freetown.

15:30:29

15 Q. [Overlapping speakers].

16 A. It did not take even one week and I retreated to Buedu.

17 Q. Shall we say you arrived perhaps March or April of 1998?
18 Would that be fair to say, Mr Witness? Mr Witness, would it be
19 fair to say you arrived in Buedu around March or April?

15:30:54

20 A. March, around that. Around March.

21 Q. And this was your third time, or shall we say another
22 period of time when you spent over a year in Buedu, right?

23 A. When I retreated from Kono to Buedu I did not spend much
24 time in Buedu.

15:31:12

25 Q. I understood that. You went to Sengema and then from
26 Sengema --

27 A. I left Buedu back for Sengema.

28 Q. And from Sengema you went back to Buedu.

29 A. To Buedu, yes.

1 Q. That is where we are now.

2 A. Yes.

3 Q. When I asked you if March would be a fair time frame to
4 place on this time you were in Buedu you said yes. Is that fair
15:31:31 5 to say?

6 A. Yes.

7 Q. Okay. So we are now in Buedu in March, you have been to
8 Sengema and you are finally in Buedu, okay?

9 A. Yes.

15:31:39 10 Q. March 1998. How long did you spend in Buedu during this
11 period of time?

12 A. I did not even spend one week when I retreated from Kono to
13 Buedu.

14 Q. Mr Witness, after you retreated from Kono to Buedu you went
15:32:03 15 to Sengema, yes?

16 A. Yes, I left Buedu for Sengema, yes.

17 Q. Then you left Sengema and came back to Buedu, yes?

18 A. Yes.

19 Q. Okay, then please forget Sengema now. You are now in
15:32:18 20 Buedu. It is March 1998, okay? From March 1998 --

21 MR BANGURA: Your Honour, my learned friend is deliberately
22 misleading the witness. The witness has already testified to
23 this Court that he spent some months in Sengema. My learned
24 friend has pointed out that this Court has judicially noted the
15:32:39 25 fact that the intervention occurred in February 1998. The
26 witness has said that he moved from Kono, retreated to Buedu
27 briefly and then went to Sengema.

28 MR ANYAH: Yes.

29 MR BANGURA: My learned friend is putting to the witness,

1 which is very misleading, that the witness came back and started
2 staying in Buedu since March of 1998. That is very misleading,
3 your Honours.

4 MR ANYAH: I understood him to say after Sengema he went
15:33:05 5 back to Buedu:

6 Q. Well, Mr Witness, after you left Sengema you went to Buedu,
7 right?

8 A. Yes.

9 Q. What month was that when you arrived in Buedu after
15:33:21 10 Sengema?

11 MR ANYAH: I apologise if I was misleading him. I did not
12 think I was, but I do apologise.

13 THE WITNESS: This was some time in the rainy season.

14 MR ANYAH:

15:33:32 15 Q. And you told us previously the rainy season falls between
16 April and September, right?

17 A. Yes.

18 Q. So somewhere thereabouts, from April to September, you were
19 in Buedu, right?

15:33:43 20 A. Yes.

21 Q. What I want to know is how long you stayed in Buedu once
22 you arrived? For how long was it?

23 A. From that time I left Sengema and went to Buedu I think I
24 remained there until the time I was asked to take the radio set
15:34:00 25 to Foya, Liberia.

26 Q. Yes, and that was June 1999, right?

27 A. In the rainy season.

28 Q. Well, let's do this. I have records of all the dates you
29 have told the Prosecution you arrived in Buedu, all right? We

1 can easily go through all of them: What you have said, the dates
2 on which you arrived and the dates on which you left. Do you
3 agree that you have consistently said that you left Buedu in June
4 of 1999 to go to Liberia? Do you agree, yes or no?

15:34:44 5 A. Yes.

6 Q. Thank you. If we take your evidence that you were in Buedu
7 in the previous year, 1998, during the rainy season, would it be
8 fair to say you spent at least one year in Buedu between 1998 and
9 June 1999?

15:35:10 10 A. The estimated number of months have it so.

11 Q. When you say "have it so", you mean it is correct?

12 A. Here we are estimating the number of months I spent in
13 those locations.

14 Q. Mr Witness, do you agree that after your arrival in Buedu
15:35:41 15 from Sengema you spent over a year in Buedu?

16 A. From 1998 to 1999, how would that be over a year?

17 Q. Okay. Mr Witness, shall we go to tab 2, page 7, of your
18 statements. The ERN number ends in 2020. Do you see that,
19 Mr Witness?

15:36:44 20 A. Yes.

21 Q. Do you see at the top of the page it has a paragraph that
22 delineates your time in Buedu. It reads:

23 "From March 1998 until June 1999 witness remained a radio
24 operator at Planet 1. Planet 1 was Sam Bockarie's mobile radio
15:37:05 25 unit, exclusively it was mounted in a Toyota Land Cruiser. This
26 radio equipped vehicle was captured by RUF troops from a
27 Non-Governmental Organisation at Voinjama in Liberia. This is
28 what Ebony told him."

29 Do you see that, Mr Witness?

1 A. Yes.

2 Q. You told them, during an interview on 18 July 2006, you
3 were in Buedu between March 1998 and June 1999, right?

4 A. Yes.

15:37:33 5 Q. I see. That is over a year, is it not, Mr Witness?
6 Mr Witness, that is over a year, right?

7 A. From March 1998, no, because I said when we retreated Kono,
8 1998, some time in February, I spent not even a week in Buedu. I
9 left back for Sengema, spent some time - a month in Sengema and
10 came back to Buedu.

11 Q. Mr Witness --

12 A. And Sengema is not even stated here.

13 Q. Yes, because you did not tell them then. You told them
14 only six months later that you were in Sengema and you wrote in
15 your statement you forgot to mention it during prior interviews.
16 Do you want me to show you where you said that?

17 A. I have not stated six months in Sengema.

18 Q. No, that's not what I said. I am trying to put it to you
19 that in your first ten or so interviews with the Prosecution you
20 never mentioned Sengema to them?

15:38:36 21 A. I did.

22 Q. Okay.

23 A. I did mention Sengema, that I did not just - they I left
24 Sengema for Buedu. And in fact let me make this point correct.

15:39:01 25 Before this radio we are talking about, Sam Bockarie's radio,
26 there was another radio station. Of course his radio was not
27 Planet 1, but Bravo Zulu 4. That radio, the call sign changed at
28 some point in time when those Land Cruisers were brought from
29 Voi nj ama.

1 Q. Mr Witness, I have quoted you a prior statement that says
2 you told them you were in Buedu between March 1998 and June 1999.
3 Let me show you another statement where you repeated the same
4 information. Can you go to tab 4, page 5, please?

15:39:51 5 A. Tab 4, page?

6 Q. Number 4, page number 5 at the bottom right-hand corner.
7 The ERN number ends in 6200. 6200, Mr Witness?

8 A. Okay, I am there.

9 Q. Are you there?

15:40:18 10 A. Yes.

11 Q. And if you go down to the middle of the page where it says,
12 "Witness saw shipments of drugs." It's about the middle of the
13 page and this was an interview on 18 January 2007 with Kolot and
14 Lamin. Do you see that, Mr Witness?

15:40:43 15 A. Yes.

16 Q. First paragraph says:

17 "Witness saw shipments of drugs (i.e. medicine) used
18 clothing and rice arrived in Buedu during the period he was in
19 Buedu from February 1998 to June 1999."

15:40:59 20 Do you see that, Mr Witness?

21 A. Yes.

22 Q. Yes?

23 A. Yes.

24 Q. Yes, Mr Witness?

15:41:03 25 A. Yes.

26 Q. That is over a year 's period, is it not, Mr Witness? Yes?

27 A. Yes.

28 Q. Okay, Mr Witness. Now in passing you said you had
29 mentioned previously you were in Sengema to the Office of the

1 Prosecution and I told you you were mistaken, right? Yes,
2 Mr Witness?

3 A. I have stated I was not --

4 Q. Shall we go, Mr Witness?

15:41:39 5 A. I was not drunk in any way talking to them.

6 Q. Okay.

7 A. I explained and I can recall the areas where I spent a long
8 period of time. Of course I have visited so many other areas,
9 but they told me I should indicate the areas that I spent much
10 time or, I mean, longer time and that I was narrating and he was
11 writing.

15:41:58 12 Q. Do you agree you left - and I think you have answered this,
13 but I am not at all clear at this point. Do you agree you left
14 Buedu in June 1999?

15:42:18 15 A. About that period. I said in the rainy season and he
16 stated, "The rainy season, about that" and I said yes.

17 Q. And this time in Buedu your supervisor or the person to
18 whom you reported was Sam Bockarie, right?

19 A. Yes.

15:42:34 20 Q. And Sam Bockarie had several radios in Buedu, correct?

21 A. Yes.

22 Q. One of the radios was Bravo Zulu 4, correct?

23 A. No, the same radio on the base, but the names were
24 changing.

15:42:58 25 Q. After operation --

26 A. The call signs. The call signs were changing.

27 Q. I see. And they were changing after Operation Vulture,
28 right?

29 A. Yes.

1 Q. You remember that operation, right?

2 A. Yes.

3 Q. You told us about it last week, right?

4 A. Yes.

15:43:11 5 Q. The operation where they captured two additional vehicles?

6 A. Yes.

7 Q. Right?

8 A. Yes.

9 Q. And, Mr Witness, if I remember your evidence you said when
15:43:23 10 you first went to join Sam Bockarie - not the first time, I am
11 referring to this particular period after the intervention - his
12 radio station's call sign or what we would ordinarily call a
13 radio name was Bravo Zulu 4, right?

14 A. Yes.

15:43:46 15 Q. Was that a stationary radio station, that is something that
16 was in a compound for example, as opposed to something in a motor
17 vehicle?

18 A. The radio was mounted in a vehicle.

19 Q. It was in a vehicle, right?

15:44:00 20 A. Yes.

21 Q. I see. Bravo Zulu 4 was in a vehicle and when Bockarie
22 moved from place to place?

23 A. Uh-huh, uh-huh.

24 Q. You are saying "uh-huh", is that no?

15:44:11 25 A. Planet 1 was the radio that was mounted in a vehicle.

26 Q. Yes, but you --

27 A. Planet 1 and Marvel.

28 Q. Yes, I understand. So your evidence is that Bravo Zulu 4
29 was not a mobile radio station, it was stationary?

1 A. That also used to move, because Sam Bockarie used to make
2 several trips to Pendembu and back to Foya and back to Koindu to
3 Kangama.

4 Q. Was Bravo Zulu 4 in a vehicle, a car?

15:44:44 5 A. This was a mobile, a mobile radio.

6 Q. When you say this?

7 A. A Thompson. A Thompson set. You can put it in a bag and
8 travel with it.

9 Q. I see. So someone could carry it on their person or they
10 could also carry it in a vehicle, right?

11 A. Yes.

12 Q. It was a mobile radio set. That's the point, right?

13 A. Yes, it was used wherever Sam Bockarie was at that time
14 within. And even outside when he was crossing to Foya he carried
15 the radio set along with him.

16 Q. Exactly, Mr Witness. We have established that. Then comes
17 Operation Vulture, right?

18 A. Yes.

19 Q. And what happens is that you said the RUF capture or
20 commander two additional vehicles, right?

21 A. Yes.

22 Q. And the same radio that was called Bravo Zulu 4 then took
23 on the name Planet 1, right?

24 A. Not the same set. Not the same radio.

15:45:48 25 Q. I see. But the name Bravo Zulu 4 was no longer used as the
26 call sign for Sam Bockarie's radio, correct?

27 A. Yes.

28 Q. Exactly. So regardless of what radio set it was
29 Sam Bockarie's radio call sign became Planet 1 after Operation

1 Vulture, right?

2 A. Planet 1.

3 Q. And Marvel?

4 A. Marvel.

15:46:10 5 Q. Marvel was another mobile radio unit, right?

6 A. Yes.

7 Q. It was also fixed to - was it a Land Cruiser, Mr Witness?

8 A. A Land Cruiser, yes, sir.

9 Q. You used the phrase it was mounted up on the Land Cruiser,
15:46:25 10 right?

11 A. Yes, sir.

12 Q. And there were occasions when Sam Bockarie would be in one
13 Land Cruiser with Planet 1 and someone else would be in another
14 Land Cruiser with Marvel, right?

15:46:37 15 A. Yes.

16 Q. I see. I see. Now when someone was with Planet 1 in a
17 vehicle, such as you, for example, let's say you were the radio
18 operator of Planet 1, you were not at the same time operating
19 Marvel in the other vehicle, right?

15:47:08 20 A. No, no.

21 Q. Okay. And vice-versa; the person who was operating Marvel
22 in one vehicle was not at the same time operating Planet 1,
23 right?

24 A. Mm-hm.

15:47:21 25 Q. When Bockarie used to travel sometimes he would go with
26 Marvel, right?

27 A. Yes.

28 Q. And at other times he would go with Planet 1, right?

29 A. Yes.

1 Q. Mr Witness, shall we go to tab 2, page 7. I have read this
2 to you, but I did not read the second paragraph below which ends
3 in ERN 2020. We read the first paragraph that from March 1998
4 until June you were the radio operator for Planet 1 mounted on a
15:48:14 5 Toyota Land Cruiser.

6 A. I was not the only radio operator.

7 Q. That's fine, but let us go to the second paragraph.

8 A. I was serving duty, yes.

9 Q. The second paragraph says:

15:48:27 10 "When transmitting or receiving messages in the field with
11 Planet 1 witness and the other operators would record draft
12 messages to be sent or the messages received in an exercise book.
13 Once back at headquarters on Buedu the operator would transcribe
14 those messages into the operational book at the base radio BZ4."

15:48:51 15 Do you see that, Mr Witness?

16 A. Yes.

17 Q. So when Planet 1 was in existence there was still something
18 called base radio BZ4, right?

19 A. No, that particular location the set was not on, but that
15:49:06 20 axis, we referred to it on the base.

21 Q. But why is there the Z4 after the base? Why not just call
22 it the base?

23 A. In communication that location - the location carried the
24 call sign. The call sign would change, we would refer to that
15:49:27 25 location still.

26 Q. So you still maintain there was one radio called Planet 1
27 and when it came into being the radio station or the call sign
28 previously known as BZ4 was no longer being used? Do you still
29 maintain that, Mr Witness?

1 A. We were not calling the radio - I mean identifying the
2 radio on the net like that, but the base, that base, was still
3 referred to as - we could refer to that as Bravo Zulu 4, the
4 base.

15:50:03 5 Q. Mr Witness, can we go to tab 6, page 17?

6 A. Like - okay.

7 Q. Can we go to tab 6, page 17, Mr Witness. Are you there?
8 The ERN ends in 5028?

9 A. Yes.

15:50:46 10 Q. Do you see paragraph 64 at the top?

11 A. Yes.

12 Q. It reads:

13 "The witness pointed out that he had previously indicated
14 that base radio was the same as BZ4, the main radio in Buedu. He
15 added that 'Planet 1' to which he and an operator name Ebony were
16 assigned was a mobile station and Marvel was operated by several
17 operators who had multiple responsibilities."

18 Do you see that, Mr Witness?

19 A. Yes.

15:51:18 20 Q. This suggests that you have said before that there were
21 three different radio stations; the main radio in Buedu being
22 called BZ4, Marvel being a second radio station but a mobile one
23 and Planet 1 being a mobile radio station. Mr Witness, what do
24 you say to that?

15:51:41 25 A. We were talking about multiple radios at Buedu. Let me
26 point out the number of radios we had in Buedu at that time.
27 There was one other station also called Lemon. That was meant
28 for welfare stations. So those who were on the front line would
29 go to those stations to talk to their - people who were in Buedu

1 would go to that station to talk to their people, women talking
2 to their husbands, relatives talking to their relatives in the
3 distance, Lemon, and Captain Prince Taylor was in charge of that
4 station. That also was in Buedu.

15:52:17 5 Another radio station was there to monitor ECOMOG
6 activities and pass on the information to the various front
7 lines. At some point in time General Issa also was on the base
8 there. He had a radio set. Marvel radio set was there. Planet
9 1 was there. And the entire area, we could refer to that as
15:52:40 10 Bravo Zulu 4, the base, and sometimes in Buedu we can say, "We
11 are going to Bravo Zulu 4", we are referring to Buedu, we are
12 using code.

13 Q. Why does the Office of the Prosecutor's interview notes say
14 when you referred to Bravo Zulu 4 you meant the main radio in
15:52:57 15 Buedu? It says "radio". It doesn't say "base in Buedu". It
16 says "radio", Mr Witness. What do you say to that?

17 A. We are not having one radio at a particular time. I am
18 explaining this.

19 Q. But you just --

15:53:13 20 A. There was different radio stations during that time
21 performing different functions.

22 Q. I am suggesting to you that the reason you have told us
23 that you continued to serve as operator from Bravo Zulu 4 to
24 Planet 1 was because you wanted to place yourself with all radio
15:53:35 25 sets attached to Sam Bockarie. That is what I am trying to
26 suggest to you, Mr Witness, through all of this. You wanted to
27 place yourself at everywhere there was a radio near Sam Bockarie.
28 Do you agree?

29 A. We had radios, many radios, yes.

1 Q. Did you understand the question, Mr Witness?

2 A. What was the question?

3 Q. During direct examination you led us to believe that
4 initially there was one radio - the call sign, rather, for

15:54:05 5 Sam Bockarie's personal radio was Bravo Zulu 4. That is what you
6 led us to believe, right?

7 A. He was using that call sign.

8 Q. And then after Operation Vulture you said there came into
9 being two additional call signs: Planet 1, which replaced Bravo

15:54:26 10 Zulu 4, and Marvel. Yes, Mr Witness?

11 A. Yes.

12 Q. Your interview records suggest that Bravo Zulu 4 never
13 ceased to be used as the name for a radio. Do you agree,
14 Mr Witness?

15:54:45 15 A. Here I am saying Bravo 1 returned to Bravo Zulu 4, the
16 base. I am referring to the base.

17 Q. Do you mean now that you are confronted with this Bravo
18 Zulu 4 it no longer refers to a radio's call sign, but is rather
19 used in reference to a base in Buedu? Is that what you are
15:55:03 20 saying?

21 A. I have previously referred to, not the name of the station.
22 The base as well as well was referred to as Bravo Zulu 4, so
23 radio being operated within that axis carried, or had that name.

24 Q. There is a distinction, is there not, between the call sign
15:55:22 25 of a radio and the name of a base, right?

26 A. It could be used the same. For example, at some point in
27 time, whilst I was in Sengema, my radio station was called - the
28 call sign was Adidas. So going to Sengema people would say "we
29 are going to Adidas" and not necessarily just --

1 JUDGE SEBUTINDE: Mr Witness, the question is very simple.

2 THE WITNESS: Yes.

3 JUDGE SEBUTINDE: The name Bravo Zulu 4, did it refer both
4 to a base and a radio station?

15:55:55 5 THE WITNESS: Fine, yes.

6 MR ANYAH:

7 Q. Mr Witness, at some point during your stay in Buedu did
8 Sam Bockarie get a new jeep?

9 A. I met him with that new jeep. Before retreating from Kono
15:56:15 10 to Buedu he had already got that jeep and he addressed us in the
11 muster parade in Buedu. It was from that muster parade I was
12 picked up by the MPs, just after the parade I was locked up. In
13 the muster parade in Buedu --

14 Q. You have told us. I understand. I was just asking you
15:56:35 15 whether he got a jeep.

16 A. Yes.

17 Q. Yes, okay. What call sign was used for the radio in that
18 jeep? What was the call sign?

19 A. That jeep had no radio mounted in it.

15:57:04 20 Q. It had none.

21 A. It was a plain jeep.

22 Q. I see. Now, when radio sets are used in vehicles -
23 Mr Witness, are you following?

24 A. Yes.

15:57:19 25 Q. When radio sets are used in vehicles your practice in Buedu
26 was that you would wake up early in the morning and you would
27 drive around between 7.00 a.m. and 7.30 to charge up the radio
28 sets, right?

29 A. Yes.

1 Q. You have told the Office of the Prosecutor this before:
2 How you would have to wake up and drive around and charge the
3 sets up, right?

4 A. Yes.

15:57:40 5 Q. That means, Mr Witness, that for periods of times in the
6 evenings, at night, you were not monitoring any communications,
7 right?

8 A. In the night?

9 Q. Yes.

15:57:51 10 A. Why?

11 Q. Well, why did you have to charge up the batteries?

12 A. To increase the energy.

13 Q. Were the radio sets on or off at night?

14 A. They were on during the night.

15:58:05 15 Q. And you could still listen to communications. Is that your
16 evidence?

17 A. Yes.

18 Q. There was a Liberian radio operator working for
19 Sam Bockarie at this time called Duwor, D-U-W-O-R, correct?

15:58:42 20 A. Yes.

21 Q. What was the person's first name?

22 A. Sallay.

23 Q. Sallay?

24 A. Yes.

15:58:50 25 Q. You have spelt that for us before, right?

26 A. Yes.

27 Q. Also while you were in Buedu with Sam Bockarie, Samuel
28 Lamboi, or Ebony, was actually the station commander for Planet
29 1, correct?

1 A. He was the commander for the duty I was serving. When I
2 was receiving - when I received message it was Sam Lamboi that I
3 used to present the message to.

15:59:30 4 Q. For Planet 1, a mobile radio station, was Ebony, also known
5 as Samuel Lamboi, the station commander for Planet 1, yes or no?

6 A. Yes.

7 Q. Besides yourself in Buedu at this time there were radio
8 operators Daf, right?

9 A. Yes.

15:59:47 10 Q. Zedman, yes?

11 A. Yes.

12 Q. There was also Captain Mohamed Kabbah, correct?

13 A. Yes.

14 Q. And there was also Osman Tolo, yes?

15:59:57 15 A. Yes.

16 Q. All of these people were at Planet 1, or were with
17 Sam Bockarie, at the time when Planet 1 was his radio's call
18 sign, right?

19 A. Yes, and let me explain something.

16:00:10 20 Q. Mr Witness --

21 A. Yes, I have I said yes.

22 Q. And that means that any of these people on occasion would
23 work as the radio operator for the radio with call sign Planet 1,
24 right?

16:00:29 25 A. We were serving duty for 72 hours. You give space for
26 others to operate.

27 Q. That is precisely the point. You did not serve as the
28 exclusive radio operator for Planet 1, right?

29 A. Yes.

1 Q. There were at least four or five of you in addition to
2 yourself, yes?

3 A. Yes, but at some point in time Mohamed Kabbah was arrested
4 and locked up for a long period of time.

16:00:57 5 PRESIDING JUDGE: Mr Witness, answer the question.

6 THE WITNESS: Okay, yes.

7 MR ANYAH:

8 Q. Did you ever hear Charles Taylor's voice over the radio
9 while you were at Planet 1?

16:01:16 10 A. No.

11 Q. This was the entire period you spent in Planet 1, from 1998
12 through June 1999, right?

13 A. Yes.

14 Q. Not once did you hear Charles Taylor's voice, right?

16:01:29 15 A. Yes.

16 Q. Indeed, Charles Taylor never talked on the radio with
17 Sam Bockarie from February 1998 until June 1999. That is what
18 you told the Office of the Prosecutor, right?

19 A. I said during that period I did not hear, but when I spoke
16:01:58 20 of a particular situation wherein I had radio conversation that
21 was between Corporal Sankoh and somebody from Liberia who
22 identified himself as Ebony. At first it was the radio operator
23 who established the call and asked the radio operator to have
24 Toyota on set, and in the code Toyota meant Corporal Foday Sankoh
16:02:26 25 and Ebony in the code meant Charles Ghankay Taylor. That request
26 was made and Sahr James had to move down to call upon Corporal
27 Sankoh, who was the Toyota, and he came and --

28 PRESIDING JUDGE: Mr Witness, you have answered the
29 question.

1 THE WITNESS: Okay.

2 PRESIDING JUDGE: Please don't put in unnecessary
3 repetitious elaborations.

4 THE WITNESS: Okay.

16:02:49 5 MR ANYAH:

6 Q. Mr Witness, during the time when you were in Buedu,
7 conversations, if any, between Sam Bockarie and Benjamin Yeaten
8 were coded, or they used a code between themselves when they
9 spoke on the radio, right?

16:03:07 10 A. Yes.

11 Q. During the time you were in Buedu you, Mr Witness, you
12 never received or transmitted any messages on behalf of any AFRC
13 people, right, persons affiliated with the AFRC?

14 A. Messages from Sam Bockarie was the ones we used to
16:03:53 15 transmit.

16 Q. I am just trying to rule out AFRC messages.

17 PRESIDING JUDGE: In fairness maybe there is two questions
18 in there. There is "never received" and "never transmitted", so
19 maybe take them one by one.

16:04:05 20 MR ANYAH: Yes:

21 Q. Mr Witness, while you were in Buedu did you ever receive
22 any messages from persons associated with the AFRC?

23 A. Messages were received from Gullit.

24 Q. Did you ever transmit any messages to persons associated
16:04:29 25 with the AFRC?

26 A. There was no AFRC person I was dealing with to my
27 knowledge, but messages were transmitted from Gullit's station
28 that I monitored.

29 Q. Well, I don't wish to be picky, but you told the

1 Prosecution you never received or transmitted any messages on
2 behalf of any AFRC people and then you corrected it in a
3 subsequent statement emphasising that that is what you meant. Do
4 you recall making a correction in October last year telling them
16:05:13 5 that, "Witness states he never received or transmitted messages
6 on behalf of any [itali cised] AFRC people."

7 A. I received message from Gullit and Gullit also was a member
8 of the AFRC before, but was working cordially with Sam Bockarie
9 at that time and he used to transmit messages, I used to receive
16:05:40 10 those messages and present it to Sam Bockarie.

11 Q. Mr Witness, if you go to tab 6, page 3, these are the
12 corrections to which Mr Bangura referred previously. Tab 6,
13 Mr Witness. Page 3, the ERN number is 5014, that is what it ends
14 in and you see paragraph - sorry, page 17 there. It is referring
16:06:16 15 to a prior statement and to be fair to you I could take you to
16 the prior statement, but there was a missing word in the prior
17 statement and you read your statements and you made this
18 correction. It says under page 7, "The witness states he never
19 received or transmitted messages on behalf of any AFRC people,
16:06:38 20 'not my AFRC people'." Do you see that, Mr Witness?

21 A. Transmitted messages. I received messages from Gullit and
22 Gullit was one of the AFRC junta personnel.

23 Q. But this is saying you did not. Shall we go to your
24 original statement before they say I am being unfair to you?

16:07:01 25 A. There is also making corrections here.

26 Q. Mr Witness, first of all on that page, at the bottom
27 right-hand corner, do you see your signature there?

28 A. Yes, my signature is there.

29 Q. And you see the date, 27 November 2007?

1 A. Yes.

2 Q. That is saying that you read this page and you found the
3 information in it to be correct, right?

4 A. Yes.

16:07:27 5 Q. I see. The statement that you are correcting on this date
6 is to be found in tab 2, page 17, and that's the first time you
7 told them this information and in that tab it actually says - and
8 I will read it to you so it's fair to you because you make the
9 distinction in that tab between having met Gullit and the issue
16:08:05 10 of receiving and transmitting messages. If you went to tab 2,
11 page 17, it says:

12 "Witness met Johnny Paul Koroma in Kangama in 1999. He
13 also met Gullit in 1998 during retreat from Kono. He only met
14 those two AFRC people. Witness never received or transmitted
16:08:35 15 messages on behalf of my AFRC people."

16 Then later on you corrected it to "any AFRC people". Do
17 you see that, Mr Witness?

18 A. Yes, I did not everyone say "my". Somebody wrote it and I
19 had to make this correction and maybe giving my information he
16:08:54 20 had something written differently.

21 Q. But when they corrected it to "any AFRC people" you signed
22 the page and you dated it, Mr Witness, and you are a
23 school teacher, right?

24 A. Yes.

16:09:04 25 Q. And that is saying precisely what it means?

26 A. But how can I be stupid enough communicating or receiving
27 message from Gullit. I know that even before we arrived in Buedu
28 I used to communicate message from Gullit. But in Buedu I was.
29 It was Sam Bockarie's radio set that we were operating and the

1 messages from him was just what I was having the obligation to
2 transmit. And indeed in several locations I received message
3 from Gullit and Gullit also was part of the AFRC. After the
4 intervention he started working with Sam Bockarie. There was a
16:09:50 5 meeting called in Buedu in which JP Koroma told them to work as a
6 team.

7 MR BANGURA: Your Honours --

8 THE WITNESS: So they were all taking command from
9 Sam Bockarie.

16:10:02 10 MR BANGURA: Your Honours, the provision which my learned
11 friend refers to in the statement, and I am referring to the
12 correction now, says, "The witness states he never received or
13 transmitted messages on behalf of any AFRC people." "On behalf
14 of." Your Honours, I believe there is a distinction between
16:10:26 15 receiving and transmitting on behalf of and receiving from and
16 the witness is making the point that he did receive messages
17 from, he was receiving messages from Gullit. And transmitting
18 and receiving on behalf of is definitely a different expression
19 and carries a different connotation.

16:10:52 20 PRESIDING JUDGE: I can see never transmitting on behalf
21 of, but receive - how can you receive on behalf of?

22 MR BANGURA: Your Honours, on behalf of - and I don't want
23 to - maybe we can argue this in the absences of the witness, but
24 my submission is that it bears a different connotation from the
16:11:13 25 situation where the witness says he received messages from
26 somebody else.

27 PRESIDING JUDGE: Well, can you explain the difference to
28 me, because --

29 MR BANGURA: Your Honours, without influencing and then

1 without prejudice to the answer given by the witness at this
2 stage, but my understanding of "on behalf of" is that from the
3 base where he was he did not transmit messages for any AFRC
4 person, nor did he receive any message coming for that same - or
16:11:50 5 for any AFRC person on that base. On behalf of.

6 PRESIDING JUDGE: I see the distinction you are drawing.
7 Mr Anyah, you have heard counsel for the Prosecution draw a
8 distinction in the wording.

9 JUDGE LUSSICK: I might say that is counsel from the
16:12:03 10 Prosecution speaking, not the witness.

11 MR ANYAH: And I would respond by saying that your Honours
12 are the trier of fact and I will leave it up to your Honours to
13 judge what it means.

14 JUDGE SEBUTINDE: Surely this witness has displayed some
16:12:21 15 kind of intelligence. He is able to answer and explain himself
16 even where there are subtle differences. I think this witness is
17 quite capable of giving his evidence without assistance.

18 MR ANYAH: I have pointed to the record and I will leave it
19 for your Honours, like I said. If it please the Court, for your
16:12:46 20 Honours to determine whether his responses mean received or
21 transmitted under the circumstances.

22 JUDGE SEBUTINDE: Mr Anyah, I think you are quite perfectly
23 entitled to ask what you asked and I think the witness is doing
24 fine explaining himself.

16:13:06 25 MR ANYAH: Thank you, Justice Sebutinde:

26 Q. Mr Witness, when was the last time you saw Gullit?

27 A. It was in Kailahun. Let me explain that situation. When
28 we all arrived in Kailahun he left us in Kailahun and drove to
29 Buedu. That same day he came on board one jeep together with

1 Sam Bockarie and they proceeded to Daru. From that time to --

2 PRESIDING JUDGE: Mr Witness, you are answering a question
3 where. The question was, "When did you last see Gullit?"

4 THE WITNESS: In Kailahun.

16:13:51 5 PRESIDING JUDGE: When? A time rather than a place.

6 THE WITNESS: The time he led us from Kono to Kailahun, he
7 proceeded that same day to Buedu and I saw him again back on
8 board a jeep together with Sam Bockarie and they left for Daru.
9 That is what Sam Bockarie told us in the station.

16:14:12 10 PRESIDING JUDGE: Mr Witness, I am going to try once more.

11 The question is when? That is time.

12 THE WITNESS: Okay, okay. That was in the year 1998, just
13 after the ECOMOG intervention.

14 MR ANYAH:

16:14:27 15 Q. And you haven't seen him since then?

16 A. Since then, but I used to hear his voice on the radio.

17 Q. What is Gullit's real name?

18 A. I knew him by Gullit as PL0-2.

19 Q. You also knew him as Black Jah, right?

16:14:49 20 A. That was a code name at a certain point in time.

21 Q. And who used to refer to Gullit as Black Jah?

22 A. It was Sam Bockarie.

23 Q. Have you ever heard the name Alex Tamba Brima before,
24 Mr Witness?

16:15:12 25 A. Alex Tamba Brima?

26 Q. Yes.

27 A. Yes.

28 Q. And in what context have you heard that name before?

29 A. I think they were referring to Gullit.

1 Q. Who was referring to Gullit?

2 A. That Alex Tamba Brima should be Gullit, but in short he was
3 just referred to as a PLO-2.

4 Q. This time in Buedu you told us during direct examination on
16:15:54 5 several different occasions about messages from Liberia, right?

6 A. Yes.

7 Q. We clarified that in the time you spent in Zogoda you were
8 viewed as a junior operator and you were not allowed to field
9 messages from Liberia, what you call the other side, right?

16:16:13 10 A. Yes.

11 Q. This time that you were in Buedu it is true, is it not,
12 that you still were not allowed to field messages from the other
13 side; true or false?

14 A. It was in Buedu that I was given the authority to
16:16:34 15 communicate with the Liberian stations from Buedu.

16 Q. Are you sure, Mr Witness?

17 A. Yes.

18 Q. Have you told the Office of the Prosecutor something
19 different before about this issue?

16:16:53 20 A. I stated that during the time I was in Zogoda I was never
21 allowed to communicate with radio stations on the other side, but
22 in Buedu of course initially it was Sallay Duwor who was in
23 charge, but at certain point in time I had the authority to make
24 call and I used to communicate with radio stations on the other
16:17:19 25 side. That is when we referred to Liberia as the other side
26 whilst we were in Liberia and whilst in Liberia we referred to
27 Sierra Leone as the other side. So if we were in Sierra Leone we
28 referred to Liberia as the other side.

29 Q. Mr Witness, you have told the Office of the Prosecution

1 before that only a few radio operators in Buedu were allowed to
2 speak to the other side. Do you recall which operators you said
3 were allowed to speak to the other side?

4 A. Yes.

16:17:59 5 Q. That did not include you, did it, Mr Witness?

6 A. Initially when Sallay was there. Sallay killed himself at
7 certain point in time and from there I started communicating
8 across and I stated before that it was in Buedu that I started
9 communicating with the other side.

16:18:24 10 Q. Mr Witness, can we go to tab 2, page 7. Are you at page 7?

11 A. Yes.

12 Q. 2020?

13 A. Yes.

14 Q. If you go to the second full paragraph, where it says, "If
16:19:02 15 witness received a radio call from Liberia." Do you see that,
16 Mr Witness?

17 A. Yes

18 Q. It reads:

19 "If witness received a radio call from Liberia he had to
16:19:13 20 get Ebony to talk to them as he wasn't allowed to talk to 'the
21 other side' while he was assigned to Planet 1. Ebony was the
22 only other operator Sam Bockarie would talk on the radio set
23 almost every day to Liberia."

24 Do you see that, Mr Witness?

16:19:32 25 A. Yes.

26 Q. You told the Office of the Prosecution on 18 July that if a
27 call came in from the other side you had to get Ebony, right?

28 A. Yes.

29 Q. If you go down to the page, that same page, the end of the

1 page, it says, or it reads:

2 "Witness says that Daf (Fornie), Zedman (Sahr James),
3 Captain Mohamed Kabbah and Osman Tolo were the only people at
4 base radio besides Bockarie who were authorised to talk on the
16:20:10 5 radio to the other side."

6 Twice in the same page they have you telling them you were
7 not authorised to talk to the other side, Mr Witness?

8 A. At that time this is what I stated. I said when I went to
9 Buedu - in fact from Zogoda I was not allowed and in Buedu
16:20:31 10 initially I was not allowed to talk to them. It reached to a
11 time when I started receiving calls from them and I started
12 communicating.

13 Q. I am putting it to you that both in Zogoda and in Buedu you
14 were not allowed to communicate with Liberia on the radio; true
16:20:54 15 or false?

16 A. At certain time - a certain point in time in Buedu I was
17 still not allowed. At certain point in time in Buedu that is
18 correct, but as time went on I had the authority to contact the
19 other side.

16:21:08 20 Q. Why did you say these people, Daf, Zedman, Kabbah, Tolo
21 were the only people besides Bockarie who were authorised to talk
22 on the radio to the other side? Why did you tell them that,
23 Mr Witness?

24 A. They were the senior operators. At that time they were the
16:21:29 25 people mandated to communicate with radio stations on the other
26 side. As time went on I had the authority to establish contact
27 with the other side.

28 Q. And we have chronicled your journeys today from 1991 all
29 the way up through now the end of your time in Buedu, June 1999,

1 and, Mr Witness, I am putting it to you that during that entire
2 period you were not allowed to communicate with the other side;
3 true or false?

16:22:06 4 A. I had at this time stated here when I was in Buedu earlier
5 initially I hadn't still the authority, but at a certain point in
6 time I had the authority to call on the other side. I see no
7 good reason why I should tell a lie.

8 Q. Why does it appear twice on the same page from the same
9 interview that this is what you told them, Mr Witness?

16:22:25 10 A. What happened is what exactly I narrated to the Prosecution
11 - I mean, the investigators.

12 Q. You told us on Friday - actually on Thursday 10 April, the
13 transcript reference is at page 7165 through 7166 - you told us
14 that Sam Bockarie never hid anything from you radio operators,
16:23:00 15 right?

16 A. Yes.

17 Q. Did he usher you radio operators away whenever diamonds
18 came to him in Buedu?

19 A. Before the arrival of --

16:23:13 20 PRESIDING JUDGE: Just one moment. I just want to be
21 clear, when you say day diamonds arrived do you mean discussions
22 about diamonds on the radio or do you mean them actually arriving
23 on the site?

24 MR ANYAH: Let me see if I can clarify:

16:23:39 25 Q. Mr Witness, when you were in Buedu did mining commanders
26 occasionally come to meet with Sam Bockarie, diamond mining
27 commanders come to meet with Sam Bockarie?

28 A. Yes.

29 Q. When those mining commanders would come, it is the case, is

1 it not, that Sam Bockarie did not allow others to be around him
2 at this point, including yourself?

3 A. Before the coming of the mining commanders we had already
4 been informed. We had to tell Sam Bockarie that so and so
16:24:15 5 commander for so and so operation is en route.

6 Q. That was not the question, whether you had to say a
7 commander was en route or not. The question is phrased from the
8 backdrop of you telling us that Sam Bockarie never hid anything
9 from you. I am asking you when these mining commanders would
16:24:37 10 come to Buedu to report to Sam Bockarie, did he allow you and
11 others to be around?

12 A. We would be around.

13 Q. You would be around?

14 A. Yes.

16:24:47 15 Q. Did you see any diamonds when these commanders would come,
16 you yourself?

17 A. Yes, he would display the diamonds on the table and start
18 playing with them.

19 Q. Mr Witness, can we go to tab 4, page 6, please. The ERN
16:25:19 20 number ends in 6201. Are you there, Mr Witness?

21 A. Yes.

22 Q. If you go down to a paragraph, the third full paragraph, it
23 begins with your name. It reads, Mr Witness, "Witness and others
24 were not allowed to be around Sam Bockarie and the senior
16:25:43 25 officers when the mining commanders reported to Bockarie."

26 Mr Witness, may I finish please?

27 A. Okay.

28 Q. "The mining commanders were expected to bring diamonds,
29 but witness never actually saw diamonds exchange hands. It was

1 no secret that the RUF mining commanders were bringing diamonds
2 to Sam Bockarie."

3 Mr Witness, this paragraph is saying two points: The first
4 point that Sam Bockarie didn't allow you and others to be around
16:26:17 5 when these diamond mining commanders came to see him. Do you see
6 that, Mr Witness?

7 A. Yes, it is clearly written.

8 Q. And that is inconsistent with what you have just told us,
9 right? You told us he allowed you to be around, right?

16:26:33 10 A. Yes, we saw diamonds, yes.

11 Q. You said you yourself saw diamonds, Mr Witness?

12 A. Yes.

13 Q. Well, Mr Witness --

14 A. Let me explain. Let me explain my point. You said diamond
16:26:44 15 exchange and this is what we have to discuss: That is the
16 exchange of diamonds for what. They brought diamonds, handed
17 over to Sam Bockarie. In the veranda he would display those
18 diamonds and pack them like this and put them in parcel.

19 Q. I recall asking you - sorry, go ahead, Mr Witness.

16:27:07 20 A. We were in the station and he would be in the veranda, not
21 necessarily everybody taking position around the table, no.

22 Q. My question to you, Mr Witness, and it is on page 189, line
23 2, the question I asked you a few minutes ago, "Did you see any
24 diamonds when these commanders would come, you yourself?"

16:27:37 25 Mr Witness, your answer was, "Yes, he would display the diamonds
26 on the table and start playing with them." Now you are referring
27 us to the word "exchange", Mr Witness. What was unclear about
28 the question? You said you saw diamonds and this paragraph, from
29 a statement you gave the Office of the Prosecutor in January of

1 2007, is saying "but witness never actually saw diamonds exchange
2 hands". What is unclear about this, Mr Witness?

3 A. Here you are saying giving of diamonds and getting of, let
4 us say, money, or any other thing. Here I am really confused.

16:28:23 5 Q. Okay, I see the situation.

6 A. The talk of diamonds exchanging hands.

7 Q. But this paragraph also says you were not allowed to be
8 around Sam Bockarie when these people visited, right?

9 A. Yes.

16:28:34 10 Q. But you just told us you were allowed to be around him,
11 Mr Witness.

12 A. We were - wait. We were on the veranda. I think at one
13 time I illustrated the position in which we were, but not
14 necessarily ourselves sitting on the round table where the

16:28:51 15 diamonds would be displayed, no. We were never in any position
16 around, but we would remain in the radio station just in front of
17 the veranda and see, but we were not sitting on, for example, as
18 we are sitting around this table discussing, no, but we would
19 remain right in front of the veranda and see.

16:29:21 20 Q. Yes, Mr Witness.

21 A. And another point stated here, I really was not around when
22 Sam Bockarie took those diamonds to say, "Oh, this is a diamond.
23 I need this, or I need this one", but I can remember making
24 references and after the message is transmitted he would again
16:29:40 25 come to the radio station, discuss and then go back to his
26 veranda. I had a chart where I demonstrated the position in
27 which we were with Sam Bockarie at that time I was in Buedu.

28 Q. Why did you tell us last week Sam Bockarie never hid
29 anything from you radio operators and it turns out you have told

1 the Prosecution previously that when these diamond mining
2 commanders would come, he would not allow you and others to be
3 around?

4 A. We were not around. We were not sitting on the table. He
16:30:17 5 had his table in the veranda, there diamonds would be displayed
6 and they picked there to pass the white ones aside and the other
7 he referred to as industrial diamonds. He said, "Today Kennedy
8 brought diamonds but they were full of industrials." He will
9 pass this one around, this one and then put them in parcel. We
16:30:37 10 were in the veranda. He would then march to the vehicles smiling
11 and thereafter he would send instructions to Base 1 and say,
12 "Please raise me up, Base 1."

13 Q. But you do understand what in every day common language
14 allowing someone to be around means, right? You know what that
16:30:56 15 phrase means? It means whether they want you to see what they
16 are doing or not, right, Mr Witness?

17 A. I was not around him on the table. We were not seated on
18 the same table, but I would remain in the veranda to see. I was
19 not maintaining seat with him like, for example, we are sitting
16:31:12 20 on the same bench. He was superior to us, but we would remain
21 right in the veranda where we had the radio set and see what was
22 happening in his veranda.

23 PRESIDING JUDGE: Mr Anyah, I note the time.

24 MR ANYAH: That is fine. That is a convenient point.

16:31:28 25 PRESIDING JUDGE: Good. We will therefore adjourn until
26 tomorrow at 9.30, please. Please adjourn Court.

27 [Whereupon the hearing adjourned at 4.30 p.m.
28 to be reconvened on Tuesday, 15 April 2008 at
29 9.30 a.m.]

I N D E X

WITNESSES FOR THE PROSECUTION:

TF1-516	7386
CROSS-EXAMINATION BY MR ANYAH	7386