



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

MONDAY, 14 JULY 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 Simon Meisenberg
Ms Doreen Kiggundu

For the Registry:

Ms Rachel Irura

For the Prosecution:

Ms Brenda J Hollis
Mr Mohamed A Bangura
Ms Maja Dimitrova

For the accused Charles Ghankay
Taylor:

Mr Courtenay Griffiths QC
Mr Terry Munyard
Mr Morris Anyah

1 Monday, 14 July 2008

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.30 a.m.]

09:20:09 5 PRESIDING JUDGE: Good morning. I note some changes of
6 appearance. Mr Bangura, good morning.

7 MR BANGURA: Good morning Madam President, good morning
8 your Honours, good morning counsels opposite. Your Honours, for
9 the Prosecution this morning: Ms Brenda J Hollis; myself,
09:29:09 10 Mohamed A Bangura; and Ms Maja Dimitrova. Thank you, your
11 Honours.

12 PRESIDING JUDGE: Thank you, Mr Bangura. Mr Munyard?

13 MR MUNYARD: Good morning your Honours, good morning
14 counsel opposite. On the Defence bench this morning is Courtenay
09:29:25 15 Griffiths QC, myself and Morris Anyah.

16 PRESIDING JUDGE: Thank you, Mr Munyard. If there are no
17 other matters I will remind the witness of his oath? No.

18 Mr Witness, good morning.

19 THE WITNESS: Good morning, sir.

09:29:39 20 WITNESS: TF1-388 [On former oath]

21 PRESIDING JUDGE: I remind you again this morning, as I
22 have done other mornings, that you are under oath, you have taken
23 the oath to tell the truth, it is still binding on you and you
24 must answer questions truthfully. Do you understand?

09:29:53 25 THE WITNESS: Okay, ma'am.

26 PRESIDING JUDGE: Good. Please proceed, Mr Bangura.

27 MR BANGURA: Thank you, your Honour. Your Honour, just
28 before I proceed with the witness's testimony, I wish to go to an
29 issue that came up on Friday to do with disclosure. This was a

1 matter that was raised by my colleague on the other side and it
2 had to do with the evidence by the witness on the activities of
3 Sam Bockarie as well as the witness's presence in Ivory Coast and
4 Burkina Faso. Your Honours, the counsel was very clear about the
09:30:40 5 fact that he was intrigued, he said, by the sort of evidence
6 which the Prosecution was leading at that point and that there
7 had not been disclosure, or sufficient disclosure of those
8 matters.

9 Your Honour, I will go to the record and state what counsel
09:30:56 10 said and then just indicate to the Court and provide to the Court
11 what the Prosecution had in fact given to the Defence prior to
12 this witness's testimony in court. Your Honours, at page 13504,
13 line 29, counsel says:

14 "Your Honours, before we move on I am intrigued to know
09:31:28 15 that Mr Bangura can spell this town, Seguela. Unless I have
16 missed something there is nothing at all in the disclosure about
17 this, where they went in Burkina Faso, where they went in Cote
18 d'Ivoire. There's a very small amount indeed of information.

19 "Now as it appears on the face of it my learned friend -
09:31:51 20 unless I have missed it and I accept that I'm fallible and might
21 have done. It appears on the face of it that there is more
22 material that this witness has - information this witness has
23 given to the Prosecution that we have not been given any advance
24 indication of at all and I wonder if my assumption is correct."

09:32:16 25 PRESIDING JUDGE: Yes, I do recall that exchange,
26 Mr Bangura.

27 MR BANGURA: Your Honours, this went on and further my
28 learned friend - this is at page 13506, lines 5 through to 22.

29 PRESIDING JUDGE: I do recall what he said, thank you.

1 MR BANGURA: Right. Your Honours, the position is that in
2 fact the Prosecution had before this witness's testimony provided
3 not as my learned friend put it a handful of lines. In fact my
4 learned friend said that it was an exaggeration to say that we
09:32:53 5 provided a handful of paragraphs. He said there were just a
6 handful of lines. Your Honours, what we provided to the Defence
7 is sufficient enough and contained basically all the information
8 that the witness testified to in court. I will just refer your
9 Honours to what was provided to the Defence.

09:33:15 10 In proofing note which we disclosed to the Defence on 4
11 March 2008 we had from paragraph 12 of those notes through to
12 paragraph 19 matters covering the period that Sam Bockarie was in
13 Ivory Coast, it appeared that the witness and others who joined
14 him in Ivory Coast were, as well as the activities in the Ivory
09:33:45 15 Coast. Your Honours, in particular paragraphs 17 to 19 of those
16 notes deal with areas in the Ivory Coast which are featured in
17 the map that was used by the witness and the spelling
18 specifically in the map are those that the witness had given in
19 court.

09:34:08 20 So my learned friend should not be saying that they were
21 surprised by what was coming out in evidence in court. Your
22 Honours, when these sort of matters go down on record it tends to
23 give the impression that the Prosecution is overlooking matters
24 which they ought to be looking - on issues of disclosure and it
09:34:29 25 is important that the records be put right on this matter. The
26 Defence had more than enough of what the witness testified about
27 and it is definitely not correct as my learned friend put it in
28 court on Friday.

29 PRESIDING JUDGE: Are you therefore saying that you have

1 conformed with the provisions of disclosure under the rules?

2 MR BANGURA: Yes, your Honour, we have fully and completely
3 conformed with our obligations. Your Honours, just to be more
4 specific on for instance the spellings that my learned friend was
09:35:06 5 referring to, paragraph 19 of the disclosure of the notes that we
6 provided had spellings like Seguela, Man, Danane, Bangolo.

7 PRESIDING JUDGE: I don't know that the spelling is -
8 although it is important it is not the legal issue to my mind.
9 To my mind the legal issue is to ensure that you have conformed
09:35:31 10 to the disclosure obligations and in the light of your
11 submission, Mr Bangura, I will ask Mr Munyard to reply. Thank
12 you.

13 MR MUNYARD: Madam President, if you look at what I was
14 saying on Friday, I was asking the Prosecution if they had gone
09:35:47 15 into this sort of detail and I acknowledged I might have missed
16 it. I can tell you now I was looking, as I was following that
17 evidence, at the previous day's lengthy proofing session or the
18 --

19 PRESIDING JUDGE: That would be 3 March.

09:36:07 20 MR MUNYARD: Yes, that was on 3 March where there is an
21 account of this trip to La Cote d'Ivoire and it doesn't include
22 some of those names. I accept now my learned friend has pointed
23 us to the following day where there was yet another more than 19
24 paragraphs of evidence, some of it covering the same ground yet
09:36:26 25 again.

26 The difficulty for us is we are being supplied with notes -
27 proofing notes - covering the same issues again and again and
28 again and it is sometimes difficult to find the detail in there
29 because on occasion the proofing notes will correct or contradict

1 what has gone before. All I was doing on Friday was saying,
2 "Well, I can't see it in what I'm looking at, maybe I've missed
3 it". And it appears I had missed it, but I was making it quite
4 clear I was asking for guidance from the Prosecution where in the
09:37:04 5 numerous different accounts of this particular part of the
6 witness's evidence is this material. I had hoped that I would
7 have been taken to it then. I wasn't. I was relying on the
8 previous day's notes, or that was how I was following the
9 evidence, at any rate, on Friday.

09:37:22 10 PRESIDING JUDGE: I see, Mr Munyard, but it appears
11 therefore that there has been conforming with the provisions of
12 Rule 66, albeit somewhat belaboured to your view.

13 MR MUNYARD: Absolutely and, as I indicated on Friday, I
14 was very happy to be corrected and I am happy now to be
09:37:43 15 corrected.

16 PRESIDING JUDGE: Thank you. Well, the record, therefore,
17 Mr Bangura, is that there has been disclosure and the Defence
18 counsel accepts that. If you please proceed now with your
19 examination-in-chief.

09:37:57 20 MR BANGURA: Thank you, your Honour.

21 EXAMINATION-IN-CHIEF BY MR BANGURA: [Continued]

22 Q. Good morning, Mr Witness.

23 A. Good morning, sir.

24 Q. We will continue with your testimony this morning and I am
09:38:10 25 going to take you through just a few matters that came up before
26 before we move on, okay? Can you hear me? Are you clear with
27 what I said?

28 A. Yes, sir.

29 Q. Mr Witness, on Friday in your testimony you mentioned the

1 name of somebody - you said Magona was a doctor. Do you recall
2 that?

3 A. Yes, sir.

09:39:21

4 Q. And you said he was staying in a village near Ganta called
5 Togleawen, do you recall that?

6 A. Yes, sir.

7 Q. Now who was Magona?

09:39:47

8 A. I came to know Dr Magona in 1998 in Buedu when he came to
9 Sam Bockarie from Liberia. During the time of his stay in Buedu
10 with Sam Bockarie, he served as the doctor in charge of
11 Sam Bockarie and Issa Sesay - Issa Sesay's family. I mean he was
12 a doctor in charge of these two people's families, because he was
13 more or less very close to them. He stayed with Sam Bockarie
14 until we came to Liberia.

09:40:18

15 Q. When you say "we came to Liberia", can you be clear? I am
16 talking about Dr Magona himself.

17 A. Yes, sir, he travelled along with Sam Bockarie in late 1999
18 when Sam Bockarie finally left Buedu for Liberia.

09:40:46

19 Q. And did you know what he was doing in Liberia when you
20 crossed over into Liberia?

21 A. He was working with the SS director at that time, Mister -
22 sorry, Benjamin Yeaten, and even at the time that I met him --

23 THE INTERPRETER: Your Honours, can he repeat the name of a
24 place he has mentioned. It is not clear.

09:41:17

25 PRESIDING JUDGE: Please pause, Mr Witness. Mr Witness,
26 the interpreter asks that you repeat the name of the place you
27 have just named as he didn't hear you clearly. You have said,
28 "And even at the time I have met him" - this is Dr Magona I
29 think. I don't know who the "him" is, but please repeat your

1 answer and name the place clearly.

2 THE WITNESS: I said at the time that I met Dr Magona in
3 Togleawen in Nimba near Ganta, in 2003, he was the chief combat
4 medic to Benjamin Yeaten on the front line at that time.

09:42:03

5 MR BANGURA:

6 Q. Thank you. On Friday, Mr Witness, in your testimony you
7 talked about coming back to Gbankoi with your friend High
8 Command. You came from Ganta where you had moved to and you came
9 to Gbankoi to pick up your things. Do you recall that?

09:42:39

10 A. Yes, sir.

11 Q. And when you got there you found the place almost deserted.
12 Do you recall that?

13 A. Yes, sir.

09:42:50

14 Q. And you were given some information about what had happened
15 there. You said some people said something to you about what had
16 happened. Do you recall that?

17 A. Yes, sir.

18 Q. Now, who were the ones that gave you information about what
19 had happened?

09:43:15

20 A. These were the people whom we met on the ground at that
21 time. I mean at the school compound where we left everybody
22 before I went to Ganta. And one of the people I can remember at
23 that time was one of my comrades who had been wounded at that
24 time, Kemokai Kallon. He was on the ground and he came around me
25 that night and explained more about what happened when we met the
26 area empty like it was.

09:43:47

27 Q. And what did Kemokai tell you?

28 JUDGE SEBUTINDE: Mr Bangura, switch on the right channel,
29 or else you keep interrupting.

1 MR BANGURA: I am sorry, your Honour. Thank you.

2 Q. And what did Kemokai tell you?

09:44:27

3 A. Kemokai said on that day in the afternoon they saw a long
4 convoy in which they saw Sam Bockarie, his wife, Benjamin Yeaten
5 and other, you know, big people. They stopped and they ordered
6 that all the able-bodied men who came with Sam Bockarie from
7 Ivory Coast that were on the base were to board the pick-ups they
8 brought and also some of the pick-ups were brought to follow the
9 convoy to go to where they were going to show the new assignment
10 area for Sam Bockarie. He said he would have even been part of
11 the convoy, but it was because of his wounds that has caused him
12 to stay behind. But he said that since they left that afternoon
13 they had not seen them until the time we arrived at the base,
14 sir.

09:45:03

15 Q. Thank you. Now, you said that Sam Bockarie had been taken
16 to Cocopa. This was when you --

17 PRESIDING JUDGE: I don't suppose we are thinking of moving
18 anywhere that we need access to. We can continue quite safely in
19 here. Continue, Mr Bangura.

20 MR BANGURA: Thank you, your Honour:

21 Q. Mr Witness, I was asking you about - you had said
22 Sam Bockarie was taken to Cocopa, this was when you - just after
23 you crossed into Liberia from the Ivory Coast. Do you recall
24 that?

09:46:27

25 A. Yes, sir.

26 Q. Were you in any contact with Sam Bockarie after this?

27 A. No, sir.

28 Q. Was there any contact with Sam Bockarie by any members of
29 your group that went to Gbankoi?

1 A. Yes, sir.

2 Q. How do you know that there was contact with Sam Bockarie by
3 members of that group?

09:47:21

4 A. When we arrived at Gbankoi, the village after Saclepea,
5 that morning some of the bodyguards that were with Sam Bockarie
6 at that time came to Gbankoi and they even informed us that they
7 had sent for Sam Bockarie's wife - I mean his family in Monrovia
8 to come and see him at Cocopa because he will not going to
9 Monrovia soon to see them for fear, as they said, they do not
10 want the Liberian people to know that Sam Bockarie had returned
11 to Liberia. So I got that information from some of the friends
12 that were going there and coming back, especially those who were
13 assigned with him at that particular moment.

09:47:53

14 Q. Now, when you said "some of the friends who were going
15 there and coming back", where are you referring to?

09:48:17

16 A. I am referring to Cocopa rubber plantation.

17 Q. Earlier you mentioned that some of Bockarie's bodyguards
18 came to Gbankoi. Where did they come from?

09:48:51

19 A. They came from Cocopa where Bockarie was based at that
20 time.

21 Q. Thank you. Mr Witness, I just wish to go back to evidence
22 which you gave much earlier last week and this is to do with the
23 period you were leaving Sierra Leone to go across into Liberia.
24 Do you recall that time?

09:49:20

25 A. Yes, sir.

26 Q. According to your evidence you went to Foya and then
27 eventually Voinjama. Do you recall that?

28 A. Yes, sir.

29 Q. Now, apart from Jungle and others whom you say you met on

1 the way coming with supplies, did you meet anybody else during
2 this trip from Sierra Leone into Liberia?

3 A. Yes, sir.

4 Q. Who did you meet?

09:50:11 5 PRESIDING JUDGE: Can we have a date for this, Mr Bangura.

6 MR BANGURA: I will get the witness to give us the date as
7 soon as we get [indiscernible]:

8 Q. Yes, Mr Witness, you were going to say who you met on the
9 way.

09:50:27 10 A. I can remember during our short stay in Voinjama --

11 PRESIDING JUDGE: Sorry, continue, Mr Bangura. This
12 interruption from FMU does not affect us and I will try and ask
13 that it not be broadcast in the court as it is very disruptive.

14 MR BANGURA: Thank you, your Honour:

09:51:20 15 Q. Mr Witness, can you continue with the answer that you were
16 giving.

17 A. Yes, sir. As I was saying, during our stay in Voinjama at
18 that time, you know, some of the important personnel whom I can
19 remember that met us in Voinjama were one Akim Turay, who was at
09:51:51 20 one time a member of the Sierra Leonean army, but at that moment
21 was serving as a bodyguard to Sankoh and he and one General
22 Ibrahim came together from Monrovia. They were heading for Buedu
23 behind the rebel lines. I think I can remember these people.

24 Q. Do you know what was the purpose of this - just before I
09:52:31 25 ask that, when was this, Mr Witness? Can you just remind us of
26 the time that you encountered Akim Turay and General Ibrahim at
27 Voinjama.

28 A. This was in December of 1999, sir.

29 Q. And do you know what was their mission? What was the

1 purpose of their trip?

2 A. Well, from my discussion with Akim Turay at that particular
3 time, I saw them with vehicles. A truck was loaded with
4 logistics, but the one I can really identify was that there was a
09:53:35 5 machine in a truck which Akim described as a mining plant. He
6 said they were carrying it to Sierra Leone to mine diamonds with
7 it in Tongo. So that was one of the most important issues that
8 he spoke about.

9 Q. Did Akim tell you who gave them the mining plant that they
09:54:07 10 were taking along, as well as the other logistics as you
11 described them that they were taking to Tongo?

12 A. Specifically, you know, he did not say this person had
13 taken this mining plant and given it to us, but at that
14 particular moment when they came he only said that they were from
09:54:37 15 Charles Taylor in Monrovia and that they were going to Sierra
16 Leone. He described this machine to me as a diamond mining plant
17 that they would be carrying to Kono.

18 Q. Mr Witness, can we be clear about where they were taking
19 the machine - the plant. In your earlier answer you said Tongo
09:55:06 20 and now I have you saying Kono. Where did he say they were
21 taking the mining plant to?

22 A. To be specific, you know, he only said Kono. He said they
23 were carrying the plant to Kono to go and mine.

24 Q. Did he say who they were taking the plant to in Kono?

09:55:32 25 A. No, sir.

26 Q. Now, you mentioned the name General Ibrahim. Did you know
27 this person called General Ibrahim?

28 A. General Ibrahim, I knew him before this time as one of the
29 delegates that used to go to Sam Bockarie behind the rebel lines,

1 you know, as someone who had been sent by Charles Taylor before
2 this time.

3 Q. Do you recall about what time you last saw him come and see
4 Sam Bockarie, as you say, behind the rebel lines?

09:56:28 5 A. I cannot remember the specific time that I saw him, but I
6 can remember him in Sierra Leone behind the rebel lines before
7 this time.

8 Q. Do you recall whether it was the period you were a store
9 keeper in Buedu, as you have testified in this court, between
09:56:53 10 1998 and 1999?

11 A. Really I cannot remember, you know, specifically, but I had
12 seen him before this time as General Ibrahim from Liberia.

13 Q. Do you know him by any other name?

14 A. No, sir, I only knew him as General Ibrahim up to this
09:57:21 15 moment.

16 Q. Thank you. Now, in your testimony on Friday I believe we
17 stopped at a point where you said you had been taken to a
18 location from the CNC logging company and you said you were being
19 tied and blindfolded. Do you recall that?

09:57:51 20 A. Yes, sir.

21 Q. Did anything happen at that point after you had been tied
22 and blindfolded?

23 A. Yes, sir.

24 Q. What happened?

09:58:14 25 A. At the time that I was crying, after I had been tied up, I
26 heard the sound of a vehicle coming behind afterwards - I mean
27 those who carried us, there was a vehicle that followed them
28 later. I heard somebody saying, "Stop it. Stop it. Don't go
29 ahead. The chief has spoken for that particular boy." Later I

1 heard the voice - I recognised the voice of one Sylvester, who
2 was at one time in Ivory Coast, and he was a close ally to
3 Benjamin Yeaten. Later when I was cut loose he said he had been
4 sent to rescue me, to move me from where I was and to take me to
09:59:18 5 any place that he felt was safer for me.

6 Q. Did Sylvester, who came and rescued you, did he tell you
7 who had asked him to come and rescue you?

8 A. According to what he told Salami and others that were with
9 me at that time, he said since we crossed from Ivory Coast he had
09:59:52 10 - he mentioned some senior officers from Ivory Coast and also
11 those that were still in Liberia at that time. He said they had
12 been discussing matters concerning me, that no matter what the
13 conditions are, because of one reason or the other, they would
14 want to spare me. He said he had come to take me to some place
10:00:25 15 so that they will continue to persuade the authorities about my
16 issue.

17 Q. Now, you mentioned in your earlier testimony that there was
18 somebody else with you who was also being tied up. Do you recall
19 that?

10:00:51 20 A. Yes, sir.

21 Q. Did anything happen to him?

22 A. The only thing I can explain to you pertaining to the
23 person I am referring to here is that there was a boy called
24 Morris Foday. He too was tied and blindfolded. He was part of
10:01:14 25 our Sierra Leonean group as well. He was with me in the car.
26 But when they wanted - when they asked whether he too was
27 included in the permission they had taken for me, whether he was
28 excluded, I admitted that he had been one of my closest brothers.
29 If they were trying to help me they should also help him, so he

1 and I were taken together to the jail.

2 Q. You said you were taken together to the jail; which jail
3 were you taken to?

10:02:13

4 A. Well, right opposite the CNC compound that I had been
5 talking about, they had a small settlement like a village. It
6 was there that they went and jailed us in a small house, a sort
7 of a house, but they had prepared it as a sort of detention area
8 for us at that moment. That is where I am referring to as the
9 jail.

10:02:32

10 Q. Who took you to this jail, this house, and locked you up in
11 there?

12 A. Well, at this time Sylvester put me in the jeep, in the
13 pick-up, which brought me for the execution. He was with us in
14 the pick-up until we went to this jail.

10:02:59

15 Q. Did anything happen while you were in the jail?

16 A. Yes, sir. For all this time that I'm talking about I never
17 knew what was going on, or what I had done that has caused them
18 to take this kind of action against us. But later in the day
19 when we were in jail, Sylvester only came up to me and said, "I
20 will explain something to you later". He said, "But it is good
21 for you to continue your good deeds". He said, "You have done
22 some things that you thought were not important, but now they are
23 important. They will be important when I explain to you".

10:03:34

24 But before he could explain everything to me, in the
10:03:58 25 afternoon there was a vehicle which was parked on the side of the
26 jailhouse which the securities who were guarding the jailhouse
27 were having. They tuned to a radio on the BBC frequency. I
28 monitored that afternoon. Somebody was speaking as the Sierra
29 Leonean ambassador to Liberia. He was confirming on the BBC that

1 the body that he had seen at the mortuary was indeed the body of
2 Sam Bockarie and that they will be flying with the corpse to
3 Freetown that day.

4 So when I got this information I became more afraid as if
10:04:55 5 maybe they had killed Sam Bockarie. That was why such thing was
6 - such a thing was happening to us. I said maybe the Charles
7 Taylor government wanted to just pretend as if they were trying
8 to hide Sam Bockarie so that the United Nations would not focus
9 on them that much about this Sam Bockarie issue, but I was still
10:05:20 10 convinced --

11 Q. Thank you, Mr Witness. Let's talk about what actually
12 happened, not so much what you thought at that time. Now, after
13 you heard this broadcast on BBC radio did anything happen?

14 A. Later Jungle came to me together with Sylvester. They
10:05:49 15 explained to me exactly what had gone wrong. They confirmed that
16 they had killed Sam Bockarie, his wife and all the groups that
17 were - at that time they said they had carried them towards that
18 area when they went to Gbankoi. They said all of them had been
19 killed. In fact they had even given an order for all of us that
10:06:20 20 had come with him from Ivory Coast that whenever they saw any one
21 of us they should kill us and they were - they had presently put
22 people at the various checkpoints to hunt for us, but they said I
23 with the other brother that was with me were the lucky ones.
24 They had seen us and they will help us to survive.

10:06:46 25 Q. Did they tell you --

26 JUDGE SEBUTINDE: Mr Bangura, who is "they" that the both
27 of you keep talking about? You have used the word yourself.

28 MR BANGURA: Yes, your Honour.

29 JUDGE SEBUTINDE: Please don't.

1 MR BANGURA:

2 Q. Now, you said "they" and earlier you mentioned that you had
3 - who are you referring to when you say "they"?

10:07:15

4 A. I am referring to - I was referring to Jungle and Sylvester
5 in this case, because both of them came to us and revealed this
6 information to us about the death of Sam Bockarie and others.

7 Q. Now, you said that --

8 PRESIDING JUDGE: Are these two people the "they" that are
9 putting persons on the checkpoints?

10:07:37

10 MR BANGURA: I will get the witness to --

11 JUDGE SEBUTINDE: And also the ones that had killed
12 Sam Bockarie and his family and had given orders for execution,
13 et cetera.

14 MR BANGURA: That's where I was going, your Honour:

10:07:48

15 Q. You said that you were informed by Sylvester and Jungle
16 that they had killed Sam Bockarie and all those people with him.
17 Did Sylvester and Jungle tell you who killed Sam Bockarie and all
18 those people with him?

10:08:20

19 A. Yes, sir, they only mentioned Benjamin Yeaten, you know, as
20 the overall boss for the execution that was conducted.

21 Q. Now, you further said that they had orders to - your
22 Honours, I just need to check the exact words. You said that
23 they had given orders for all of you who came from Ivory Coast
24 that wherever or whenever they saw any one of you they should
25 kill you and that people were at various checkpoints to hunt for
26 you. Now, who are "they" that gave the order?

10:08:58

27 A. At that particular time, you know, they were referring to
28 Charles Taylor, because whenever this type of order comes
29 especially for our group at that time to be generally executed in

1 that form it was directly from Charles Taylor.

2 Q. And who had these orders been given to to kill those of you
3 who came from Ivory Coast?

4 A. This order - these orders were given to even the soldiers.

10:09:50 5 I mean all the soldiers, all the Liberian soldiers, that were
6 within that Nimba County especially and some of these civilians
7 at that area they said were also given single barreled guns to
8 even hunt for some of us; those of us who had come with
9 Sam Bockarie to that area.

10:10:15 10 Later on some of the proofs were coming where they said
11 some of our brothers whom we later heard of their deaths, they
12 said they were arrested by these civilians who were given these
13 single barrels in Nimba County. They said they were arrested by
14 them in their farm kitchens and brought to their towns.

10:10:42 15 Q. Mr Witness, when you say "they" who are you referring to?
16 You said they said they were brought and they were given single
17 barreled guns and you said they, they, they. Who are you
18 referring to? Who said? Who gave you these pieces of
19 information that you have just told the Court?

10:11:06 20 A. Well, in that particular case the day I am referring to
21 there, there were many sources after this incident had happened
22 when I was with these fighters in Nimba County. Over the past I
23 can say two months that I spent with them I had some other boys
24 who had been with me before. They were Liberians. They also
10:11:38 25 used to go around to get this information and bring them to me.

26 Jungle, whom I was with at the combat camp, used to also
27 explain some of the issues about how some of the friends were
28 killed. These were the sources I am referring to as "they" who
29 informed me and who gave me these pieces of information.

1 Q. Now just to be clear, you said you had some boys with you.
2 Who were these boys that you had with you that brought
3 information to you?

4 A. Before I left Ivory Coast to come to Liberia, you know,
10:12:26 5 most of the other friends or boys, we call them our bodyguards,
6 comprised the Liberian brothers from Nimba. When I crossed over
7 to Liberia when we came from Ivory Coast three of these boys I am
8 referring to as my bodyguards at that time, they took me to their
9 parents in Karnplay and their parents said that they should be
10:12:59 10 with me until I am satisfied for them to come home. Then I
11 should let them come home as long as we were still in that armed
12 struggle, because they said they have heard of how I have been
13 caring for them.

14 So when we met this obstacle in front of us at that time
10:13:22 15 they hadn't wanted to abandon me they said until they saw the end
16 of what was going on. So these were - I was having three who
17 stayed with me until the end. These were the boys who went
18 around to get these pieces of information and bring them to me,
19 sir.

10:13:40 20 Q. Do you recall the names of these boys that you have just
21 talked about?

22 A. Yes, sir.

23 Q. What were the names?

24 A. I had one James with me.

10:14:01 25 Q. Yes, who else?

26 A. I also had Nyamatoh.

27 Q. Are you able to spell that name for the Court, please?

28 A. Well, that one is a Gio name, a Mano name, something like
29 that.

1 MR BANGURA: Your Honours, the Prosecution will provide the
2 spelling N-Y-A-M-A-T-O-H:

3 Q. Who was the third person?

4 A. I had Terry.

10:14:41 5 Q. Now, you said that the order that had been given was for
6 all of you who came from the Ivory Coast to be killed. Now, when
7 you say all of you who came from the Ivory Coast, who were you
8 referring to?

9 A. I am referring to those who were connected, you know, to
10:15:08 10 Sam Bockarie, especially the Sierra Leoneans, the Sierra Leonean
11 group.

12 Q. Now, you said earlier that Jungle and Sylvester explained
13 to you what had happened to Sam Bockarie, do you recall that, and
14 the people around him? Do you recall that?

10:15:36 15 A. Yes, sir.

16 Q. Did they explain how this - how Sam Bockarie was killed?

17 A. The only thing I can tell you here now is that really they
18 said he was killed along with his wife and others, but the method
19 of how they were killed I cannot explain, sir.

10:16:11 20 Q. Did they explain why Sam Bockarie was killed?

21 A. Yes, sir.

22 Q. What was explained to you by these two people?

23 A. Well, Jungle in particular, I had a long discussion with
24 him pertaining this issue, sir, and at one point in time he
10:16:45 25 emphasised two points for the cause of Sam Bockarie's death. One
26 of the points he said, he said the old man, he was referring to
27 Charles Taylor as old man - he said Sam Bockarie's presence in
28 the subregion, I mean in Burkina Faso and Ivory Coast was very
29 alarming that he was still around that area and that the United

1 Nations mission was still looking for him for the indictment that
2 was given to Charles Taylor for his involvement with the RUF. So
3 since he had no way to hide Sam Bockarie he had decided to just
4 get rid of him.

10:17:34 5 He also expressed concern that there were certain - there
6 was a certain information that they got about Sam Bockarie before
7 he came across that Charles Taylor was not satisfied with him,
8 Sam Bockarie, any more. If Sam Bockarie had been used by other
9 people - Sam Bockarie had been used by other people to overthrow
10:17:57 10 him.

11 So he said these were the points for which he had killed
12 him, but he said it would have been better if only Sam Bockarie
13 had been killed instead of all the other brothers who have been
14 killed together with Sam Bockarie. These were some of the issues
10:18:18 15 he used to complain about to me.

16 Q. Now, in your answer - your last answer - you mentioned that
17 one of the concerns, or one of the reasons for which Sam Bockarie
18 - for which Charles Taylor you said took the decision to kill
19 Sam Bockarie was because of an indictment. What are you
10:18:42 20 referring to when you talk about the indictment?

21 A. Before this issue came up, or if - I left --

22 THE INTERPRETER: Your Honour, can the witness kindly
23 repeat his entire answer.

24 PRESIDING JUDGE: Mr Witness, the interpreter asks that you
10:19:06 25 repeat your answer. Please start again from the beginning.

26 THE WITNESS: As I was saying concerning the reasons Jungle
27 used to complain to me about, he said one of the points was the
28 involvement of Charles Taylor with the RUF, which the United
29 Nations had always been accusing him of and which he has been

1 denying. That is one of the areas why he decided to kill
2 Sam Bockarie, because his presence in that area was causing some
3 alarm that Charles Taylor was in connection with him. Secondly,
4 I said the times - the first time Bockarie entered Liberia,
10:20:04 5 according to Jungle, he said they had been getting some rumours
6 which they said - whereby they said he had been used to come and
7 overthrow Charles Taylor. He said these were the two reasons
8 that they had been getting about the death of Sam Bockarie.

9 PRESIDING JUDGE: Mr Witness, the question was what are you
10:20:28 10 referring to when you talk about the indictment?

11 THE WITNESS: As I told you, really the term "indictment" I
12 did not know the definition at that time, but from what we used
13 to hear from other people really they said it was because of his
14 involvement in Sierra Leone they have charged him - let me just
10:20:58 15 say charge him. They said this was the reason really that made
16 Charles Taylor to kill him, because he was very close to him and
17 he - there was still that alarm that he had connection with
18 Sam Bockarie in the subregion.

19 Q. Now, you said that they say they charged him. Did you
10:21:24 20 learn who charged Charles Taylor at this time?

21 A. Well, at that particular time I only used to hear the UN,
22 because even before we left Monrovia to go to the Ivory Coast
23 when the order was published at the ATU headquarters for us to
24 go, when Joe Tuah came to us that evening he mentioned one of
10:21:54 25 those points, that they said they were expecting the UN to come
26 and check for the Sierra Leoneans who were within the Taylor
27 government as ATU and that they do not want proof that there were
28 Sierra Leoneans who were with the Taylor government. So I
29 believed that that connection was what I am referring to, that

1 Taylor was still trying to deny that he hadn't any connection
2 with the Government of Liberia at that time.

3 Q. Thank you. Now, you said that there were orders to kill
4 those of you who came from Liberia and that checkpoints were --

10:22:40 5 PRESIDING JUDGE: Came from Liberia?

6 MR BANGURA: I am sorry, your Honour, Ivory Coast:

7 Q. From Ivory Coast and you said that there were checkpoints
8 set up to put this order into effect. Are you aware of anything
9 that happened at checkpoints?

10:23:16 10 A. Yes, sir. Before I even came to know about this execution,
11 that was the day I was even arrested. Before that time when we
12 were leaving, when the order was given for us to leave Loguato
13 border to come to Saclepea, there were a series of checkpoints in
14 all the villages and also at some strategic points where we
10:23:42 15 experienced harassment on our group until we got to Saclepea.

16 When this execution was now going on, that is the day I was
17 arrested, the day I was ordered by Salami to join the convoy from
18 the checkpoint, from that particular checkpoint to the other
19 checkpoint at CNC there were pieces of information about killings
10:24:16 20 going on at these two checkpoints when the order was given for
21 that execution.

22 Q. Did you get information about the number of people who got
23 killed during this period?

24 A. After the whole process, I came to Monrovia and gathered
10:24:57 25 more information from some of these survivors and the other
26 Liberian brothers whom I used to go around just to get
27 information about some of our missing brothers. Really when I
28 think about the composition of the people who were targeted at
29 that time, it was over a hundred people who were killed in this

1 case. Really from 100 to 200 people.

2 Q. You said when you came to Monrovia. About what time was
3 this that you came to Monrovia and learnt more about these
4 killings?

10:25:39 5 A. The time that I got some of these pieces of information
6 more from these Liberian brothers, it was late in 2003. At that
7 time Charles Taylor had left Liberia, Benjamin Yeaten had left
8 and I had the opportunity to go around to some other friends and
9 the peacekeepers were already in Liberia at that time.

10:26:03 10 Q. Now, before you came to Monrovia did you go anywhere? That
11 is after you said you were taken from the jail where you were
12 kept just after you were rescued from execution, did you go
13 anywhere from there before coming to Monrovia?

14 A. Yes, sir.

10:26:26 15 Q. Where did you go?

16 A. I was taken to the Ganta combat camp.

17 Q. How long were you at the Ganta combat camp?

18 PRESIDING JUDGE: Have we ascertained how long he was at
19 the jail?

10:26:52 20 MR BANGURA: I will get the witness to say:

21 Q. Mr Witness, how long were you at the jail?

22 A. Well, the jailhouse that I am referring to here I only
23 spent - I don't - almost a day there, because I was put there in
24 the morning and I was taken out of there in the evening to the
10:27:15 25 combat camp by Jungle.

26 Q. And from there where did you go?

27 A. Well, I spent nearly two months with Jungle and others at
28 the combat camp at Ganta.

29 Q. Was Jungle with you throughout that period at the combat

1 camp?

2 A. No, sir, Jungle was later killed in that same combat camp
3 before I left - before we finally left there to go to Monrovia,
4 sir.

10:27:57 5 Q. How was Jungle killed?

6 A. We had an attack one afternoon - because he was the general
7 supervisor for the front line at that time. We went on an attack
8 and Nyaday, who was doing this killing, who even arrested - who
9 was to even execute me on that day, he used to fire this one

10:28:31 10 anti-aircraft weapon to give support whenever we were under

11 attack. So while Jungle and others were standing on the side
12 directing him to fire at the enemy side at that time, I am
13 referring to the LURD rebels, you know, Nyaday turned the barrel
14 of the gun towards Jungle and he fired at us and the bullet hit

10:28:59 15 Jungle's head and Jungle died on the spot. But when we brought
16 the corpse to Togleawen, while we were preparing to take the body

17 to Monrovia we heard from other closed friends who were around
18 Jungle before. They said this killing was masterminded really
19 because of his sympathy with especially the Sierra Leoneans whom

10:29:34 20 they were killing - with whom they had killed Sam Bockarie,

21 because he always expressed regret over the death of Sam Bockarie
22 and the smaller boys who were with him.

23 Q. Do you know whether Nyaday was disciplined for this act?

24 A. From the information I got later they said during the
10:30:04 25 period of Jungle in Monrovia they said some friends and families
26 of Jungle, they said they got annoyed and they said Nyaday too
27 should be killed, but at that particular moment they said

28 Benjamin Yeaten stopped all about their grumbles because at that
29 time Jungle - I mean Nyaday was the operations - the heavy weapon

1 user for Benjamin Yeaten at that time. They said that was the
2 excuse given. So at that time they said they did not have any
3 proof whether Nyaday did it in a wicked way.

10:31:08 4 Q. You said when you came to Monrovia you learnt more about
5 the killings. How did you learn about the killings in Monrovia?

6 A. At the time I came to Monrovia, I heard some of my brothers
7 who were also amongst the group that they said left to go to
8 Gbankoi when they came to collect Sam Bockarie - when they came
9 to collect Sam Bockarie to take him for the execution and some of
10:31:43 10 them were not ATU, but they said they were amongst that

11 particular group and so I was trying to find out whether somebody
12 saw them around at all, especially those whom I knew at that time
13 were with those commanders who were with Benjamin Yeaten. So
14 some of them used to disclose to us how and where some of these

10:32:05 15 brothers were killed after the group execution that took place
16 with Sam Bockarie, like at the checkpoints and other areas, so
17 that was how I used to get some of the information. Even some of
18 the commanders who had taken me to be their own friend at that
19 time, I still used to go around them to appreciate their efforts

10:32:31 20 because they were talking on my behalf. So during the course,
21 they used to express some of the reasons for the death of some of
22 our brothers together with Sam Bockarie and some of these - and
23 some of them were expressing the reasons for their - because of
24 their attitude towards us, their individual behaviour and some of
10:32:59 25 them were very outspoken against authorities and some of them for
26 properties, some of them for their wives, et cetera.

27 Q. Thank you, Mr Witness. Were you able to establish the
28 identity of any of those that were killed?

29 A. Do you mean amongst the group whom they killed with

1 Sam Bockarie, whether I can identify anybody, sir?

2 Q. Yes.

3 A. Yes, by photos or by names I can identify some, sir.

10:34:06

4 Q. Now, during your meetings with the Prosecution have you
5 been asked about the identity of some of the persons that got
6 killed during these waves of killing in Liberia?

7 A. Come back with that question, please, sir.

8 Q. In your meetings with the Prosecution have you been asked
9 questions about people who got killed in Liberia during these
10 waves of killings?

10:34:41

11 A. Yes, sir.

12 Q. And have you been able to identify any ones that got killed
13 in any list that was shown to you?

14 A. Yes, sir.

10:34:59

15 MR BANGURA: Your Honours, may I respectfully ask that the
16 witness be shown the document in tab 28, week 23.

17 PRESIDING JUDGE: Before you do that, Mr Bangura, are you
18 going to ascertain what the nature of this document is or what
19 its contents are?

10:35:37

20 MR BANGURA: Yes, your Honour, I will:

21 Q. Mr Witness, I asked you whether in your meetings with the
22 Prosecution you had been asked questions about persons who were
23 killed and your answer is that you were asked those questions.
24 How were you able to identify persons that were killed during the
25 interviews that you had with the Prosecution?

10:36:14

26 A. Well, there were some people whom I clearly got evidence
27 about from some of our brothers that they actually killed some of
28 those individuals and after the whole process, the killing
29 process in Nimba, and over the past three years I have been in

1 Monrovia, but I couldn't get any information about them, but I
2 can identify them by their names and I can identify them that
3 they were amongst the group, especially the ATU that graduated
4 with me.

10:37:11 5 Q. You said that you were able to identify them by names. Did
6 you see these names anywhere when you met with the Prosecution?

7 A. Yes, sir.

8 Q. Where did you see these names?

9 A. I saw the names on one of our lists that we used to prepare
10:37:36 10 to give account of the groups according to how we graduated from
11 the ATU. I saw two of the lists, our own batch and the batch
12 that came immediately after us, and another list that had to do
13 with some logistic personnel who were attached to the ATU
14 headquarters.

10:38:04 15 MR MUNYARD: At the moment he has said from the list "we
16 used to prepare to give an account of the groups according to how
17 we graduated from the ATU". We don't yet know who "we" is and
18 whether he prepared them and when these lists were prepared and I
19 would like more foundation, please, before. Obviously the
10:38:26 20 document has been shown to him before in the course of him being
21 prepped, but I still think it's important that the Court
22 understands, before he goes through it, the real nature of this
23 document.

24 PRESIDING JUDGE: Yes, I think this is a valid point,
10:38:42 25 Mr Bangura. You were laying foundation. Please continue to do
26 so.

27 MR BANGURA: Thank you, your Honour:

28 Q. Mr Witness, you said that you saw these names on a list
29 which was shown to you and this is a list that you used to

1 prepare when you were at the ATU, a list of graduates from the
2 ATU. Did you yourself prepare the list which was shown to you in
3 your meetings with the Prosecution?

10:39:21

4 A. No, sir, this particular list was not prepared by me, but I
5 have seen - I had seen a similar list those days and I even had a
6 copy for the graduates who graduated with us when I was in
7 Monrovia during the time of the ATU.

10:39:44

8 Q. We appear to be talking about one list here only and you
9 have talked about three different lists that you saw - that were
10 shown to you by the Prosecution.

11 PRESIDING JUDGE: Three, or two?

12 MR BANGURA: Your Honours, I see it come up in the --

10:40:03

13 PRESIDING JUDGE: He said he saw two of the lists, our own
14 batch and the batch that came immediately after us and another
15 list.

16 MR BANGURA: That is it.

17 PRESIDING JUDGE: Are you saying those were a total of
18 three?

19 MR BANGURA: That is our position, your Honour.

10:40:10

20 PRESIDING JUDGE: That is not entirely clear to me.

21 MR BANGURA:

10:40:28

22 Q. Mr Witness, you said you were shown - you saw two lists
23 initially and they were the ones of your group that graduated and
24 the group that came after you. You also talk about logistics, I
25 believe that is what came out, people of logistics. Can you be
26 clear about whether there was any other list apart from those
27 two?

28 A. In terms of the general list of the ATU, I saw another list
29 of the ATU in addition to the composition that I have just

1 explained here about the batch that graduated with me and those
2 who graduated later, I mean the Sierra Leoneans, and I mean among
3 the Sierra Leoneans who graduated there were some other groups
4 who were more or less mechanics. We referred to them as the
10:41:13 5 logistics group. And also I saw a list of ATU graduates and that
6 list comprised those whom I knew were - had been the first
7 graduates before we went to the base. I saw those lists with the
8 Prosecution, sir.

9 Q. Thank you. Mr Witness, just to be very clear, on the
10:41:34 10 question of identifying persons who were killed in Liberia during
11 the waves of killings that you have talked about, how many lists
12 were you shown from which you were to identify persons that were
13 killed? How many lists were you shown?

14 A. There were three lists, sir.

10:42:03 15 Q. And you said that you did not prepare these lists, but had
16 seen similar ones before. Is that correct?

17 A. Yes, sir.

18 MR BANGURA: Your Honours, I will at this stage ask that
19 the witness be provided with the lists.

10:42:21 20 PRESIDING JUDGE: Please show them to the witness.

21 MR MUNYARD: Can we confirm that he is being shown an
22 original?

23 PRESIDING JUDGE: Mr Bangura?

24 MR BANGURA: Your Honours, I believe what we - what the
10:42:41 25 Prosecution had originally - I am led to be clear about what we
26 are showing the witness. I need to ascertain this fact myself,
27 your Honour.

28 PRESIDING JUDGE: Please show the document first to counsel
29 for the Prosecution, Madam Court Attendant.

1 MR BANGURA: Your Honours, the lists that are being shown
2 to the witness now are actually copies, but these are lists on
3 which the witness had made markings during prep and those
4 markings on the list are his original marks, so in a sense it is
10:44:42 5 an original.

6 PRESIDING JUDGE: Who compiled these lists?

7 MR BANGURA: Your Honours, the witness has given evidence
8 to the effect that he is not the one who compiled the list. He
9 was shown the list and this was a list shown to him by the
10:44:57 10 Prosecution in the course of prepping.

11 JUDGE SEBUTINDE: So the list you now want displayed is the
12 one with his markings on?

13 MR BANGURA: That's right, your Honour.

14 JUDGE SEBUTINDE: But haven't we covered this ground before
10:45:10 15 where the witness must be shown a clean document with no markings
16 done prior to the testimony?

17 MR BANGURA: Your Honours will recall that in this
18 witness's testimony we had a situation where the witness was
19 going to be shown - I believe it was a map and that map had in
10:45:37 20 there had been notes - I am sorry, this was a photograph and
21 there had been notes about that photograph in disclosure to the
22 Defence and what we eventually showed the witness was a copy of
23 another photograph for which there were no notes and I believe my
24 learned friend's position at that time was that the witness had
10:45:59 25 been led through in prep a document for which notes had been
26 provided and that that was the document which was expected to be
27 shown in court and used by the witness.

28 Your Honours, the position is that - the Prosecution takes
29 the view that that approach in itself is one which the -

1 notwithstanding the point made by your Honours, but that approach
2 is one which the Defence are agreeable to. That is the position
3 that the Prosecution takes and the position further is that the
4 Prosecution --

10:46:41 5 PRESIDING JUDGE: Mr Bangura, are you speaking for the
6 Defence now?

7 MR BANGURA: Not for the Defence, your Honour, but I am
8 saying, your Honour, that this is a view that the Prosecution
9 took.

10:46:51 10 PRESIDING JUDGE: Well, let's see if the Defence are
11 adopting a similar stance on this document, because every
12 document is different.

13 MR BANGURA: Yes, your Honour, just before my learned
14 friend speaks, the position further is that the Prosecution has
10:47:07 15 not in any way led the witness in making the annotations or the
16 marks that are there in this document. Your Honours, the
17 situation would be equally the same as the witness sitting in
18 court and making annotations --

19 PRESIDING JUDGE: No, Mr Bangura, I don't agree with that
10:47:31 20 view. If the witness is shown a marked copy then you are either
21 reminding him or leading him, but let me see what the Defence
22 have to say about this before I confer with my colleagues.

23 MR MUNYARD: Madam President, as far as this document is
24 concerned I am still having problems with the fact that a
10:47:55 25 document that comes out of nowhere is given to a witness for him
26 to mark. We still don't know what the original document was, we
27 haven't been given a copy of the original document, we don't know
28 who made the original document and so on. There are all sorts of
29 problems in establishing anything at the moment about this

1 document.

2 Secondly, I am mystified by Mr Bangura's reference to a
3 copy of a photograph having been marked. If by any chance he is
4 referring to an occasion with a previous witness, who as it
10:48:36 5 happens was not taken by me and I don't know if that witness was
6 taken by him, that was to do with a map that the witness had been
7 taken through and had marked all over on that map and then came
8 into court and the Prosecution wanted them just to use the map
9 they had already marked. It is not a photograph, it is a map.

10:48:56 10 It is not this instance and it is very different from a
11 handwritten document, the provenance of which we know nothing
12 about and the original of which we don't know the origin of. It
13 is very important that when a witness is shown a document that
14 the original of that document is described and how it came into
10:49:21 15 being is described.

16 So I object on several grounds. First of all, we haven't
17 conceded anything about witnesses' marked or unmarked copies of
18 documents, but even more importantly we don't yet know anything
19 about the provenance of this particular document, a copy of which
10:49:45 20 he was asked to mark in the course of proofing sessions. In
21 other words, there is insufficient foundation laid for this
22 document to be put to the witness.

23 JUDGE SEBUTINDE: Mr Bangura, where is the original of this
24 document firstly?

10:50:04 25 MR BANGURA: Your Honours, the original of the document is
26 with the Court; what would amount to an original as far as the
27 Prosecution is concerned.

28 JUDGE SEBUTINDE: Mr Bangura, what does that mean? Where
29 is the original?

1 MR BANGURA: Your Honours, we have an original that is with
2 the Court Officer.

3 PRESIDING JUDGE: I understood you to say that is a
4 photocopy that the witness has marked and that is what you are
10:50:35 5 considering an original.

6 MR BANGURA: Correct.

7 PRESIDING JUDGE: What we are asking about is who drew up
8 the very original original long before we ever get to what the
9 witness has marked?

10:50:47 10 MR BANGURA: Your Honours, I have led the witness through
11 questions which sought to enquire from the witness whether he
12 prepared the lists that we have and the witness has clearly said
13 that he did not. The document - the list or the lists that are
14 being shown to the witness now were not prepared by the witness
10:51:07 15 himself.

16 PRESIDING JUDGE: We worked that out that he didn't prepare
17 them. That is clear. However, it doesn't answer the question
18 which was put by my learned colleague and by Defence: Who did
19 prepare them?

10:51:24 20 MR BANGURA: Your Honours, the witness has testified that
21 he is familiar with this list and these lists are of a kind that
22 they would prepare, but he did not prepare this. Your Honours, I
23 --

24 PRESIDING JUDGE: Are you saying you don't know who
10:51:43 25 prepared it?

26 MR BANGURA: I don't know who prepared it, your Honour.

27 [Trial Chamber conferred]

28 PRESIDING JUDGE: Mr Bangura, it is clear that the witness
29 did not draw up the list. That is the evidence. However, it is

1 not clear whether he can identify the document, or whether he
2 knows who was responsible for drawing up the list.

3 MR BANGURA: Your Honour, I can say that I can lead the
4 witness through that, but I don't think it will lead us to where
10:57:18 5 we want to be. The witness would not have such --

6 PRESIDING JUDGE: I would still like to hear it on record
7 in the light of the objection.

8 JUDGE SEBUTINDE: Mr Bangura, the fact of the matter is
9 this: We have looked into the documents that the Court Manager
10:57:45 10 has, there is one master copy that was originally filed by OTP,
11 it doesn't look like an original, but it is a copy of some
12 document I think and you say that that is the best original that
13 OTP has.

14 MR BANGURA: Correct, your Honour.

10:58:02 15 JUDGE SEBUTINDE: The fact of the matter is so far we do
16 not know the author of that document and we would like to
17 establish from the witness if he knows the author of the witness
18 [sic], that is the first point.

19 Secondly, there is a prepared copy of that original that is
10:58:16 20 unmarked and I imagine that this is the - or I understand that
21 this is the copy you now want to put before the witness for him
22 to mark in answer to a number of your questions. Is that
23 correct?

24 MR BANGURA: Your Honour, I can take that line. I
10:58:33 25 originally actually wanted to show the witness a copy that had
26 been marked.

27 JUDGE SEBUTINDE: Oh, please, you cannot do that.

28 PRESIDING JUDGE: I have already indicated that that is
29 leading.

1 MR BANGURA: In that case yes, your Honour, I intend to
2 show the witness an unmarked copy of this document and have the
3 witness mark the document in court.

10:58:56

4 JUDGE SEBUTINDE: The proper way though, if we may say, is
5 you show the witness the original, the best original that you
6 have, ascertain from him if he knows - he can identify this
7 document, if he knows the author. You will then present the copy
8 of the original for him to mark if you so wish.

9 MR BANGURA: We will adopt that procedure, your Honour.

10:59:16

10 PRESIDING JUDGE: Madam Court Attendant, please give this
11 most original of the documents.

12 JUDGE SEBUTINDE: And of course depending on his answer, we
13 will give due weight to this document. Please put the original
14 document before the witness.

10:59:39

15 MR BANGURA: Your Honours, just before we proceed, I need
16 to draw the Court's attention to the fact that the original
17 unmarked copy - the unmarked copy of the original there would be
18 only one of the lists and the two other lists - we are talking of
19 three lists here. The two other lists are provided to the Court
20 already.

11:00:01

21 JUDGE SEBUTINDE: Do you mean they are already exhibits?

22 MR BANGURA: No, not exhibits, your Honours.

23 PRESIDING JUDGE: Well, the unmarked copy that was in the
24 Madam Court Attendant's bundle has the same number of lists, the
25 same three lists, as in the document that has now been shown to
26 the witness.

11:00:22

27 MR BANGURA: Can the witness be shown the original unmarked
28 document, please:

29 Q. Mr Witness, do you see the document shown to you?

1 A. Yes, sir.

2 Q. Have you seen that document before?

3 A. The particular document, I mean the - I have not seen the
4 form of - the pages of the form of this document before, but I am
11:02:23 5 aware of - I feel I have seen a similar list prepared by the ATU.

6 Q. Mr Witness, you did not prepare this document yourself, did
7 you?

8 A. No, sir.

9 Q. In your earlier testimony the --

11:02:43 10 JUDGE SEBUTINDE: Does he know the author of the document?

11 MR BANGURA:

12 Q. Do you know who the author of that document is?

13 A. No, sir.

14 Q. Do you know what the purpose of that document is, or why it
11:03:06 15 was prepared?

16 A. Well, for this particular one that is before me here now, I
17 don't know the purpose of which it was prepared at that time.

18 Q. Do you recognise anything in that document?

19 A. Yes, sir.

11:03:33 20 Q. Without going into any detail, what do you recognise in the
21 document?

22 A. Well, the list is similar to the list we used to prepare to
23 give account of all the Sierra Leoneans who were amongst the ATU,
24 who were within the ATU.

11:04:07 25 Q. Now, you testified earlier that the list that was shown to
26 you was similar to a list that you prepared before. Do you
27 recall?

28 A. Yes, sir.

29 Q. Is this list similar to any list that you had prepared

1 before?

2 A. Yes, sir.

3 Q. And for what purpose did you prepare those lists before?

11:04:50

4 A. Well, it was to have a list of all the Sierra Leoneans who
5 were within the ATU, especially those who at that time graduated
6 in my batch.

11:05:12

7 MR MUNYARD: Well, I am concerned, your Honours, because he
8 still hasn't said for what purpose that list is prepared. We
9 know what he is saying, that it's a list of Sierra Leoneans, but
10 for what purpose is such a handwritten list prepared of Sierra
11 Leoneans in the ATU? We have been round the houses and he said
12 this a very long time ago. We still don't know what the purpose
13 of preparing that list was and why such a handwritten list is
14 prepared, by whom, where it is kept, to whom it is submitted,
15 et cetera, et cetera.

11:05:38

11:06:01

16 MR BANGURA: Your Honours, the witness has clearly said
17 that he did not know the purpose for which this particular list
18 was prepared, but he has said that they prepared similar lists
19 and the purpose for preparing similar lists was to ascertain or
20 to keep a record of who were within the ATU that they trained
21 with and that they were Sierra Leoneans.

11:06:21

22 Your Honour, I am not sure whether it serves any further
23 purpose to get the witness to say beyond the fact that he doesn't
24 know who made the list and for what purpose it was prepared - I
25 am not sure it serves any further purpose to pursue further
26 questions with the witness on this particular list.

27 JUDGE SEBUTINDE: Mr Bangura, are you saying that this
28 witness prepared this list as a hobby for his personal records,
29 or what? To know who his brothers from Sierra Leone that he

1 graduated with were, the class of 2002?

2 MR BANGURA: Similar lists, your Honour, is what you are
3 asking about?

4 JUDGE SEBUTINDE: Yes, I am asking about the purpose.

11:06:50 5 MR BANGURA: Similar lists, yes, the witness's answer is
6 that they prepared the lists to - I will get the witness to say
7 again the purpose.

8 JUDGE SEBUTINDE: For personal records, or what?

9 MR BANGURA: That's what I understand, but I will get the
11:07:04 10 witness to clarify that, your Honour.

11 PRESIDING JUDGE: What he has said, Mr Bangura, is the
12 purpose was that it was a list of all Sierra Leoneans within the
13 ATU, but that doesn't answer the question as to why there should
14 be a list of all the Sierra Leoneans within the ATU.

11:07:18 15 MR BANGURA:

16 Q. Mr Witness, why did you keep a list of or did you prepare a
17 list of all sierra Leoneans within the ATU?

18 A. Let me just start by making it clear. When - I even said
19 that the purpose of this particular one was not too clear and I
11:07:49 20 was not aware of it, because the time our graduation list was
21 prepared, something like this, I see the date here is something
22 like 10 March 2002 and at that time I was not even part of such
23 an administration because I was more or less controlling my
24 company because at that time I was on operations.

11:08:11 25 But the lists I am referring to here were prepared because
26 we were all ATU and when we graduated we all had our different
27 areas of assignment, especially the Sierra Leonean ATU. Most of
28 them were in the 1st - I mean were in the 2nd Battalion and some
29 were with the brigade headquarters. But for me, as an officer, I

1 was alone controlling a whole company and almost all the whole
2 company I had controlled were all Liberians. So there were times
3 I would want to get myself familiar with the total number that we
4 had and the names of some of our brothers because most of them
11:08:54 5 were only known by their nicknames.

6 So at one point in time when we first graduated from the
7 platoon commander course Babah Tarawally, I and one Mohamed
8 Barrie, who was also an officer, we sat down together and we
9 decided to have such a list prepared so that we will be able to
11:09:15 10 give accounts of our total number that were serving within the
11 ATU at that time in Liberia. So I had one of such a similar list
12 and before - before a certain date, a list like this one that I
13 see before me here.

14 JUDGE LUSSICK: But, Mr Witness, your list that you are
11:09:41 15 referring to that was prepared, was it not, to show the graduates
16 of the platoon commanders course. Is that correct?

17 THE WITNESS: No, sir. If somebody prepared this type of
18 list for graduates at that time then he might have given the
19 wrong title to such a list, because this list had been prepared
11:10:18 20 after our graduation. Because even from the list I see here all
21 the various commanders and the ranks, after the graduation of the
22 rest of the men --

23 JUDGE LUSSICK: Let me interrupt you. I asked the
24 question. I am referring to your words, these are yours:

11:10:37 25 "So at one point in time when we first graduated from the
26 platoon commander course Babah Tarawally, I and one Mohamed
27 Barrie who was also an officer, we sat down together and we
28 decided to have such a list prepared."

29 So what I am asking is when you sat down together and

1 prepared such a list, that was at an earlier time, wasn't it,
2 when you graduated from the platoon commanders course?

3 THE WITNESS: Yes, sir.

4 JUDGE LUSSICK: So how can you say that this list that you
11:11:16 5 are now being shown is a similar list? Obviously when this is
6 list that you are now being shown was prepared you had graduated
7 from the company commanders course. So my question is how is the
8 list that you prepared earlier similar to this one?

9 THE WITNESS: Well, the names of the various people on this
11:11:43 10 list, you know, were those names of us who graduated in the first
11 batch. That is what I am referring to in this case, because
12 there were different groups and different stages having to do
13 with the training of Sierra Leoneans. So our group that
14 graduated first from the basic training, this was the total
11:12:04 15 number of us who graduated from the basic training regardless of
16 the ranks some of us later attained during the courses of our own
17 individual trainings that we had. But the whole list of the
18 total number of the first list that I am seeing here was the list
19 of us who first graduated from the basic training, those of us
11:12:27 20 who went on the base in 2000, from our own batch.

21 MR MUNYARD: Your Honours, I have a more fundamental
22 objection now in the light of the answer that the witness gave to
23 a couple of questions back where he said - and I want to get his
24 exact words. I am looking at my page, on my font, 44 and it
11:12:53 25 starts, on my font, at line 22:

26 "So there were times I would want to get myself familiar
27 with the total number that we had and the names of some of our
28 brothers because most of them were only known by their
29 nicknames."

1 Now, pausing there, the purpose of this exercise is to get
2 the witness to go through the list and say the following people
3 were executed, or they went back to Sierra Leone, or I don't know
4 what happened to them. But if most of them were only known by
11:13:26 5 their nicknames and this list does not bear nicknames, it just
6 has formal names, how can the witness possibly give evidence
7 linking this list of formal names with a group of people who, on
8 his own account, most of whom are only known by their nicknames?
9 He can't do the matching exercise from the evidence that he has
11:13:48 10 given so far.

11 May I while I am also on my feet just clarify when the
12 platoon commanders course took place, because I can't read my own
13 handwriting terribly well, but on the photograph that was
14 produced on Friday, 5004, it looks as though I have marked "late
11:14:08 15 2002 platoon commanders course". If anyone can help me on that?
16 I wrote that down obviously from the evidence that the witness
17 was giving. I would just like to know if I have written that
18 down correctly or not in the light of Justice Lussick's
19 questions.

11:14:30 20 MR BANGURA: From my recollection of the evidence the
21 platoon commanders course was not in late 2002.

22 PRESIDING JUDGE: My recollection is it was late 2000.

23 MR BANGURA: Thank you, your Honour.

24 MR MUNYARD: That's why I'm saying I can't read my own
11:14:44 25 writing very clearly. Thank you.

26 JUDGE SEBUTINDE: We do have a timeline provided by our
27 legal officers and the note says at the end of 2000.

28 MR BANGURA: Thank you, your Honour.

29 JUDGE SEBUTINDE: "At the end of 2000 witness was trained

1 in the platoon commander course at the centre for agriculture
2 research institute."

3 MR BANGURA: My recollection is that that is consistent
4 with what the witness said.

11:15:12 5 MR MUNYARD: I am very grateful. I have now amended in
6 clearer handwriting what I had written on the photograph, but I
7 don't want to distract from my principal point about this.

8 MR BANGURA: Your Honours, the purport of the line that we
9 had taken thus far with the witness was to place some kind of
11:15:32 10 foundation for the witness's knowledge and familiarity with the
11 original of the document - of the list that we - that I was going
12 to have the witness mark in court and, your Honours, the position
13 here is that the witness has been asked questions about his
14 familiarity with this document and about the provenance of the
11:15:58 15 document and we have the witness's answers on the record.

16 PRESIDING JUDGE: In the light of Mr Munyard's objection
17 and in the light of the witness's evidence about names, we have
18 not ascertained if he recognises the actual names as opposed to
19 nicknames.

11:16:20 20 MR BANGURA: Your Honours, at the end of the day what
21 weight the Bench is going to attach to the markings or that the
22 witness makes on the document that will be shown to him is a
23 matter for this Court to decide.

24 But, your Honours, the point I wish to make here is that
11:16:45 25 the document that the witness is about to be shown is a document
26 which clearly bears relevance to what the witness - matters that
27 the witness has testified to in this Court. Your Honours, the
28 witness need not necessarily have prepared this document himself,
29 or a similar document.

1 PRESIDING JUDGE: We have moved from preparation. We are
2 talking about recognition now.

3 MR BANGURA: Yes, your Honour, and the point here is that
4 which names the witness marks and how he recognises these names
11:17:20 5 as names - proper names - rather than aliases is a matter that
6 the Court will be left with at the end of the day to attach some
7 weight to, but your Honours --

8 JUDGE SEBUTINDE: Mr Bangura, this is not one of those
9 areas where the Court is a magician. We need to ascertain from
11:17:46 10 the witness through you - his evidence previously is that he
11 referred to these people in his own lists by nicknames. Now, the
12 list obviously before the Court doesn't have nicknames and we
13 would like to know, through you, from this witness how he tallies
14 the nicknames with the real names. This is not something we can
11:18:06 15 imagine or infer. We need to hear the evidence from him before
16 we can even move on to whether he can start to mark these names
17 at all.

18 MR BANGURA:

19 Q. Mr Witness, the persons whom you identified in the lists
11:18:28 20 that were shown to you when you met with the Prosecution, how
21 were you able to identify them on that list?

22 A. Yes, sir, I can identify all the names on this list by
23 their real names, sir. And let me just make this point clear,
24 sir. I think I heard of nickname being made mention of. The
11:19:01 25 nicknames I made mention of was that most of us who came from
26 Sierra Leone at that time behind the rebel lines, we did not know
27 ourselves by our real names. So after our graduation we wanted
28 to know the real names of some people. So that was why, you
29 know, I said we first prepared a similar list like this for us to

1 know the actual names of people, not that I can identify them by
2 their nicknames on the list, sir.

3 [Trial Chamber conferred]

11:20:39

4 PRESIDING JUDGE: The unmarked copy can now be shown to
5 the witness and questions on the unmarked copy can be put.

6 MR BANGURA: Thank you, your Honours.

11:21:05

7 JUDGE SEBUTINDE: I am just curious, Mr Bangura, did you
8 ask this witness whether in fact the list that you put before him
9 is the list that was put before him by OTP earlier? Is that on
10 the record?

11 MR BANGURA: It is not on the record as yet, your Honour,
12 because we had the problem of whether the copy that he marked
13 during his meeting with the Prosecution --

14 JUDGE SEBUTINDE: Did OTP lay before him a marked copy?

11:21:23

15 MR BANGURA: No, your Honour. I think we had the problem
16 of whether that is the copy that we should show him.

17 JUDGE SEBUTINDE: But my question has nothing to do with
18 that marked copy. I am saying the original that is now before
19 him, you have not established for the record whether it is indeed
20 the original that was shown to him in proofing.

11:21:35

21 MR BANGURA: Not yet.

22 JUDGE SEBUTINDE: Please do so.

23 MR BANGURA:

24 Q. Mr Witness, you have been shown the document before you.

11:21:52

25 Can the witness be shown a copy of that original document - an
26 unmarked copy, please. Do you recall being shown that document?
27 Not that exact same document, but a similar document when you met
28 with the Prosecution?

29 A. Yes, sir.

1 Q. And do you recall being asked to indicate on the copy that
2 was shown to you names of --

3 PRESIDING JUDGE: What is the difference between an exact
4 same copy but a similar document? Are we talking about the same
11:23:41 5 document, or are we not? A copy of the same document or not?

6 MR BANGURA: It is a copy of the document.

7 PRESIDING JUDGE: Well, why are you talking about a similar
8 document then?

9 MR BANGURA: Your Honours, I meant to refer to a copy
11:23:58 10 similar to what he has been shown because the copy that he was
11 shown he marked on and that --

12 PRESIDING JUDGE: You mean a copy of the document that he
13 was shown?

14 MR BANGURA: That's right, your Honour.

11:24:08 15 PRESIDING JUDGE: Because when you talk about similar, it
16 might look like it, but it's not the same.

17 MR BANGURA: I take the point, your Honour:

18 Q. Are you able to make indications on - mark on this copy of
19 the document that has been provided you the names of the Sierra
11:24:27 20 Leoneans who were killed in the course of these executions in
21 Liberia?

22 A. Yes, sir. Those whose deaths I confirmed I can mark them,
23 sir.

24 Q. Please proceed to do so. Mark an "X" on the left-hand side
11:24:53 25 of each page against the names of those who were killed.

26 The witness perhaps may be able to do it much faster
27 without the screen and it could be displayed on the screen after
28 being marked.

29 JUDGE SEBUTINDE: Madam Court Officer, do I see another

1 list by the witness that is marked?

2 THE WITNESS: Can I go ahead, sir?

3 PRESIDING JUDGE: Please go ahead.

11:26:09

4 JUDGE SEBUTINDE: Mr Bangura, we would like to see as he
5 marks so that we can mark our own documents.

6 MR BANGURA: I take the point then, your Honour.

7 JUDGE SEBUTINDE: I am sure the public would like to see as
8 well.

11:26:23

9 MR BANGURA: I thought that might have delayed, but can the
10 witness be moved to the projector then.

11 MR MUNYARD: I'm sorry, I didn't hear the answer to Justice
12 Sebutinde's question about is there a marked copy also near the
13 witness, because it's very important that there isn't. I don't
14 know if Justice Sebutinde got an answer to that question. If she
15 did, I didn't hear it.

11:26:40

16 MS IRURA: Your Honour, there is no marked copy next to the
17 witness.

11:26:53

18 PRESIDING JUDGE: Unfortunately, Mr Bangura, just as we are
19 about to start this exercise we have run out of time and the tape
20 is about to finish. So we will have to start this exercise when
21 we resume after the mid-morning break. However, in the interim
22 that document will be removed from the witness and kept securely.
23 Madam Court Attendant, please do so.

11:27:13

24 Mr Witness, it's now almost 11.30 but we are told the tape
25 is finished. We are going to take the mid-morning break for half
26 an hour and we will be resuming court at 12 o'clock. I think you
27 know our routine. Please adjourn court until 12.

28 [Break taken at 11.27 a.m.]

29 [Upon resuming at 12.00 p.m.]

1 PRESIDING JUDGE: Mr Bangura, please proceed.

2 MR BANGURA: Thank you, your Honour. May the witness be
3 shown again the document that was before him before the break:

12:01:22

4 Q. Mr Witness, you have been provided with a document which we
5 have talked about already. Do you recognise it as the one we
6 have been talking about?

7 A. Yes, sir.

12:01:46

8 Q. I would like you to go through that document, the list of
9 names there, and mark against names of those persons whom you
10 knew were killed in Liberia during the course of the executions
11 that took place there. Mark an "X" on the left-hand side against
12 each name that you recognise.

13 A. Please, sir, if I understand you well, during the execution
14 of Sam Bockarie, is that what you mean, sir?

12:02:16

15 Q. Yes and when I say the execution of Sam Bockarie, you have
16 talked about executions that took place in which firstly you said
17 persons who were with Sam Bockarie you informed were killed and
18 then you also mentioned that there were checkpoints that were set
19 up and people were killed at those checkpoints. You further
20 mentioned that when you came to Liberia, to Monrovia, from Ganta
21 you also learnt about other persons who were killed. In total
22 persons who you learnt were executed during this period are the
23 ones that you should identify on the list.

12:02:39

24 A. Okay, sir. The shadow, the screen. Okay, thank you.

12:03:39

25 JUDGE LUSSICK: Mr Bangura, while the witness is doing
26 those markings, just to clarify exactly what it is he's marking,
27 I understand from your question he is going to mark those persons
28 who were killed who were with Sam Bockarie when he was executed
29 and, on top of that, the persons who were killed at checkpoints.

1 I take it that's associated with the death of Sam Bockarie, is
2 it?

3 MR BANGURA: In a way yes, your Honour.

4 JUDGE LUSSICK: Then this last one causes me a bit of a
12:04:21 5 problem. You then say, "When you came to Liberia, to Monrovia,
6 from Ganta you also learnt about other persons who were killed"
7 and he is marking those as well, but are you saying killed
8 generally, or killed in relation to the execution of Sam
9 Bockarie, or just killed in the fighting?

12:04:45 10 MR BANGURA: Your Honour, it would be killed in relation to
11 the execution of Sam Bockarie and not in general in relation to
12 fighting.

13 JUDGE LUSSICK: I hope the witness understands that.

14 MR BANGURA:

12:05:01 15 Q. Mr Witness, may I clarify --

16 MR MUNYARD: Your Honour, before that happens I am afraid
17 I don't quite understand what is meant by the expression "killed
18 in relation to the execution of Sam Bockarie". Does that mean
19 killed in the group from amongst whom Sam Bockarie was taken and
12:05:23 20 killed, or does it mean killed around the same time as? I'm
21 sorry to be difficult, but that expression does cause me some
22 confusion.

23 MR BANGURA: Your Honours, I make it clear, the witness
24 talked about orders to kill Sierra Leoneans or people who came
12:05:44 25 from Ivory Coast who were with Sam Bockarie. I will get the
26 witness to focus on that set of people that he knew of that were
27 killed:

28 Q. Mr Witness, you said in your testimony that Sam Bockarie
29 was killed along with people who were with him and you also said

1 that there were orders to kill persons who had been to Ivory
2 coast with Sam Bockarie. Do you recall that?

3 A. Yes, sir.

12:06:24

4 Q. Now, these are the killings that I am asking you to
5 concentrate on, focus on, when you go through the list and it
6 should not include persons who were killed in fighting, in
7 combat. Is that clear?

8 A. Yes, sir.

12:06:51

9 JUDGE SEBUTINDE: Mr Bangura, whilst the witness is marking
10 I am wondering for the record if it wouldn't be better for the
11 witness to read for instance, "Number 3, Captain Mohamed Barrie"
12 and go down the list that way. That way they are into the
13 record, it is not just a sign on a piece of paper, but the names
14 are into the record.

12:07:08

15 MR BANGURA: I will get the witness to do that, your
16 Honour.

17 JUDGE SEBUTINDE: And we will kill two birds with one
18 stone, so to speak.

19 MR BANGURA: We will proceed that way:

12:07:20

20 Q. Mr Witness, we will have to look at the list from the
21 beginning again and just go through names, the names, and
22 indicate the ones against whom you are going to mark "X" and call
23 out the names. Okay? Number and then you call out the name,
24 okay? Not necessarily everybody on the list. Those who were
25 actually killed that you recognise, you call out their number and
26 you mark the "X" against their name. Is that clear?

12:07:41

27 A. Yes, sir.

28 Q. Shall we start with the first name. Just go through.

29 A. From the list here number 3, Captain Mohamed Barrie was

1 killed during that incident. Number 5, First Lieutenant Kemokai
2 Kallon, was killed during that incident. Number 6, Corporal
3 Patrick Amara, was killed. Number 9, Corporal Daniel Kpange was
4 killed. Number 10, Corporal Jinnah Kpevai, was killed. Number
12:09:05 5 11, Corporal Gassimu J Kallon, was killed. Number 13,
6 First Sergeant Mohamed Turay, was killed. Number 14, Corporal
7 Samuel D Kellie, was killed. Number 15, Corporal Mike Musa, was
8 killed. Number 16, Corporal Mustapha Kemokai, was killed.
9 Number 18 - sorry, number 19, Corporal Borbor Moriba, was killed.
12:10:33 10 Number 20, Mohamed - no, Mohamed Samah, no. Number 21, Corporal
11 Mark Sesay, was killed. Sorry, sorry, Mohamed Samah and Mark
12 Sesay - it is number 20, Musa Sillah, was killed.

13 PRESIDING JUDGE: Did I hear the witness say --

14 MR BANGURA: [Overlapping speakers]:

12:11:25 15 Q. Mr Witness, you said number 20 and then you called the name
16 Musa Sillah.

17 A. Yes, sir. When I called number 20, this Mohamed Samah, we
18 had two Samahs those days on this list. So one actually survived
19 and he came to Sierra Leone, but when I got to the other Samah
12:11:54 20 I will compare the two names which one I am actually referring to
21 here.

22 Q. So when you call Musa Sillah, which number did you mean to
23 call?

24 A. Well, I only came to confirm 22 in the case of Musa Sillah.
12:12:17 25 I attempted calling 20, but I cannot confirm it now until I get
26 to the other Sillah.

27 Q. Please continue.

28 JUDGE SEBUTINDE: The witness also called 21, but he didn't
29 mark 21. What does that mean? On the record he has called

1 number 21, Corporal Mark Sesay, and he says he was killed, but he
2 hasn't marked Mark Sesay, 21.

3 MR BANGURA:

12:12:49

4 Q. Mr Witness, you called the name Mark Sesay at number 21,
5 did you?

6 A. No, sir. I called Mark Sesay but I said, "Sorry", I said,
7 "I cannot confirm that now", and then I came to number 22 for
8 Corporal Musa SiIIah.

12:13:12

9 Q. Mr Witness, just before you proceed, may I ask you to be
10 very careful before you call out the names that you wish to call
11 because as you call them they go straight into the record, okay?

12 A. Yes, sir.

13 Q. Continue, please.

12:13:51

14 A. Yes, sir. Ibrahim Turay was killed, 23. 23, Ibrahim
15 Turay, was killed. Okay, 24, Corporal Morison Samah, was killed.
16 Now, I confirm the Samah now. Number 25, Corporal Hindolo Osman,
17 was killed. 26, Corporal Salieu Jusu, was killed.

18 Q. Are you moving on to the next page?

12:15:53

19 A. Yes, sir. Number 34, Alusine Kamara, was killed. Number
20 37, Corporal J Mac Katta, was killed. Number 38, Corporal
21 Augustine Sherri ff, was killed. Number 39, Corporal Yankuba
22 Kallon, was killed. Number 42, Corporal Junior Bockari, was
23 killed. Number 44, Corporal Momoh Saffa, was killed. Number 51,
24 Idri ssa Mansaray, was killed. Number 53, Corporal Hallie James,
25 was killed. Number 54, Corporal Lawrence Kaipumoi, was killed.

12:18:00

26 Number 56, Corporal Ibrahim Conteh, was killed. Number 58,
27 Corporal Kennie Juana, was killed. Number 60, Corporal Moses MB
28 Bockari, was killed. Number 61, Corporal Lansana T Ngobeh, was
29 killed. Number 63, Corporal Bockari Samai, was killed. Number

1 64, Corporal Bockari Lamine, was killed.

2 Okay, this brings me to the next page. Number 66, Corporal
3 Foday Momoh, was killed. Number - sorry, sorry. The 68 I wanted
4 to call, there are two Mohamed Kallons I knew of. I think one
12:21:01 5 was killed. So I take this to be the first Mohamed Kallon.
6 Sorry, sorry. Mohamed Kallon was not killed, actually, the one
7 I am referring to.

8 69, Alhaji Lahai was killed. Number 82, Senesie Coker was
9 killed. Number 83, Simeon Yawma was killed. Number 85, John K
12:22:43 10 Smart was killed. Number 93, Junior Vandi was killed. Number
11 94, Moses Allen was killed.

12 I move to the next page. Number 105, Corporal Lahai
13 Passaway was killed. Number 109, Corporal Sheku Amara was
14 killed. Number 115, Thomas K Stephens was killed. Number 120,
12:25:29 15 Augustine Jusu was killed. Sorry, not on that occasion. Number
16 120 not on that occasion, Augustine Jusu.

17 Q. So do you wish to cancel that indication?

18 A. Yes, sir. The 120, he was not killed on that occasion. So
19 these are the people, you know, whose names I can remember and
12:26:05 20 I know of their death during that occasion. There are some other
21 names there that I am not too familiar with for me to identify
22 them individually.

23 Q. Mr Witness, that was the first list. Let us look at the
24 second list.

12:26:34 25 JUDGE SEBUTINDE: Mr Bangura, the occasion being the death
26 of Sam Bockarie, or what?

27 MR BANGURA: I can get the witness to clarify what he means
28 by the occasion, but that is my understanding:

29 Q. Mr Witness, you said that in relation to 120, you said you

1 wanted to mark that name and then you said no, he was not killed
2 on that occasion. When you say "that occasion" what do you refer
3 to? Which occasion?

12:27:18 4 A. Like for Augustine Jusu here, he died in Ivory Coast during
5 the course of the fighting in Ivory Coast.

6 Q. That's not the point. When you say "on that occasion" what
7 are you referring to? When you say "that occasion" what are you
8 referring to?

9 JUDGE SEBUTINDE: Mr Witness, the people whose names you
12:27:35 10 just called and marked, could you explain to the Court what they
11 have in common? What it is - they died when?

12 THE WITNESS: Well, these are some of the names that I can
13 remember who died for the cause of - you know, after the death of
14 Sam Bockarie and the order was issued that all of us were to be
12:28:04 15 killed in Liberia, all of the Sierra Leoneans who were associated
16 with him at that time, Sam Bockarie.

17 JUDGE SEBUTINDE: You are saying they died pursuant to that
18 order, or they were killed pursuant to that order?

19 THE WITNESS: Exactly, ma'am.

12:28:25 20 MR BANGURA: Can the witness be shown the second list,
21 please.

22 MR MUNYARD: I am sorry, but we have something left hanging
23 there. He says:

24 "These are some of the names that I can remember who died
12:28:53 25 for the cause of - you know, after the death of Sam Bockarie and
26 the order was issued that all of us were to be killed in Liberia,
27 all of the Sierra Leoneans who were with him at that time."

28 What does "at that time" mean?

29 THE WITNESS: As I told the Court earlier, these names

1 here, they are all the - there are other names that I cannot
2 identify with a particular person to say this person carried this
3 name and to confirm the person or that somebody actually told me
4 that he saw the corpse of that person, or that I myself saw the
12:29:42 5 corpse of that person who was with Sam Bockarie that was killed.

6 But those that I confirmed whose names I knew are the ones
7 that I have just marked here during the time Sam Bockarie came
8 from Ivory Coast and they were with us in Nimba County when this
9 execution was going on and later some of them even escaped, they
12:30:03 10 went as far as Monrovia and they were also arrested there and
11 killed because of the same circumstances surrounding Sam
12 Bockarie's death. That is what I am referring to and these refer
13 to the names that I have just marked here.

14 MR BANGURA:

12:30:19 15 Q. Mr Witness, just to be clear about a time frame here, when
16 was Sam Bockarie killed?

17 A. I can remember that was in early May in 2003, in Nimba.

18 Q. When you talk about killings that took place after Sam
19 Bockarie's death, over what period did these killings take place?

12:30:56 20 A. These killings continued from the day they caught Sam
21 Bockarie until two months later when I was even brought to
22 Monrovia.

23 Q. Thank you. Can you proceed to mark the names that you
24 identify or recognise on the second list, please?

12:31:32 25 A. Yes, sir.

26 MR MUNYARD: Your Honours, I don't think we have had the
27 second list introduced yet. We were dealing, if you recall, this
28 morning with arguments over the first list. I would simply
29 require the Prosecution to explain what they can about the second

1 list. I don't intend to repeat everything I said earlier this
2 morning about the first list, but I am sure the Court will want
3 to know something along the same lines as it heard in relation to
4 the first list. Is there an original, et cetera, et cetera?

12:32:14 5 PRESIDING JUDGE: Yes, a foundation for the second list,
6 Mr Bangura.

7 MR BANGURA: Your Honours, I probably missed the point
8 about the second and third lists, but my understanding was that
9 we were dealing with the lists that were - the witness had marked
12:32:32 10 before and these lists came --

11 PRESIDING JUDGE: Yes, but you must remember that you tried
12 to put in the marked list and that was objected to by both the
13 Bench and the Defence and we went through a foundation as to how
14 these lists were compiled, et cetera, before they were put to the
12:32:52 15 witness. Now we dealt with the first one and if you would please
16 follow the same steps for the second one.

17 MR BANGURA: Madam Court Manager, may I have a look at what
18 we have with you as an original of the second and third list,
19 please.

12:33:38 20 Your Honours, as with the first list what we have in court
21 is the best original that is available to the Prosecution and,
22 subject to any point on this, I shall get the witness to go
23 through the same process as before.

24 PRESIDING JUDGE: Indeed, Mr Bangura, please do so.

12:34:06 25 MR BANGURA: Can you show the witness the original of the
26 second list, please:

27 Q. Mr Witness, do you see the document that has been placed
28 before you?

29 A. Yes, sir.

1 Q. Have you seen that document before?

2 A. Yes, sir. I only saw this document with the Prosecution,
3 sir.

4 Q. Do you know who prepared that document?

12:34:50 5 A. No, sir.

6 Q. Do you know for what purpose it was prepared?

7 A. Yes, sir. I believe that it was prepared in line with the
8 first list to give account of the second batch of the ATU
9 graduates who graduated after our own batch as I do recognise

12:35:30 10 some of the members on this list, sir.

11 MR MUNYARD: Sorry, but that doesn't seem right if it's the
12 second batch because it's the same date, unless he can explain
13 "second batch" in more detail and I can see at least one name in
14 common to both lists.

12:35:53 15 MR BANGURA:

16 Q. Mr Witness, when you say "the second batch", what do you
17 mean?

18 A. From what I have been telling you about the groups of
19 Sierra Leoneans who went to the ATU base, those of us who entered
12:36:16 20 with Sam Bockarie in early 2000 and the training we took in that
21 first three months, that group was referred to as the first batch
22 and after our graduation I was now busy with the other senior
23 officer courses and I heard of another batch being trained on the
24 ATU base who were also our Sierra Leonean brothers under the same
12:36:47 25 name, sir.

26 Q. Do you know when this other batch that came after you were
27 trained at the base?

28 A. I cannot remember the exact month or year, but after our
29 graduation there were other batches that were trained and

1 graduated who were Sierra Leoneans.

2 Q. Without naming any of the names on the list before you, do
3 you recognise these names as belonging to any particular batch
4 that trained at the base?

12:37:41 5 A. Yes, sir.

6 Q. Which batch do you recognise them as being part of?

7 A. We used to call the batch as the third batch of the ATU
8 graduates.

9 Q. When did this batch come on? I mean, taking it, was this
12:38:03 10 the batch that you belonged to?

11 PRESIDING JUDGE: You have got two questions there,
12 Mr Bangura. Which one are you asking the witness?

13 MR BANGURA: The latter, your Honour. I meant to ask that
14 first:

12:38:16 15 Q. Was this the batch that you belonged to?

16 A. No, sir. The list I have just marked was the one
17 I belonged to, sir. That list, sir.

18 Q. When did this batch come on?

19 A. You mean the list presently in front of me, sir?

12:38:37 20 Q. Yes.

21 A. Well, as I told you earlier, these people came after we had
22 graduated and I was then busy with the senior officer courses and
23 that was the time they had their own training.

24 MR BANGURA: Thank you. Your Honours, may I ask that the
12:39:02 25 witness be shown a copy of the original.

26 PRESIDING JUDGE: Yes, please show the document to the
27 witness.

28 MR BANGURA:

29 Q. Mr Witness, just before we move on, the people on this list

1 that has been shown to you now, do you know what their
2 nationalities are, all of them or some of them, if you can?

3 A. Yes, sir.

4 Q. What are their nationalities?

12:39:58 5 A. They were Sierra Leoneans, sir.

6 Q. Now, can you proceed to mark the names of those that you
7 recognise on this list as having been killed during the period
8 that we are talking about?

9 A. Among them here I can recognise - I can recognise number 2,
12:41:00 10 Corporal Brima Kabbah, as being killed during the incident of the
11 death of Sam Bockarie. From the list in front of me, the only
12 name or particular person on this group that I can recognise -
13 I recognise that I knew died too during that incident is Mohamed
14 Kabbah, number 2. The rest of the other names I cannot identify
12:42:21 15 the individuals by their names and I cannot confirm whether they
16 were killed, or alive.

17 Q. Can you move on to another page, please, if you are done
18 with this page.

19 A. I am not familiar with any name here that was killed at
12:44:01 20 that particular time. Some names among them that I know were
21 amongst the group on this list as being members of that batch,
22 but I cannot actually confirm any name now of somebody who was
23 killed alongside Sam Bockarie whose name I can recognise here.

24 MR BANGURA: Thank you, Mr Witness. May the witness be
12:44:26 25 shown the original of the third list?

26 PRESIDING JUDGE: Are we going to have foundation for that
27 third list, Mr Bangura, in the same way we have had for the other
28 two?

29 MR BANGURA: That is what I intend to do, your Honour:

1 Q. Mr Witness, you have been shown another list. Do you see
2 it?

3 A. Yes, sir.

4 Q. Have you seen this list before?

12:45:05 5 A. Yes, sir. I only saw this list with the Prosecution, sir.

6 Q. Do you know who prepared that list?

7 A. No, sir.

8 Q. Do you know why it was prepared?

9 A. From the format I see here, it is also in line with the
12:45:38 10 head count of the Sierra Leoneans who were working with the ATU.

11 Q. Without naming names, do you recognise any names on that
12 list?

13 A. Yes, sir.

14 Q. Are you able to - you said they are names of Sierra
12:46:10 15 Leoneans. Apart from Sierra Leonean names, do you recognise
16 names of any other nationality on that list?

17 A. No, sir. On this list, no.

18 MR BANGURA: Your Honours, may the witness be shown a copy
19 of the original of this list?

12:46:31 20 PRESIDING JUDGE: Yes, Very well.

21 MR BANGURA:

22 Q. Mr Witness, just before we proceed to have you mark or
23 identify names on the list that you recognise, you said that
24 these are Sierra Leonean names and you said you know some of
12:47:14 25 them, is that right?

26 A. Yes, sir.

27 Q. How do you know them?

28 A. Well, some of the names amongst the group here I knew them
29 as some members of the mechanic group - I mean, the engineering

1 group that were attached to the ATU brigade at that time. They
2 were working at the logistic section, sir.

3 Q. Now can you go through the list and indicate on it, as you
4 have done before with the other lists, the names of those that
12:47:56 5 you know were killed at the time or about the time Sam Bockarie
6 was killed?

7 A. Yes, sir. From the list in front of me number 1, Ibrahim
8 Kargbo, was killed. From the second section after the first
9 group we have number 1 again, Ibrahim Bah. He was also killed.
12:49:03 10 Number 5 on the list down here I recognise Tejan Kabbah - sorry,
11 Tejan Bah to have been killed during that incident. Number 8,
12 Foday Sillah, was also killed in that incident. Well, these are
13 the names I knew at that time and I was given confidence that
14 they were killed at that particular time.

12:50:04 15 Q. Thank you, Mr Witness. Mr Witness --

16 A. Yes, sir.

17 Q. -- I did not ask you about the first list, but let me ask
18 you - and that is the first list that you marked. Did you
19 recognise the nationalities of the persons on that first list?

12:50:26 20 A. Yes, sir.

21 Q. What nationalities were they?

22 A. We were all Sierra Leoneans except for one lady, sir.

23 Q. And who is that lady? Can you tell the Court the number on
24 the list where that person's name appears?

12:50:54 25 A. Well the lady was a Liberian by the name of Deddeh Colley,
26 but she followed one of her boyfriends to the ATU base at that
27 time and she was trained with our group.

28 Q. What number on the list is that person?

29 A. Number 106 is Deddeh Konneh, sir.

1 Q. Now, can you put a tick against that person's name?

2 PRESIDING JUDGE: It will have to be a different kind of
3 tick if it was not - if this person was not killed.

4 MR BANGURA: Not killed, your Honour. He had an "X" before
12:52:32 5 and so --

6 PRESIDING JUDGE: Some other form of marking.

7 MR BANGURA: Yes:

8 Q. Can you put a tick as you would mark correct and put that
9 on the right-hand side of the name, not on the same side, the
12:52:46 10 left side, where you had all the other markings. Thank you.

11 Now, you said that you were one of those who were trained
12 in this group. Do you recognise your name in any of the lists
13 that you have looked at?

14 A. Yes, sir.

12:53:10 15 Q. Which list do you recognise your name in; the first, the
16 second, or the third?

17 A. The first list, sir.

18 Q. Can you go on to identify yourself on the list, please.

19 A. Yes, sir. Yes, sir. Number 2 on this list in front of me
12:53:44 20 here is myself "Jabati Jaward".

21 Q. Can you on the right-hand side of the page where your name
22 appears - against your name can you put a tick there, please.

23 Thank you.

24 Now, earlier I asked you about how you knew the names of
12:54:30 25 these persons that you have identified on the list. How did you
26 know all these persons by their names, by the names you have
27 identified them?

28 A. As I told you earlier, when we crossed into Liberia, you
29 know, although some names were familiar to me even before we

1 crossed into Liberia in 1999, but when we went to the training
2 base some of our friends were not easily identified because of
3 the rebel names we knew for them at that time. So after our
4 graduation we decided that we should have our own list of our men
12:55:30 5 within the ATU so that we will be able to be familiar with each
6 other's name, so that when they said Jabaty Jaward somebody would
7 be able to know instead of knowing Jabaty by either Rambo or
8 Commando. So from there we started being familiar with some of
9 these names.

12:55:53 10 And with the question of how I knew some of these names
11 after that incident, you know, we had some of the survivors who
12 used to go to me when I was in Monrovia to share some of the
13 ideas with me about what happened to us. And at that time even
14 some of the commanders whom I can say were my friends who rescued
12:56:18 15 me during that incident, I used to go around them and some of
16 them used to give us information about what exactly went on.

17 And also with the total group of people with whom we were
18 all in Ivory Coast with Sam Bockarie, when we came from there and
19 at the particular time I was in Monrovia, all those who were
12:56:44 20 survivors, who were still alive - and for the past three years
21 I have spent in Monrovia since that time since 2003 to 2007, some
22 of them were even looking out for me to see me and we also had
23 some other friends who used to give account of the other friends
24 whom they had seen. So from there I was able to confirm the
12:57:08 25 death of most of these brothers and whose names I knew because
26 there are many on that list I don't know them by their own names
27 up to that - up to the time the incident took place.

28 MR BANGURA: Thank you, Mr Witness. Your Honours, may
29 I respectfully move that the lists that have been marked be

1 marked for identification.

2 PRESIDING JUDGE: Mark them with the same number but with
3 A, B and C, Mr Bangura?

4 MR BANGURA: Yes, your Honour.

12:57:45 5 PRESIDING JUDGE: Very well. The first document is a four
6 page document with a list of names and other details as marked by
7 the witness. It becomes MFI-9A.

8 The second is a two page document with a list of names as
9 marked by the witness. It becomes MFI-9B.

12:58:10 10 The third is a one page document with a list of names as
11 marked by the witness. It becomes MFI-9C.

12 MR BANGURA: Thank you, your Honour:

13 Q. Mr Witness, your evidence is that you moved to Monrovia at
14 some point from Ganta. Is that correct?

12:58:31 15 A. Yes, sir.

16 Q. And this was after you had been in Ganta for how long?

17 A. For almost two months, sir.

18 Q. When you moved down to Monrovia where did you stay?

19 A. Well, I was living in Sam Bockarie's compound.

12:59:07 20 Q. And about what month roughly was it that you moved down to
21 Monrovia, and year?

22 A. That was still in 2003, some time July ending to August.
23 The end of July or August.

24 Q. During this time that you moved down to Monrovia did you do
12:59:37 25 anything while you were there?

26 A. Yes, sir.

27 Q. What did you do?

28 A. I was with Dr Magona who took me to Monrovia.

29 Q. And what were you doing with Dr Magona?

1 A. Well, at that time I just regarded Dr Magona at that time
2 as a kind of protector for me because he was the only one that
3 I had been with before and he used to sympathise with me and he
4 was in authority at that time.

13:00:26 5 Q. Why did you need Dr Magona as a protector?

6 PRESIDING JUDGE: I am not sure you can put that
7 interpretation. He said, "I moved to Monrovia with Dr Magona" -
8 sorry, I withdraw what I said.

9 MR BANGURA: Is it okay to put the question as it was
13:00:56 10 phrased, your Honour?

11 PRESIDING JUDGE: Yes, please proceed.

12 MR BANGURA: Your Honour, as was phrased? The same
13 question?

14 PRESIDING JUDGE: Yes, yes. I withdraw the comment I was
13:01:10 15 going to make.

16 MR BANGURA:

17 Q. Why did you need a protector?

18 A. Well, at the time that I was with Jungle at the combat camp
19 he disclosed to me that they had issued an order to search for
13:01:36 20 all of us - I mean those of us who came with Sam Bockarie from
21 Ivory Coast, especially the Sierra Leoneans, we the Sierra
22 Leoneans, to kill us and my name was more pronounced in the whole
23 issue that I was to be killed from the authorities. So when
24 I came to Monrovia, you know, I didn't consider myself safe to
13:01:59 25 live on my own at anywhere at that time, so I decided to just be
26 with him as a sort of protector for me at that time.

27 Q. Did you go anywhere with Dr Magona while you were in
28 Monrovia?

29 A. Yes, sir.

1 Q. Where did you go?

2 A. The most important area I can remember really - because
3 every morning or evening he had to go down to Benjamin Yeaten's
4 house, you know, with whom he was dealing directly. Sometimes -
13:02:46 5 at one time I can remember we visited a front line at Lorendo
6 [phon] where he had a wound on his head. But most times we used
7 to go from Magona's residence where Sam Bockarie was before to
8 Benjamin Yeaten's house almost every day.

9 Q. You said --

13:03:14 10 PRESIDING JUDGE: Mr Bangura, before you move on, at
11 page 74, line 10 he said, "I was with Jungle at the - he
12 disclosed to me that they had issued an order", I know it says -
13 my note was to kill. Who is the "they" referring to?

14 MR BANGURA:

13:03:32 15 Q. Mr Witness, you said when you were with Jungle he had
16 disclosed to you that they had issued an order to kill all people
17 who were with Sam Bockarie. When you say they had issued an
18 order, who were you referring to as "they"?

19 A. Well, this particular order I am referring to in this case
13:03:54 20 was an order from Charles Taylor at that time.

21 Q. How did you know that it was an order from Charles Taylor?

22 A. Jungle whom I am referring to is not alive today, but he
23 made me to understand that Charles Taylor approved of these
24 orders that I am talking about.

13:04:21 25 Q. Now, you said that you would go to - once in Monrovia you
26 would go to Yeaten's house with Dr Magona every morning or
27 evening. Why did Dr Magona have you to go with him to Benjamin
28 Yeaten's house?

29 A. As I told you, at that time, minus, you know, God, Magona

1 was the only human being at that time whom I considered that my
2 presence with him would protect me somehow because there was
3 nowhere in Liberia - there was nobody in Liberia at that time
4 whom I can trust for my safety really. That was why every
13:05:16 5 morning I had to be - always I had to be with him. I served him
6 like a bodyguard. When he was in his room during the night
7 I will sit outside until daybreak.

8 Q. Did Magona have something or anything to do at Benjamin
9 Yeaten's house where he went every morning or evening?

13:05:44 10 A. Yes, sir. Magona was at that time the chief combat medic
11 for - let me just put it this way, from Benjamin Yeaten because
12 he was always with him and he carried the title - they say Medic
13 1. He was the most respected combat medic at that time.

14 Q. Did anything happen at any time while you were at Benjamin
13:06:11 15 Yeaten's residence with Magona?

16 A. The only issue I can remember to give the Court at this
17 time was that during our visits at one time we heard of a meeting
18 called by Benjamin Yeaten, you know. They said they wanted to
19 discuss how to organise the government when Charles Taylor had
13:06:54 20 decided that he wanted to leave Liberia. So they called all the
21 authorities at that time for a meeting down at Benjamin Yeaten's
22 house. I can remember that occasion.

23 Q. Were you present there at that time?

24 A. Yes, I was within the area but not in the meeting, sir.

13:07:20 25 Q. Did anything happen during that - on that occasion?

26 A. Well, my record that I can think of on that day was that
27 during the time that they were in the meeting there was a woman
28 called Rescue Mother. That was the name commonly known for her
29 in the ATU. She was responsible for caring for the wounded,

1 especially those who needed further treatment to go outside
2 Liberia. She came from the meeting in a Land Cruiser jeep. At
3 that time they used it as an ambulance. Then she signaled to me
4 like a surprise. Later on, after she had passed by me standing
13:08:23 5 by Dr Magona's boss, she gave me a hand signal for me to go and
6 meet her.

7 Q. Mr Witness, just before your meeting, whereabouts were you
8 at this time when Rescue Mother signaled to you to come? She
9 came out of the meeting, you said. Whereabouts were you?

13:08:46 10 A. I was right at the intersection going to Benjamin Yeaten's
11 house and the other road going towards the island behind
12 Charles Taylor's house, at that time we called it Pako [phon]
13 house, and the other road coming down from Charles Taylor's house
14 down the hill. So, our bus was parked right at the intersection.

13:09:11 15 That was where Rescue Mother met me and made the signals to me.

16 Q. And did you do anything as a result of the signal that
17 Rescue Mother gave to you?

18 A. Yes, sir. When she stopped a distance towards the hill
19 I walked to her vehicle and she said she was surprised to see me
13:09:36 20 because she had heard of my death, but since she had seen me
21 something came up from where she was coming from, the meeting.

22 They should try - she said they should try to get rid of the
23 remaining people who they felt were very sensitive in Sam
24 Bockarie's case. She said they had made mention of me. That was
13:10:01 25 the information she gave to me, so if I had any ways and means to
26 escape I should try my level best to escape.

27 Q. As a result of this information given to you, did you do
28 anything?

29 A. Well at that particular time I went back to the bus to

1 confirm from Dr Magona when he came from the meeting, sir.

2 Q. Did anything happen after that?

3 A. Really when Dr Magona came from the meeting his countenance
4 to me really proved that something was wrong, because he was not
13:10:52 5 really in a happy mood. That was the first question I asked him.
6 I said, "How was the meeting?", and he only said, "Let's go to
7 the house." He said, "The chief still knows about you really,
8 but he had given me a message for you, but let's go to the
9 house." So, he asked me to drive the bus. I drove the bus back
13:11:15 10 to Sam Bockarie's compound. On our way going --

11 Q. Just before you move on, Mr Witness, you said Magona told
12 you, "The chief still knows about you really." When you say "the
13 chief", who was Magona referring to as "the chief"?

14 A. Okay. In this case he was referring to Benjamin Yeaten,
13:11:36 15 sir.

16 Q. And you said you drove the bus to go back to where you were
17 staying at Sam Bockarie's place. Did anything happen after you
18 got there?

19 A. Yes, sir, before we even got there on our way I tried to
13:11:57 20 convince him to explain to me what the matter was. Then he said
21 Benjamin Yeaten had suggested that I should go back to Nimba.
22 They seized some vehicles and some other property from us. He
23 said since I was alive whatever was taken from me in Nimba must
24 be returned to me and so I should go there for these items.

13:12:23 25 Q. Did you go there?

26 A. No, sir, I almost responded angrily to Dr Magona. I said,
27 you know, "That doesn't even sound like something, you know,
28 clever to me, you know? I am alive today. They have already
29 saved me from all that problem. I didn't come to Liberia for

1 that property. I didn't go to Ivory Coast for property. What
2 would even give me the courage to go to Nimba County again?" He
3 said, "But that was an order."

4 Then we finally arrived at his residence, so not long - not
13:13:06 5 long a jeep came from Benjamin Yeaten's compound which was
6 commanded by one of his bodyguards. At that time we used to call
7 him Gola Red. They said the jeep was going to Nimba and that
8 I was to join them to go for my vehicles. I did not try to put
9 up any resistance so that they can know that or they can bring
13:13:36 10 other ways to keep me tied, because I knew that the information
11 Rescue Mother had given me was what they wanted to work on.
12 I walked quietly from Sam Bockarie's fence and I walked to the
13 area where my family was before the incident, because at that
14 time my family had left. They had left where I was before. They
13:13:57 15 were in hiding. I went there and asked for a civilian clothing,
16 because I was having on military combat trousers, and so
17 I changed and it was there that I escaped and went to where my
18 wife and children were in hiding in Monrovia.

19 Q. Thank you. You said - you called the name of somebody.
13:14:22 20 I believe I heard Gola Red. Can you help the Court with a
21 spelling, please?

22 A. Yes, sir, this was a nickname given to one of the
23 bodyguards that was popular among those that were with Benjamin
24 Yeaten at that time.

13:14:50 25 Q. So are you able to help the Court at all, or not?

26 A. Well, from the Liberian side of pronunciation, the Gola is
27 G-O-L-A and the Ray in Liberian English is referring to red
28 R-E-D, because he was bright. He was having a bright colour,
29 I mean the complexion.

1 Q. Now, you mentioned that at the time you went to - at these
2 times that you - I am sorry, the one time you went to Benjamin
3 Yeaten's house there was a meeting and the meeting was about how
4 to organise the government after Charles Taylor, or President
13:15:46 5 Taylor, had left. He was deciding to leave. Is that correct?
6 Is that what you said?

7 A. Yes, sir. Before we arrived there that morning, that was
8 what Dr Magona said. He said they were going for the meeting,
9 sir.

13:16:02 10 Q. And do you know whether President Taylor left Liberia at
11 any point?

12 A. Yes, sir.

13 Q. How long were you - when did he leave, if you recall?

14 A. Well after this incident that I have just explained, you
13:16:26 15 know, I fled to the Firestone rubber company area in Harbel. It
16 was there that I remained in hiding over a month, or so. Over a
17 month I heard from people and even the media that Taylor was
18 leaving Liberia to go to Nigeria.

19 Q. Did you come back to Monrovia at any point later?

13:16:55 20 A. Yes, sir.

21 Q. When did you come back to Monrovia?

22 A. I came back to Monrovia - I want to understand the
23 question, whether to stay there or to just visit there for the
24 first time?

13:17:17 25 Q. You said you left after you were able to more or less make
26 an escape and you went and stayed at the place where your family
27 were, you were away for up to some time and you heard that
28 Mr Taylor was leaving. After that did you come back to Monrovia?

29 A. Yes, sir, I visited Monrovia after Taylor had left.

1 Q. Did you at any point go back to your headquarters at the
2 ATU?

3 A. Yes, sir. I went there, sir.

4 Q. When did you go there?

13:18:07 5 A. Well after, when the disarmament was going on in Monrovia,
6 that was the time I went to where the ATU were encamped for the
7 disarmament.

8 Q. And when was this? When was the disarmament going on that
9 you have just talked about?

13:18:35 10 A. I cannot remember the actual time now, but this was almost
11 going to let me say 2004 now. Almost they had gone - that was
12 almost the end of the disarmament of the ATU. I went there to be
13 disarmed as a combatant.

14 Q. Were you able to disarm as a combatant?

13:19:09 15 A. Yes, sir. I went to the disarmament camp, but under
16 different conditions, sir.

17 Q. What condition did you go through?

18 A. When I arrived at the 72nd barracks, there was an area in
19 Paynesville in Monrovia called 72nd barracks. It was there that
13:19:42 20 all the ATUs were to be disarmed; the last batch of the ATU were
21 to be disarmed. That was where they were encamped. It was
22 headed by one Batuagbor. When I arrived there I reported to
23 them, to Batuagbor, that I had come to disarm myself.

24 Q. Mr Witness, can I pause you there and let's try to get a
13:20:08 25 spelling for that name.

26 A. That name is a Gio name, but it was very common to almost
27 all the ATUs.

28 Q. Can you make a try?

29 A. Well, I used to spell it as B-A-T-U-A-G-B-O-R, something

1 Like that.

2 Q. Just continue, please. You presented yourself to Batuagbor
3 for disarmament. What happened?

13:21:01

4 A. Well after some delay and not even recognising me as one of
5 their officers, or a part of the ATU, later one of my
6 colleagues - colleague officers by the name of Peter Zain, he was
7 always working with the S1 section, the section that was
8 responsible for this - by the adjutant's office. He disclosed to
9 me that, "Jabaty, we know your effort especially during the time
10 you people were here. We know how you were looking at us. The
11 way they are treating you ..." --

13:21:33

12 THE INTERPRETER: Your Honours, can he kindly repeat his
13 answer.

13:21:48

14 PRESIDING JUDGE: Just pause, Mr Witness. The interpreter
15 is having a problem keeping up with you now. Will you go back to
16 your answer when you said, "We know how you were looking at us.
17 The way they were treating you ...", and continue from there,
18 please.

13:22:05

19 THE WITNESS: As I was saying, Peter Zain was trying to
20 disclose the whole secret to me for the type of delay that they
21 were putting on for me to go through the disarmament. He said
22 when we left - I mean, the Sierra Leoneans that were with the
23 ATU. When we left for the Ivory Coast they said all the
24 documents concerning the Sierra Leoneans in the ATU at that time,
25 they said everything was destroyed. They cancelled our names
26 from the ATU. He said it was not possible for me to have my name
27 to go for disarmament at this particular time.

13:22:33

28 Q. And you said the person who disclosed this to you was
29 somebody called Peter Zain?

1 A. Peter Zain, Z-I-A-N [sic].

2 Q. That is two separate names?

3 A. Two separate names. Peter and Zain, Z-A-I-N.

13:23:23

4 Q. You said that he was from the adjutant's office, is that
5 correct?

6 A. Yes, sir.

7 Q. Who was the adjutant there?

13:23:45

8 A. What I meant here was that he was one of the administrators
9 who used to deal with the lists, the name lists of the ATU. At
10 one time he was one of the pay masters for the ATU. This was
11 what I meant. I meant the administrative office.

12 Q. When you say he at one time was one of the pay masters of
13 the ATU and you talk about the adjutant's office, are you talking
14 of him being in that office at the time that you went for

13:24:09

15 disarmament, or was it before?

16 A. This was before, sir.

17 Q. Thank you.

13:24:27

18 PRESIDING JUDGE: Mr Bangura, if you are going to move on
19 to another topic there was one point I would ask to have
20 clarified at page 75 on my script. It's at line 1. It referred
21 to someone going to the front line. I am not clear who went, or
22 who was injured or what. "I remember he was dealing directly.
23 Sometime - at one time I can remember we visited a front line
24 where he had a wound on his head". Who had the wound on his head
25 and who visited the front line?

13:24:56

26 MR BANGURA:

27 Q. Mr Witness, I believe when you were talking of what you did
28 in Monrovia when you got to Monrovia from Ganta you mentioned
29 something about going sometimes to the front line, or one time to

1 the front line. Do you recall that?

2 A. Yes, sir.

3 Q. And you mentioned something about somebody getting wounded
4 on the head. Do you recall that?

13:25:28 5 A. Yes, sir. I was referring to General Laurent Doe [phon] at
6 that time. He was on the defensive at Klay. You know, he had a
7 wound on his head. We went there at one time with Dr Magona to
8 treat him, sir.

9 PRESIDING JUDGE: So Laurent Doe is a person rather than a
13:25:55 10 place, because the record shows "visited the front line at
11 Lorendo".

12 MR BANGURA: From the witness's answer to the last question
13 it is a person, your Honour.

14 Q. Can you help the Court with a spelling of that name Laurent
13:26:13 15 Doe?

16 A. Yes, sir, I am referring to Roland Duo, R-O-L-A-N-D as they
17 used to pronounce it. Duo, something like D-U-O. He was one of
18 the commanders well known for the militia at that time.

19 Q. You mentioned that you were not able to --

13:26:43 20 MR MUNYARD: Sorry, before we leave that point can we just
21 clarify then because I was in the same position as yourself,
22 Madam President, thinking that Lorendo was a place rather than a
23 person. Can we clarify did the witness go with Dr Magona to the
24 front line to treat not Laurent Doe, but Roland Duo for the wound
13:27:10 25 on his head. It is still unclear and I think that may clarify
26 the position completely.

27 MR BANGURA:

28 Q. Mr Witness, did you go to the front line to treat Roland
29 Duo who you said was wounded at this time with Dr Magona? Did

1 you go to the front line to treat him there?

2 A. Yes, sir.

3 Q. Where was the front line at this time?

13:27:43

4 A. At that time the LURD rebels were occupying Klay on the
5 highway from Monrovia going to Tubmanburg, or coming down to Bo
6 Waterside.

7 MR BANGURA: Thank you. Your Honours, I look at the time,
8 I have some questions still on this subject, not too many, but --

13:28:09

9 PRESIDING JUDGE: If you can complete that portion, but we
10 will have to adjourn at 1.30, Mr Bangura, so put your question,
11 please.

12 MR BANGURA:

13:28:23

13 Q. You said that you went to where the ATU was disarming and
14 you tried to go through the process and it was difficult, you
15 learned from Peter Zain that all your records had been destroyed,
16 everything is destroyed. Do you know who destroyed those
17 records?

18 A. That was the authorities of the ATU.

13:28:49

19 Q. How did you know that it was the - they were destroyed by
20 the authorities of the ATU?

21 A. Please, sir, an individual soldier cannot just take the
22 list of a group like that to remove it from the ATU. It must be
23 the authorities of the ATU. At that time the head of the ATU was
24 Chucky Taylor who was the son of Charles Taylor at that time.

13:29:20

25 Q. You also said that your names - you were told that your
26 names had been cancelled. What did you mean when you said that
27 your names had been cancelled?

28 A. They said among the list of those who were disarming for
29 the ATU our names were not on the ATU brigade list.

1 MR BANGURA: Your Honours, that would be a good time.

2 PRESIDING JUDGE: Thank you. If that is convenient,
3 Mr Bangura, we will take the lunchtime adjournment. Mr Witness,
4 we are going to adjourn for one hour for lunch. We will resume
13:30:03 5 at 2.30. Please adjourn court.

6 [Lunch break taken at 1.30 p.m.]

7 [Upon resuming at 2.30 p.m.]

8 PRESIDING JUDGE: Yes, Mr Bangura, please proceed.

9 MR BANGURA: Thank you, your Honour:

14:29:46 10 Q. Good afternoon, Mr Witness.

11 A. Good afternoon, sir.

12 Q. We broke off at a point where you tried to get through the
13 disarmament process with the ATU. Do you recall?

14 A. Yes, sir.

14:30:06 15 Q. Were you able to go through that process eventually?

16 A. Yes, sir.

17 Q. How did you go about it?

18 A. As I told you earlier, when I was informed about the
19 absence of our names on the ATU roster I got angry and then I
14:30:41 20 started grumbling that this had been one of the evidence to prove
21 that really taking us to Ivory Coast at that time was that they
22 had wanted to kill each and every one of us, I said but this has
23 failed and that as long as I'm alive, the UN peacekeepers are on
24 the ground trying to disarm, I said I must see that I will go
14:31:12 25 there by any means to be disarmed as an ex-combatant for that
26 particular country at that time. So to cut matters short, I
27 called the deputy at that time to Chucky, that is the son of
28 Charles Taylor who was at that time in charge of the ATU, by the
29 name of General Wennie. So when I called General Wennie I was

1 aggressively speaking on the cell phone and then he said, "You
2 know, Jabaty, this is not something we need to discuss on cell
3 phone." He said, "Come to me at the disarmament office at Ninth
4 Street in Sinkor." So I went there to him, then he confirmed the
14:32:07 5 information to me that since we left at that time, Chucky, who
6 was in charge of the ATU, asked that all the names of our group
7 be moved from the ATU and that we were no longer part of the ATU.
8 So he said when he actually thought about my effort and my
9 seriousness at that time, they will have to find ways for me to
14:32:36 10 go and disarm, but he said it shouldn't be with my real name. So
11 he set an example from one of our brothers and he said he went to
12 Liberia at that time, he wanted to disarm, but they did not give
13 him that opportunity because they described his behaviour at that
14 time as playing a double role and that was Babah Tarawally at
14:33:04 15 that time. He said Babah Tarawally came to Monrovia, he wanted
16 to go and disarm, they would have helped him to get another name
17 to even go there, but they said when he entered Monrovia at that
18 time during the disarmament, he was taking the UN peacekeepers
19 and targeting some people.

14:33:25 20 Q. Mr Witness, did anything happen in your own situation? You
21 said you called General Wennie and he said it was not something
22 to discuss on the phone and you --

23 PRESIDING JUDGE: Can we also have a spelling of the
24 general's name and it's really the conclusion that is the
14:33:46 25 relevant evidence.

26 MR BANGURA: That's the point, your Honour:

27 Q. I will get you in a minute to spell the general's name that
28 you called, but what I was seeking to get from you, Mr Witness,
29 is what happened to yourself, not all that was explained about

1 Babah Tarawally. Okay? So before you continue to tell us what
2 happened in your own case, can you help the Court with the
3 spelling of Wennie. You said General Wennie was the person you
4 called.

14:34:19 5 A. Yes. General Wennie was spelt as W-E-N-N-I-E.

6 Q. Thank you. So when you went to see General Wennie, apart
7 from whatever he said about Babah Tarawally, was anything done
8 about your situation?

9 A. Yes, sir. I later went to the disarmament camp with a
14:34:48 10 different name, sir.

11 Q. Who sent you to the disarmament camp with a different name?

12 A. General Wennie instructed the commanders that were in
13 charge of the disarmament at that time. One was Llyord Wisner
14 who was in charge of the motorcade group at that time, who were
14:35:15 15 with the ATU, for them to help me with the name of one of the
16 soldiers who was absent, for me to go and disarm, and when I went
17 there my commander I recognised on one of my pictures before by
18 the name of Amos Blegaya, so when we went there they refused to
19 give me the ticket, so whilst I tried to bring up some tension --

14:35:51 20 Q. Did they eventually give you a name and then you disarmed?

21 A. Yes, sir.

22 Q. What name were you given?

23 A. I was given Nathaniel S George.

24 Q. And you went through the process, is that correct?

14:36:09 25 A. Yes, sir.

26 Q. Now, you mentioned two names just now. One of them is Amos
27 Blegaya.

28 A. Yes, sir. I said Amos Blegaya was my company commander at
29 the time we graduated and we were taking care of White Flower.

1 MR BANGURA: Your Honours, I think this is name that has
2 been spelled before.

3 PRESIDING JUDGE: Let's have it again, Mr Bangura, just in
4 case.

14:36:47 5 MR BANGURA: I recall it was, but we can have the witness
6 spell it again:

7 Q. Mr Witness, can you spell Amos Blegaya for the Court,
8 please?

9 A. Yes, sir. Amos is A-M-O-S and the Blegaya is
14:37:08 10 B-L-E-G-A-Y-A.

11 Q. You also mentioned a name before that. I'm trying to see
12 exactly where.

13 JUDGE SEBUTINDE: Lord Wessen [phon]?

14 MR BANGURA: Lord something, yes, your Honour.

14:37:28 15 THE WITNESS: Yes, sir. I made mention of Liyord Wisner.

16 MR BANGURA:

17 Q. Can you spell that for the Court, please?

18 A. It was spelled as something like L-L-Y-O-R-D, something like
19 that.

14:37:45 20 Q. Liyord?

21 A. Liyord Wisner, yes.

22 Q. Wisner. Can you spell Wisner?

23 A. W-I-S-N-E-R.

24 Q. Thank you. Mr Witness, you have testified that the records
14:38:04 25 you had were destroyed and you said this was done on the orders
26 of Chucky Taylor. Do you recall that?

27 A. Yes, sir.

28 Q. Do you know why these records were destroyed? Did you come
29 to know later at any point why?

1 A. Well the only conclusion I had at that point in time was
2 that I remember before leaving for Ivory Coast at that time, you
3 know - I have just forgotten the man's name that came to us
4 before. Joe Tuah. I can remember the reason Joe Tuah gave to us
14:39:04 5 for going was for us to hide our identity because of our presence
6 in the ATU, we the Sierra Leoneans at that time. So I started
7 going with the idea that these were some of the issues that even
8 led to the killing of every one of us after Mosquito was killed
9 so that that evidence will be destroyed that we were with the
14:39:32 10 ATU, I mean the Sierra Leoneans. So that was one of the reasons
11 that came to my mind, sir.

12 Q. At the time you said the only reason that you - the only
13 conclusion you can make is because Joe Tuah had mentioned that at
14 the time they should --

14:39:54 15 A. Yes, sir.

16 Q. Hold on, I am coming with the question. You said, "I can
17 remember the reason Joe Tuah gave to us for going was for us to
18 hide our identity because of our presence in the ATU." Why did
19 you have to hide your identity at that time?

14:40:20 20 A. I think during my testimony here I also made mention of
21 that they had said that there were allegations that
22 Charles Taylor had some Sierra Leoneans within the ATU from the
23 RUF and that he often denied, so from that particular perspective
24 I knew that these were some of the reasons that led to the
14:40:55 25 destruction of that documents when they sent us to Ivory Coast.

26 Q. Thank you, Mr Witness. Mr Witness, during your meetings
27 with the Prosecution do you recall being shown some photographs?

28 A. Yes, sir.

29 Q. Do you recall the kind of photographs you were shown

1 generally?

2 A. Yes, sir. I remember some photographs, sir.

3 Q. Which ones do you remember?

14:41:44

4 A. There were different categories of photographs with
5 different people, sir.

6 Q. Do you remember being shown photographs of any persons that
7 you have mentioned in your testimony in this Court?

8 A. Yes, sir.

14:42:15

9 MR BANGURA: Your Honours, may I ask that the witness be
10 shown the photograph in tab 7 of the Week 10 binder, unmarked.

11 PRESIDING JUDGE: Mr Bangura, the copy in my folder is
12 marked with two names at least. I presume - I trust that you're
13 going to give the witness a clean copy.

14 MR BANGURA: That's what we're intending to do.

14:43:12

15 PRESIDING JUDGE: Yes, I see.

16 MR BANGURA: Your Honours, may I even move to the next
17 photograph which is the one in tab 8 of binder 10 - the binder
18 for week 10.

19 JUDGE SEBUTINDE: Could you indicate the ERN number.

14:44:11

20 MR BANGURA: Your Honours, the ERN is P40615.

21 JUDGE SEBUTINDE: And is this a prior exhibit?

22 MR BANGURA: Yes, your Honour.

23 JUDGE SEBUTINDE: Because if it is you should name it,
24 please.

14:44:27

25 MR BANGURA: It is P-46A.

26 JUDGE SEBUTINDE: P-46A, but this is now the unmarked
27 version of it.

28 MR BANGURA: This is the unmarked version of it, yes, your
29 Honour. Your Honours, I am informed in fact that what was

1 exhibited was unmarked. It was exhibited unmarked. That's the
2 information I have got from the case manager.

3 JUDGE SEBUTINDE: No, but I'm saying that exhibit 46A was
4 eventually marked by a witness - some witness - isn't that it?

14:45:04 5 MR BANGURA: I cannot say exactly what the position is with
6 exhibit 46A. Your Honours, I am informed that the exhibit 46A was
7 not marked by a witness.

8 JUDGE SEBUTINDE: I think the Court Officer is trying to --

9 MS IRURA: Your Honour, I can confirm that the copy is
14:45:51 10 unmarked. The exhibit P-46A is unmarked.

11 MR BANGURA: What I am informed is that there was exhibit
12 46A and 46B. B was marked, but not A.

13 PRESIDING JUDGE: Proceed, Mr Bangura.

14 MR BANGURA: Has the witness been shown the photograph?:

14:46:23 15 Q. Mr Witness, can you move to the projector, please.

16 Mr Witness, do you see the photograph which is before you?

17 A. Yes, sir.

18 Q. Now, do you know when it was taken?

19 A. No, sir.

14:47:12 20 Q. Or by whom?

21 A. No, sir.

22 Q. Do you recognise any persons in the photograph whom you
23 have mentioned in your testimony in court here?

24 A. Yes, sir.

14:47:38 25 Q. Now, can you go on to identify the persons that you
26 recognise in that photograph by writing their names. Draw a line
27 from their positions and write their names.

28 A. Yes, sir.

29 Q. Please go on to do that.

1 A. So far I can identify four of them on this picture, sir.

2 Q. Can you just for the purpose of the record say who you have
3 identified on the photograph --

4 A. Yes, sir.

14:50:21 5 Q. -- and give their positions as you tell who they are?

6 A. Yes, sir. Standing on this picture from my right is Pa
7 Sheku, third in the line from the right is Mr SYB Rogers and
8 fourth from the right - from my right - is General Sam Bockarie
9 and fifth from my right is Eddie Kanneh.

14:51:32 10 MR BANGURA: Your Honours, may I move that the photograph
11 that has been identified by the witness be marked for
12 identification.

13 PRESIDING JUDGE: Very well. This is one document, a
14 photograph with six male persons which the witness has marked and
14:51:49 15 identified four of those persons in the photograph, and it
16 becomes MFI-10.

17 MR BANGURA:

18 Q. Mr Witness, the first person from your right that you
19 identified you called Pa Sheku. Who is Pa Sheku?

14:52:15 20 A. Pa Sheku, as I made mention of him in my testimony before,
21 I first came to know him in 1998 in Buedu. At one time we
22 received a consignment of supplies from Liberia and he was
23 amongst some of the escorts that came and I further came to know
24 him more in Monrovia when I went to Monrovia with Sam Bockarie.
14:53:04 25 In 2000 I saw him in Monrovia and also in Ivory Coast I met him
26 there as well with Sam Bockarie, sir.

27 Q. Thank you. Just one question: When was it that you saw
28 him in Buedu as part of the team that escorted supplies?

29 A. I can remember the day I saw Pa Sheku in Buedu, at that

1 time we received a large consignment of arms and ammunition on
2 that day.

3 Q. The question is when. Just give us the time, that's all,
4 the year and the [overlapping speakers].

14:54:01 5 A. This was in '98. I can remember in '98.

6 Q. And what period, what month in '98?

7 A. Specifically going towards the end of '98, but I cannot
8 remember the exact month.

9 MR BANGURA: Thank you. Your Honours, may the witness be
14:54:23 10 shown a photograph in tab 14. That's in the binder for week 10.
11 It is an exhibit of the Court already. It's P-68C. Your Honours,
12 it's only the first page of that exhibit that is to be shown to
13 the witness, an unmarked copy, please:

14 Q. Mr Witness, you have been shown a photograph. Do you see
14:55:33 15 it?

16 A. Yes, sir.

17 Q. Do you know where that photograph came from?

18 A. No, sir.

19 Q. Do you know who took the photograph?

14:55:52 20 A. No, sir.

21 Q. Do you recognise anybody in the photograph who you have
22 mentioned in your evidence in this court?

23 A. Yes, sir.

24 Q. Now, please proceed as you have done with the previous
14:56:13 25 photograph and write the name of those that you recognise, using
26 an arrow to indicate their position.

27 A. I've done that, sir.

28 Q. Mr Witness, again for the record can you tell the Court who
29 you have identified in the photograph.

1 A. Yes, sir.

2 Q. Please go on.

3 A. From my right on the photo here is General Issah Sessay.

4 Q. I can see there are just two people in that photograph.

14:57:49 5 You can simply say on your right and on your left.

6 A. Yes, sir. The person on the right in the photo is General
7 Issah Sessay and the next person is Colonel Jungle, sir.

8 Q. Who is this Jungle, Colonel Jungle?

9 A. Jungle was one of the NPFL fighters I made mention of in my

14:58:23 10 testimony that remained with us in the jungle in 1994 and later

11 he was like the coordinator between Sam Bockarie and

12 Charles Taylor at that time and when I even went to Liberia in

13 2000 I recognised him as an SSS, and he was a close ally to

14 Charles Taylor at that time, and before the incident I explained

14:59:02 15 about, the death of Sam Bockarie, he was the Jungle that I made

16 mention of that took me from the jail and I was staying with him

17 in the combat camp in Ganta where he was later killed.

18 MR BANGURA: Your Honours, may I respectfully move that
19 this photograph be marked for identification.

14:59:24 20 PRESIDING JUDGE: This is a one page document, a photograph
21 showing two male persons marked and identified by the witness.

22 It is MFI-11.

23 MR BANGURA: May the witness be shown the photograph in
24 tab 13 of the binder for week 10.

15:00:27 25 JUDGE SEBUTINDE: Mr Bangura, is this not a prior exhibit?

26 MR BANGURA: Your Honours, on my list I do not have it
27 marked, but I will just find out. Your Honours, we are just
28 trying to cross-check, but I'm initially informed that it is not.
29 We are just trying to cross-check to be sure. Your Honours, as

1 far as the Prosecution is concerned, the unmarked version of this
2 photograph which has been provided to the Court is not an exhibit
3 of the Court.

4 PRESIDING JUDGE: Proceed, Mr Bangura.

15:02:03

5 MR BANGURA:

6 Q. Mr Witness, you have been shown another photograph. Have
7 you seen it?

8 A. Yes, sir.

9 Q. Do you know where that photograph came from?

15:02:22

10 A. No, sir.

11 Q. Do you know who took that photograph?

12 A. No, sir.

13 Q. Are you able to recognise anybody in the photograph whom
14 you have mentioned in your testimony in court?

15:02:40

15 A. Yes, sir.

16 Q. Like you have done with the other photographs, please go
17 ahead and indicate who you recognise by writing their name on the
18 photograph and using a line to indicate their position.

19 A. Yes, sir, I have done that, sir.

15:04:21

20 Q. Thank you. For the records again, Mr Witness, can you say
21 who you have identified in this photograph.

22 A. Yes, sir. The three people that are standing here, from
23 the right is General Abu Keitta, the one in the middle is Colonel
24 Jungle, the third one from the right is Zigzag Mazar.

15:04:55

25 Q. Now, who do you recall Zigzag Mazar was?

26 A. I came to know him, or to even see him for the first time
27 in Buedu in 1998, sir.

28 Q. And what was he doing there?

29 A. He came along with Sam Bockarie from Liberia at one time,

1 sir.

2 Q. And what was he doing in Buedu? What did he come to do in
3 Buedu?

4 A. Well, I did not actually - I cannot actually recall any
15:05:57 5 official duty that he came to perform, sir.

6 Q. You identified the person in the middle as Jungle.

7 A. Yes, sir.

8 Q. Now, without going into any detail, is this somebody you
9 have identified before?

15:06:25 10 PRESIDING JUDGE: I thought he just identified him a few
11 minutes ago.

12 THE WITNESS: Yes, sir. Yes, sir.

13 MR BANGURA:

14 Q. And the next person is?

15:06:41 15 A. General Abu Keitta.

16 Q. Who is he?

17 A. I also came to know him at one time - I mean in 1998 in
18 Buedu, when Pa Sheku I had made mention of in the other picture
19 came along with a heavy consignment to Buedu.

15:07:13 20 MR BANGURA: Thank you. Your Honours, that will be all for
21 this witness.

22 JUDGE SEBUTINDE: Mr Bangura, actually this was a
23 pre-existing exhibit. P-45, I'm told.

24 MR BANGURA: Your Honours, the case manager has confirmed
15:07:30 25 that position as P-45A. I do apologise for not coming up with
26 that. Your Honours, I was almost saying that that was all for
27 this witness, but may I move that the photograph which the
28 witness identified be marked for identification.

29 PRESIDING JUDGE: This is a one page document, a

1 photograph, showing three male persons who have been identified
2 and marked by the witness. It is MFI-12.

3 MR BANGURA: That will be all for this witness. Thank you,
4 Mr Witness.

15:08:09 5 PRESIDING JUDGE: Thank you, Mr Bangura. Mr Munyard, I
6 understand you have carriage of this matter.

7 CROSS-EXAMINATION BY MR MUNYARD:

8 Q. Mr Jaward, is all the evidence that you have been giving to
9 this Court over the course of almost a week the truth?

15:08:51 10 A. Yes, sir.

11 Q. Have you ever given any different version of the events
12 that you have told the Court to anyone?

13 A. No, sir.

14 Q. You've been giving all of your answers in perfect English,
15:09:20 15 haven't you?

16 A. Yes, sir.

17 Q. Not Liberian English, but English English.

18 A. Well I don't know how you evaluated my English, but I
19 believe that, you know, I speak a mixed kind of English. That is
15:09:47 20 why, you know, I can understand the Liberian aspect of English
21 better than what I heard you say. That is why, you know, I
22 preferred to speak the Liberian English because I have a British
23 intonation.

24 Q. Mr Jaward, I do not speak a single word of Liberian
15:10:13 25 English. I heard and understood all of your answers without the
26 benefit of headphones in English English. Do you agree that you
27 have been giving all of your evidence-in-chief in English
28 English?

29 A. Yes, sir.

1 Q. You were born in 1973, is that right?

2 A. Yes, sir.

3 Q. And you were educated to 6th Form level. Is that correct?

4 A. No, sir, I said 5th Form.

15:10:52 5 Q. I beg your pardon, 5th Form level. And was all that
6 education in the English language? Was it conducted in English?

7 A. Yes, sir.

8 Q. You had some brief amount of military training when you
9 were with the RUF, is that right?

15:11:18 10 A. Yes, sir.

11 Q. But the real military training that you received was when
12 you joined the ATU in Liberia in the year 2000 onwards. Is that
13 correct?

14 A. Yes, sir.

15:11:31 15 Q. And was all of that training conducted in the English
16 language?

17 A. Yes, sir.

18 Q. Thank you. While we're on the question of your time in
19 Liberia, do you still live in Liberia?

15:11:53 20 A. Yes, sir.

21 Q. Thank you. How was it that you first came into contact
22 with the Office of the Prosecutor in this case?

23 A. I came in contact with the Prosecution in this case, you
24 know, when at one time Babah Tarawally met me and I was

15:12:27 25 discussing my grievances I had regarding what I experienced
26 during the time of war and that I will have to give this
27 information out to any international media. Babah Tarawally made
28 me to understand that there were people who were from the Special
29 Court of Sierra Leone and who were in Liberia and were looking

1 out for people like me.

2 Q. And just help us with what those grievances were that you
3 had.

15:13:21

4 A. One of the grievances I had for really opting myself to
5 this case is that the war in general that broke out in our
6 subregion by the various warlords at that time, I personally did
7 not favour the war and that all the time we - I had been
8 narrating stories about myself, we only did those things to be
9 able to protect our lives until the war comes to an end. That
10 was one aspect of my grievance.

15:13:58

11 Q. And which war were you not in favour of? You've given
12 evidence about being involved in a number of different wars.

13 A. First of all, the war that broke out in Sierra Leone --

15:14:18

14 Q. Well, let's deal with that for a moment. You were not in
15 favour --

16 JUDGE SEBUTINDE: Mr Munyard, you keep overlapping and on
17 the record we will not hear what you've said.

18 MR MUNYARD: I am so sorry.

15:14:28

19 JUDGE SEBUTINDE: If you could allow the witness to finish
20 speaking.

21 MR MUNYARD: I will certainly try to do that, your Honour:

22 Q. Can we deal with the war that broke out in Sierra Leone.
23 You've said you were not in favour of that war. Do you mean that
24 you were content with the Government of Sierra Leone as it was
25 governing the country in the 1980s and early '90s?

15:14:56

26 A. Well at that particular time when the war came I did not
27 even know much about governments, you know? The only thing I
28 knew about my welfare was what my father and mother used to
29 provide for me as a child going to school at that time. I never

1 knew whether the government had any problem with our people in
2 the country at that time.

3 Q. So, you were not aware of failing public services in Sierra
4 Leone when you were a child growing up. Is that what you're
15:15:39 5 saying?

6 A. No, sir. As far as the negative aspect of the government
7 at that time was concerned, I was not that aware until the time
8 of the course of my training with the rebels in Pendembu that the
9 ideology teachers used to explain to us what the government used
15:16:06 10 to do that brought about the war.

11 Q. Well, you've told us that you had your training in Pendembu
12 in early --

13 JUDGE SEBUTINDE: Mr Munyard, I'm going to ask you to
14 please switch on to channel 1.

15:16:19 15 MR MUNYARD: Your Honour, I'm on channel 1.

16 JUDGE SEBUTINDE: Then I don't know why you come in before
17 the interpreter is finished.

18 MR MUNYARD: I don't hear the interpreter very much.

19 JUDGE SEBUTINDE: Then you're not on channel 1. You can't
15:16:30 20 be on channel 1.

21 MR MUNYARD: It says 1 on here. I have a very tiny voice
22 in the background that I can't hear at all. In fact - well, I
23 won't do the experiment. I'm sure you'll take it from me that I
24 am on channel 1. I'm going to ask Madam Court Officer to confirm
15:16:48 25 that I'm on channel 1. Thank you. If I say something now and
26 that's interpreted, I'll tell you if I can hear any
27 interpretation. I can't hear a thing.

28 PRESIDING JUDGE: You won't hear it interpreted on your
29 side, Mr Munyard. It's only the responses you will hear

1 interpreted.

2 MR MUNYARD: Ah, I'm sorry.

3 JUDGE SEBUTINDE: You were wearing the wrong headphones.

4 MR MUNYARD: I have to say I had thought the technology was
15:17:24 5 a little bit cleverer than it is. I thought I could use one
6 microphone and then use a set of headphones that don't garrote me
7 every time I try to move a set of papers and so I was using the
8 headphones from the other microphone, which are now whistling at
9 me because Madam Court Officer had very helpfully turned up the
10 volume on this set. I think we can start again. I think the
11 Court can see the difficulty I have with this particular - this
12 one doesn't reach across to here because the line is on the left
13 ear rather than the right ear, so I am now going to swap and
14 start for the third and final time:

15:18:52 15 Q. Right, Mr Witness. You told us a long time ago now, early
16 last week, that it was in early 1991 that you started your
17 ideology and other training in Pendembu. Do you agree?

18 A. Yes, sir.

19 Q. You told us that you were then aged 18. In fact in early
15:19:16 20 1991, if you were born in October of 1973, you'd be 17, wouldn't
21 you?

22 A. Yes, sir.

23 Q. And are you saying that you had been captured by the RUF in
24 some time in 1991?

15:19:48 25 A. Yes, sir.

26 Q. What do you mean by "captured"?

27 A. Well the term "captured" I mean does not mean that I was
28 fighting against the RUF for them to capture me in war, but they
29 met us in an area where we did not expect them. That was what I

1 meant by capturing me.

2 Q. Well by capturing do you mean that the RUF fighters found
3 you and then said, "We are now taking you, whether you like it or
4 not, off to be trained as a member of our fighting force"? Is

15:20:34 5 that what you mean by captured?

6 A. Exactly, sir.

7 Q. And just where was it that they found you and then took you
8 without giving you any option to join them?

9 A. Well, the RUF met me in my village at Mendekeima.

15:21:03 10 Q. Yes, where did they meet you? In your house, in the street,
11 somewhere else?

12 A. Well, the first group of the RUF at that time met me with
13 my mother, my grandmother, in our house at our village.

14 Q. And what exactly did they do when they met you, your mother
15 and grandmother?

15:21:31 16 A. Well, they assembled us in the court barri and the
17 commander addressed us in such a way that we hadn't any option to
18 even escape to go anywhere except that we had to stay around at
19 that particular time.

15:21:56 20 Q. And how long did you stay around at that particular time?

21 A. I stayed in Mendekeima for a long time really, but for
22 different purposes. If you are referring to the time before I
23 went to be trained as a rebel, it was few months later after I
24 had been met in Mendekeima together with my mother and my
15:22:41 25 grandmother.

26 Q. So let me see if I can understand this. What month are we
27 talking about when they come across you and your mother and
28 grandmother in Mendekeima?

29 A. I can remember this was some time in March 1991, late

1 March.

2 Q. Late March 1991. Are you quite sure about that?

3 A. It is just an estimated time frame because when we heard of
4 them it was not up to a month - when we heard of them cross the
15:23:28 5 border it was not up to a month that they met us in Mendekeima,
6 but it might be between March to April, something like that.

7 Q. So do you know when the revolution began when the RUF first
8 fought into Sierra Leone?

9 A. Well, the time I started hearing about their crossing of
15:24:11 10 the border was in March 1991.

11 Q. Do you know when in March of 1991?

12 A. I cannot remember the exact date, but it was in March.

13 Q. Was it the beginning, the middle, or the end?

14 A. That was almost going to the end of March.

15:24:35 15 Q. So they tell you that you are now to stay in Mendekeima, is
16 that correct?

17 A. Come back with that question, please.

18 Q. The RUF come into your village, meet you, your mother and
19 the grandmother and they tell you that you are now going to have
15:25:06 20 to stay in Mendekeima. Is that what you're telling us?

21 A. What they told me really in that terms was that they said
22 from that day they met us in Mendekeima they wouldn't want to see
23 us moving and going towards the side of the government troops and
24 that if we wanted to move to go to anywhere they would have to
15:25:33 25 give us permission before we do so. So that was - so those were
26 the conditions they gave us about our movement.

27 Q. And on your account it is a few months later that you are
28 then taken off for training, yes?

29 A. Yes, sir.

1 Q. So help the Court with when it was, which month you were
2 taken off for training?

3 A. To be specific, after they had met me I spent about three
4 months with them in Mendekeima before I was finally sent to the
15:26:22 5 training base in Pendembu.

6 Q. So it was probably around July of 1991 when you get sent
7 for training in Pendembu. Would you agree?

8 A. Approximately it must be around that time, but to be
9 specific I don't actually know the date, or what time of the
15:26:57 10 month I went to the base.

11 Q. And how long do you say you were in Pendembu being trained?

12 A. I spent nearly three months on the base.

13 Q. And after that three months you go where?

14 A. I was first sent to the front line.

15:27:47 15 Q. Yes?

16 PRESIDING JUDGE: Did you ask a question, Mr Munyard? The
17 witness has answered your previous --

18 MR MUNYARD:

19 Q. Actually, how long were you sent to the front line for? I
15:28:12 20 am trying to establish a time line here. How long were you sent
21 to the front line for?

22 A. Well, I spent about a week at the front line and I
23 retreated back to the rear.

24 Q. Did you take part in any fighting on the front line?

15:28:40 25 A. Well, I was on defensive. I never went on an attack at
26 that time, but I was on defensive when we were attacked.

27 Q. And were you injured?

28 A. No, sir. There was no physical injury on me during that
29 attack, sir.

1 Q. You told us in your evidence last week that the government
2 troops inflicted serious casualties on your group at that time
3 and you retreated to Mobai hospital. Do you remember telling us
4 that?

15:29:25 5 A. Yes, sir.

6 Q. And you said that when you were at the hospital you asked
7 the doctor to prepare sick leave for you because of the terror
8 that you'd seen on the front lines, you were too scared to go
9 back to the rear. Do you remember telling us that?

15:29:44 10 A. Yes, sir.

11 Q. And as a result of that you got sent to the administrative
12 headquarters of the RUF at Pendembu.

13 A. Yes, sir.

14 Q. And started working at the G2 office.

15:29:58 15 A. Yes, sir.

16 Q. And so you were then employed as a G2 official in Pendembu
17 in about October/November of 1991. Would that be about right on
18 the time scale that you've given us?

19 A. Not as a G2 officer actually. I was just an agent at that
15:30:29 20 time, sir.

21 Q. Tell us what the difference is between an agent and a G2
22 officer.

23 A. The agents were the subordinates to the officers - I mean
24 the commanders or the senior officers within that unit and the
15:30:49 25 agents were those they were used to send on errands, like to go
26 and gather information, or sometimes we would be instructed to
27 prepare passes for civilians, et cetera, you know.

28 Q. Right. So do you agree that acting as an agent you're
29 still part of the RUF? You're part of the RUF structure?

1 A. Yes, sir.

2 Q. Would it be right to say that between the years 1991 to
3 1993 you lived as a civilian behind rebel lines, not as a member
4 of the RUF?

15:31:36 5 A. No, sir, I was still a member of the RUF.

6 Q. Would it be right to say that during those years 1991 to
7 1993 you spent a lot of time around the RUF, but weren't actually
8 part of them?

9 A. I was part of the RUF by virtue of me being trained as an
15:32:15 10 RUF fighter.

11 Q. You've mentioned your cousin Kai fa Wai. Did he also have
12 the nickname Noriega?

13 A. Yes, sir.

14 Q. Was he a fighter in the RUF from pretty well the outset,
15:32:41 15 early 1991?

16 A. Yes, sir.

17 Q. And when the RUF came to your part of the country is it
18 right that Kai fa Wai was helpful to you and acted as some sort of
19 protector to you?

15:33:06 20 A. Yes, sir.

21 PRESIDING JUDGE: Mr Munyard, Noriega, I don't think we've
22 had that before.

23 MR MUNYARD: I think that's as in General Noriega.

24 PRESIDING JUDGE: As in the South American?

15:33:19 25 MR MUNYARD: The former CIA agent and President of Panama,
26 yes. N-O-R-I-E-G-A:

27 Q. So just help us with this: In what way was Noriega helping
28 to protect you in the years '91 to '93, Mr Jaward?

29 A. When I mentioned Noriega's help at that time, it was just

1 like a short-term issue. At the time that they came to
2 Mendekeima where they met us together with Issa and others, so
3 because he was a senior officer, I mean a vanguard, that is those
4 who were trained outside Sierra Leone, when I was, you know -
15:34:30 5 when I was - when my relation to him was disclosed to the other
6 rebels and people around that area, it was more or less like the
7 time he was around, the kind of activities at that time that they
8 forced me to do, like carrying of loads, ceased at that
9 particular moment until the time he left and went far away from
15:34:59 10 me.

11 Q. And when was it that he left and went far away from you?

12 A. That was the time his assignment was changed towards the
13 Kui va area.

14 Q. When was that? A year and, if possible, a month, please.

15:35:31 15 A. I can remember Kai fa Wai, when he came to Mendekeima he
16 just spent about a week or so around that area.

17 Q. So you're saying that your protection from being forced to
18 carry loads and the like for the RUF only lasted for about a
19 week. Is that what you're now telling us?

15:36:06 20 A. Yes, sir. The time he came around, that was the only time
21 that I was not forced to do something like that, but after he had
22 left there was no respect for that any more in his absence from
23 me.

24 Q. Just help us with this: The training that you got, was
15:36:27 25 that arms training?

26 A. Yes, sir, that included arms training as well, sir.

27 Q. But you didn't start your arms training until 1993, did
28 you?

29 A. No, sir. I started my arms training right from the base in

1 1991 in Pendembu.

2 Q. I see. All right. Now, I just want to ask you a little
3 about the area of Sierra Leone that we are talking about. How
4 close to the border in terms of miles, or in terms of the time it
15:37:13 5 would take to travel, is Mendekeima?

6 PRESIDING JUDGE: Is that the Liberian border, or the
7 Guinea border, Mr Munyard?

8 MR MUNYARD: I'm so sorry, yes:

9 Q. How close to either the Liberian or the Guinea border is
15:37:29 10 Mendekeima?

11 A. Yes, sir, this Mendekeima, my village I'm referring --

12 MR BANGURA: I think the question is a little wide and
13 ambiguous for the witness. It's either the distance is in
14 relation to one, but not as many as two or three borders. Can
15:37:50 15 counsel limit the question.

16 PRESIDING JUDGE: We're not sure what country it is in and
17 so --

18 MR MUNYARD: I'll take it in turn. I'll take it in turn.

19 PRESIDING JUDGE: Yes.

15:37:57 20 MR MUNYARD: I hope that meets my learned friend's
21 objection:

22 Q. Start with the Liberian border. How far either in terms of
23 miles, or how long it takes you to get there either by vehicle or
24 on foot?

15:38:11 25 A. To estimate that really I first of all have to know which
26 of the border crossing points you're referring to, because when
27 you move from Mendekeima, my village, it's about five miles to
28 Pendembu and from Pendembu you can take any direction to get to
29 the Liberian borders. You can either go by Kailahun way, Koindu

1 to Liberian border, down Mobai through Vahun to get to the
2 Liberian border, so I don't know which of the borders you want me
3 to estimate this distance on.

4 MR MUNYARD: We will look at the map S7, please.

15:39:23 5 PRESIDING JUDGE: It's actually marked for identification,
6 Mr Munyard, as MFI-2. Am I correct? Yes.

7 MR MUNYARD: Your Honour, I don't mind what it's called
8 but, yes, it's the map of Kailahun District that we've got in our
9 albums as S7. I'm sure it's the same map that your Honours are
10 looking at.

11 JUDGE SEBUTINDE: Yes, it is MFI-2.

12 MR MUNYARD:

13 Q. Do you have that map in front of you, Mr Jaward?

14 A. Yes, sir.

15:40:38 15 Q. And can you see Pendembu on there?

16 A. The one on the screen here is not too clear to me.

17 Q. I can help you if you come over to that screen. Do you see
18 the part of the Liberian border about the middle of the page that
19 goes down in a completely straight line - a green straight line -
20 in the middle of the page?

21 A. Yes, sir.

22 Q. Right. If you take your finger and you go from the bottom
23 of the straight line straight up to the top of it, we can then
24 see a road in red - sorry, a district in red that goes through a
25 place called Dakaw, D-A-K-A-W. Can you see that?

26 A. Yes, sir.

27 Q. Follow that district border up to Baoma, do you see there?
28 B-A-O-M-A, do you have that?

29 A. No, sir.

1 MR MUNYARD: I wonder if Madam Court Officer could help.

2 This isn't in dispute. I just want to get to Pendembu as quickly
3 as possible:

4 Q. If you go with your finger and trace a line --

15:42:25 5 A. I have seen Pendembu, sir.

6 Q. Right. Pendembu is due west of Baoma and indeed you would
7 go through Pujehun on this map to get to Pendembu. Just help us
8 with this, if you can. Which side of Pendembu is your village of
9 Mendekeima? On this map would it be going towards Manoworo down
10 to the southeast, or up to Banahun, or over towards Pujehun, due
11 east?

12 A. Yes, sir. On the map here in front of me, you know, the
13 Pendembu here that we are referring to here, Mendekeima is
14 towards - you can say towards the north of this Pendembu.

15:43:46 15 Q. Right. I can see what looks like Mendekeima, but it may be
16 Mendekeima which is north or slightly northwest of Pendembu?

17 A. Yes, this is Mendekeima.

18 Q. Is that Mendekeima, but just with a different spelling? A
19 slightly different spelling?

15:44:09 20 A. Yes, sir, this is the correct spelling for Mendekeima.

21 M-E-N-D-E-K-E-I-M-A.

22 Q. Well the one I'm looking at has got M-E-N-D-E-K-E-L-M-A,
23 but is that where Mendekeima is?

24 A. Yes, sir.

15:44:31 25 Q. And is this whole area here Mende speaking? The area from
26 Pendembu to Mendekeima and Pujehun, is that all Mende speaking?

27 A. Yes, sir.

28 Q. And the Mende people of course aren't limited by a national
29 boundary, are they? They spread over the other side into the

1 Liberian side of the border, don't they?

2 A. Yes, sir.

3 Q. And just to illustrate that point, in Sierra Leone there's
4 a town called Gbalahun which is on the map and we've seen that
15:45:26 5 earlier. In Liberia there's a town called Balahun which is
6 close to the edge of the map just slightly west of Kolahun in
7 Liberia. Do you see Kolahun in Liberia right on the edge of the
8 map?

9 A. Yes, sir.

15:45:58 10 Q. And just a little bit up and to the west of that is
11 Balahun?

12 A. Yes, sir.

13 Q. And in fact if you go up from Kolahun in Liberia you can
14 see lots of towns with the name - with the element A-H-U-N in
15:46:28 15 them, can't you? Yandohun, Yalahun and Kalahun and so on, do you
16 see those?

17 A. Yes, sir.

18 Q. And these are Mende terms, aren't they?

19 A. Yes, sir.

15:46:46 20 Q. And do you actually have relatives living across the border
21 on the Liberian side of the Mende speaking area of this part of
22 West Africa?

23 A. When you talk of relatives here before I travelled to
24 Liberia I didn't have anybody here who is my relative within this
15:47:17 25 region, but --

26 Q. Let me ask you that question in a different way. To your
27 knowledge is it common for Mende people on the Sierra Leone side
28 of the border to have family relatives on the Liberian side of
29 the border, all being Mende?

1 A. Yes, as far as the border villages were concerned they had
2 that entire across - I mean, that inter-border relationships.

3 Q. Right, thank you. I'm going to deal with a completely
4 separate matter just for a moment while we're still on the map.

15:48:09 5 Just before I do, would you look - carry on up the right-hand
6 side of the map, taking Kolahun in Liberia as your starting
7 point, and go almost to the top where we're still close to the
8 border with Sierra Leone but just before the border goes round in
9 a loop over the top. Can you see a village on the Liberian side
10 of the border called Mendekoma? Do you see that?

11 A. Yes, sir. Yes, sir.

12 Q. Very similar in name to the village you are from on the
13 Sierra Leonean side of the border.

14 A. Yes, sir, but there is a difference in the pronunciations,
15:49:09 15 sir.

16 Q. Yes, we understand that, but they're very similar in name
17 and they both have the prefix "Mende" which means that these are
18 both Mende villages, doesn't it?

19 A. Yes, sir.

15:49:22 20 Q. Thank you. The last point on the map is you told us on
21 some day last week that at a certain stage the RUF were pushed to
22 the border with Liberia by the government forces of Valentine
23 Strasser. Do you remember telling us that?

24 A. Yes, sir.

15:49:46 25 Q. And you drew lines round the various villages that you
26 mentioned the RUF had been pushed to and one of them was Giema.
27 Do you remember telling us about Giema?

28 A. Yes, sir.

29 Q. You indicated the town or village of Giema in an area north

1 east of Pendembu. Can you see it now? It's in what appears to
2 be just below the word in red letters "Luawa", if that helps you?

3 A. Yes, sir.

4 Q. You can see that Giema. That's the one you said the RUF
15:50:27 5 were pushed to by the border, but can you take your finger from
6 that Giema down to the green line of the border?

7 A. Yes, sir.

8 Q. And follow the border down to where it becomes a completely
9 straight line, then go down the straight line and you pass three
15:50:51 10 names in red letters, the last of which is Bandajuma. Do you see
11 that?

12 A. Yes, sir.

13 Q. The town below that on the border in black letters is
14 Giema. Do you see that?

15:51:11 15 A. Yes, sir.

16 Q. So, just help us with this. Is that not the border town of
17 Giema that the RUF were pushed to by the forces of Captain
18 Valentine Strasser?

19 A. No, sir.

15:51:28 20 Q. How are you sure of that?

21 A. What I can tell you is the other Giema up here to which we
22 were pushed at that time is in the Luawa Chiefdom of the Kailahun
23 District and there were some other villages around Giema at that
24 time that I knew of where we had zorbushes around Giema. I can
15:51:57 25 see the names around Giema here.

26 Q. All right. You can put the map on one side now, thank you.
27 I'm not going to refer to it again, today at any rate.

28 Now I want to deal with events in 1991 to '93. In that
29 period of time, once you'd had a short period of arms training in

1 1991 and then you were sent to Pendembu and so on, you became a
2 G2 agent and these were agents who gathered intelligence. Were
3 they only complaints, this material that the G2 agents gathered,
4 or was there other material about the civil population that you
15:53:01 5 G2 agents had to collect?

6 A. There were other responsibilities, especially concerning
7 the care for the civilians by the G2 at that time. But I just
8 mentioned a few that I knew that were delegated to those tasks to
9 perform at the time that I was with the office, sir.

15:53:29 10 Q. And when you registered complaints, were those complaints
11 acted upon by those higher up in the RUF?

12 A. Yes, sir.

13 Q. Were RUF fighters punished for misbehaving towards
14 civilians?

15:53:52 15 A. Yes, sir.

16 Q. What sort of misbehaviour did you send reports about and
17 what sort of punishment was given to the offenders?

18 A. There were reports of harassment, like the taking of
19 property or food from civilians. There were reports of even
15:54:22 20 raping by soldiers.

21 Q. Right, so those were the complaints. What punishments were
22 meted out to those against whom the complaints were made?

23 A. Well, as far as I was concerned at that time there was a
24 particularly done punishment that I knew of for all these few
15:54:54 25 that I have mentioned that I am not - I was not aware of, but the
26 MP office established to discipline and detain people whose
27 reports reached the authorities for some of these crimes.

28 Q. Mr Jaward, I'm asking you about the time when you were a
29 member of the G2. You told us last week that at a later stage

1 you reassigned yourself and went off and joined the Military
2 Police. I'm just limiting these questions to the G2 for the
3 moment. Can you help the Court with what punishment was given to
4 those who you made complaints of stealing and raping about?

15:55:42 5 A. As far as my responsibility with the MP at the time that I
6 left the G2 from Pendembu and went down to the Manowa Ferry
7 crossing point, our responsibility was not to investigate any
8 serious matter like that. We were only to arrest whoever around
9 that area that was found guilty of such a crime and sent them to
10 the MP headquarters in Pendembu where they had the investigation
11 office for those --

12 PRESIDING JUDGE: The question is do you know what
13 punishments were for stealing and raping? Not the procedure, the
14 actual punishment.

15:56:34 15 MR MUNYARD: While he was a G2 agent.

16 PRESIDING JUDGE: Whilst you were in the G2.

17 THE WITNESS: Well, I think I have said this before. I
18 said I never knew a specific punishment for each of these crimes
19 at that time.

15:56:53 20 MR MUNYARD:

21 Q. Well, I asked you the question, "And when you registered
22 complaints, were those complaints acted upon by those higher up
23 in the RUF?", and you said, "Yes, sir." What did those higher up
24 do when you made these complaints? That's all I want to know.

15:57:20 25 A. They can take action. This was why these offices were
26 established to investigate these matters at the time that I was
27 with the G2 and when they were investigated they gave the reports
28 - I mean the outcome of the investigation was given to the G2
29 commander and he too will send it to the other officers for them

1 to take --

2 PRESIDING JUDGE: Mr Witness, you are still telling us the
3 procedures. When you were a G2 what were the actual punishments
4 or actions taken by the senior or higher up officials?

15:58:00 5 THE WITNESS: I have told you the G2 was not an area to
6 enforce these orders.

7 PRESIDING JUDGE: I am not asking about enforcement,
8 Mr Witness. Do you know what actions were meted out by the
9 senior officials, or do you not know?

15:58:16 10 THE WITNESS: No, ma'am, I don't really know which actions
11 were to be taken by them at that time, because the decisions
12 varied according to the crimes.

13 MR MUNYARD:

14 Q. Yes, I asked you was any action taken by those higher up in
15:58:37 15 the RUF and you said yes, action was taken. So it follows from
16 your answer that you must know what action they took, doesn't it?

17 A. No, sir.

18 Q. Why did you tell me that action was taken if you have no
19 idea at all whether they did take action?

15:59:01 20 A. Where they established an investigation office for
21 something is one of the actions taken. But after the
22 investigation the type of punishment given for these crimes that
23 I mentioned, I don't really know the measure of the punishment
24 that was given to them. I want to make you to understand that
15:59:28 25 there were MPs --

26 THE INTERPRETER: Your Honours, can he kindly repeat this
27 last bit of his answer.

28 PRESIDING JUDGE: Mr Witness, you are going too quickly for
29 the interpreter. So I want you to go more slowly and you were

1 saying, "I want to make you to understand that there were MPs".
2 It's beginning to seem that there was not public information
3 about punishments, or procedures. Is that the situation? Do you
4 know, or do you not know?

16:00:10 5 THE WITNESS: No, ma'am, as I told you, when I was with the
6 G2 the MP used to - after the investigation they had to know the
7 type of punishment to give to these people who committed these
8 crimes from the recommendations made by the G2.

9 MR MUNYARD:

16:00:26 10 Q. Mr Jaward, you are not seriously telling these judges, are
11 you, that you put in official complaints against people for rape
12 and theft from civilians and you never bothered even to find out
13 what punishment was given to those people that you'd complained
14 against? Is that what you're saying?

16:00:52 15 A. As we are talking here we are talking about a time frame
16 and you are here referring to when I was G2 at Pendembu at that
17 time. At this particular time I was not with the investigation
18 at that time. If you refer to the time that I was an
19 investigator with the MPs later in Kailahun, maybe I will help
16:01:10 20 you better than that. But at that time I didn't have much
21 knowledge about the investigation with the G2 as far as these
22 crimes were concerned, because my responsibility did not go
23 around those things at that time.

24 Q. I'm going to try one last time. You have given this Court
16:01:27 25 nearly a week's worth of evidence, a great deal of which has
26 consisted of not things that you saw or heard, but what other
27 people told you and in some cases what other people told you
28 third parties had told them. Now think back, please, to your
29 time in the G2. We know you weren't part of the investigation,

1 but did you ever hear from anybody what sort of punishments were
2 given to the people that you, as part of your official duties,
3 had lodged a complaint against? Did word ever filter down to
4 you, the G2 agent?

16:02:16 5 A. Yes, sir, I used to hear of detention of soldiers, putting
6 them in jail, those who did these offences. Some of them could
7 be sent to the front line.

8 Q. Any other forms of punishment that you heard of in that
9 time when you were G2?

16:02:41 10 A. As far as that time is concerned that's my own knowledge
11 that I knew.

12 Q. You told us in the course of your evidence that when you
13 were working in Pendembu as G2 that you saw Foday Sankoh passing
14 to Gbarnga, or from Gbarnga, in trucks loaded with arms. Did you
16:03:12 15 as a G2 agent ever get to see what was inside those trucks?

16 A. No, sir, I never went to see exactly what was in that car.

17 Q. And when you say you saw him passing through, what do you
18 mean by that? Do you mean you happened to be standing by the
19 road when his vehicle went by?

16:03:46 20 A. Yes, sir.

21 Q. And that's as close you came to actually seeing what was in
22 those trucks?

23 A. Yes, that was one of the ways that I came to see the trucks
24 passing with these tarpaulins over them as I told you earlier.

16:04:15 25 Q. And you have no idea whether the trucks were full of arms
26 and ammunition, or bags full of Maggi and other condiments, do
27 you?

28 A. At that time really as far as information about ammunition
29 were concerned, you know, even as far as the civilians at that

1 time were aware that whenever ammunition came or whenever weapons
2 came - because we used to see weapons with these soldiers, or
3 commanders distributing them to soldiers and telling us where it
4 had come from.

16:05:06 5 Q. And these two occasions when you say you saw Foday Sankoh,
6 how long, if at all, did you spend in Foday Sankoh's presence on
7 these two occasions?

8 A. One of the times in 1991 I saw Foday Sankoh, to 1992, early
9 1992, was when I was with this G2 in Pendembu because our house
16:05:46 10 was just by the side of the road leading from Pendembu to
11 Kailahun. So it was there that I saw him on those occasions that
12 I made mention of pass with a convoy.

13 Q. Yes, where was he when you say you saw him?

14 A. He was from Gbarnga, from Gbarnga to Pendembu at that time.

16:06:13 15 Q. No, where was he when you say you saw him? Was he standing
16 on the side of the road, was he in a truck, was he in a heavily
17 guarded unit surrounded by bodyguards as one might expect? Where
18 was he?

19 A. At this time I am explaining when he was passing by he used
16:06:37 20 to be in the blue jeep. That blue jeep, sometimes he would be
21 waving to people because whenever we heard that he was coming
22 civilians and other people, soldiers, used to stand by the
23 roadside to see him pass by. So he used to be in a jeep waving
24 to us. This was how I saw him in a vehicle, in the blue jeep
16:06:57 25 that he used.

26 Q. Now, did you join the Military Police before or after the
27 Top 20 and other Top operations took place?

28 A. I joined the military police at the Manowa Ferry crossing
29 point after the Top 20.

1 Q. Right. When you say after the Top 20, were there any other
2 operations starting with the word "Top"?

3 A. Yes, sir. After the Top 20 there was another, Top Final.

4 Q. Was there ever a Top 40, to your knowledge?

16:07:58 5 A. This Top 40 you are talking of, I think you are referring
6 to the same Top 20 - I mean, Top Final. Some used to call it Top
7 40. Some used to call it Top Final.

8 Q. And when did Top Final take place in relation to Top 20?

9 A. At the time that I heard of this Top Final, I was at that
16:08:37 10 time assigned to the Manowa Ferry crossing point as an MP. This
11 did not affect my own area that much, but we used to hear the
12 rumour from beyond Pendembu going towards the Liberian borders.
13 Kailahun - more of Kailahun area was affected, going towards the
14 Liberian border.

16:09:02 15 Q. So are you saying that you yourself didn't have any
16 personal experience of Top 20, or Top Final?

17 A. For the experience that I had like in the Top 20, really it
18 was a time that these so-called Special Forces, who came from
19 Liberia under the NPFL as they were introduced to us, they came
16:09:43 20 angry with the Sierra Leoneans they met that the Sierra Leoneans
21 had become frisky and they were challenging their authorities by
22 even standing up against them for most of the bad deeds that they
23 were doing, or more or less the Sierra Leoneans had condemned
24 them that they didn't want to see them and so they started
16:10:08 25 conducting --

26 PRESIDING JUDGE: Mr Witness, the question was did you
27 yourself have any personal experience of Top 20 or Top Final?
28 You're making a general remark in your answer.

29 THE WITNESS: Yes, sir, I had a personal experience, only

1 more in the Top 20.

2 MR MUNYARD:

3 Q. And what was that personal experience?

4 A. As I was explaining just now, this was a time when these
16:10:46 5 Special Forces came together to kill most of the strong RUF
6 vanguards that came with the war and also some civilians -
7 civilian heads and also some strong junior commandos whom they
8 trained in Sierra Leone.

9 Q. Yes. You told us that you yourself fled into the bush when
16:11:14 10 the Top 20 operation was being conducted and when you came back
11 you found that your grandmother had been killed, yes?

12 A. Yes, sir.

13 Q. But you yourself were not involved apart from that, is that
14 right, in any of these Top 20 or Top 40 operations?

16:11:37 15 A. No, sir.

16 Q. Thank you. And you said to us that the Top 20 operation
17 involved NPFL, that's Liberian soldiers, coming together to
18 eliminate most of the strong RUF fighters. Do you remember
19 telling us that?

16:12:05 20 A. Yes, sir.

21 Q. And traditional leaders as well, like the protection
22 people?

23 A. Yes, sir.

24 Q. And did they kill most of the strong RUF fighters and
16:12:23 25 traditional leaders such as protection people?

26 A. Yes, sir.

27 Q. And that caused an outcry from Foday Sankoh, didn't it?

28 A. Yes, sir.

29 Q. Foday Sankoh demanded that the Liberians leave Sierra

1 Leone, didn't he?

2 A. I do not remember whether Foday Sankoh himself made the
3 request, sir, but I only came to know that after the Top 20 an
4 order came from Gbarnga from Charles Taylor that the soldiers - I
16:13:13 5 mean the NPFL fighters who were involved in this Top 20 - were to
6 be withdrawn to Liberia.

7 Q. Yes. Charles Taylor withdrew all the Liberian troops, or
8 virtually all of the Liberian troops, from Sierra Leone in the
9 middle of 1992, did he not?

16:13:37 10 A. No, sir, all of them were not withdrawn at that particular
11 point that I'm speaking about.

12 Q. The vast majority of them were, I suggest. Do you agree?

13 A. No, sir, only a few of them went, those who were the most
14 notorious people causing that problem at that time.

16:14:00 15 Q. And it is right, isn't it, that people - some people were
16 laughing at Foday Sankoh and calling him a woman because he was
17 protesting at the way the Liberians had been abusing the
18 civilians? That's right, isn't it?

19 A. Describing Foday Sankoh as a woman, I heard of this from
16:14:30 20 most of the Special Forces - I mean, the Liberian fighters who
21 came when they used to discuss about how to get rid of - I mean,
22 how to conquer the Moa barracks - I mean, Daru. They said they
23 had ordered them to use some missiles to bombard the barracks and
24 Foday Sankoh said, "There are a lot of civilians around that area
16:15:00 25 and if you kill everybody who would you control?" He said that
26 was one of his grumblings. Then they were condemning him that he
27 was like a woman. He wants the war to finish, but that he did
28 not want to kill.

29 Q. Yes. And at that stage Foday Sankoh was trying to achieve

1 his revolution without killing civilians, wasn't he?

2 A. That is exactly so, sir.

3 Q. Thank you. You've told us also that as a result of these
4 problems between the Liberians and the Sierra Leonean fighters

16:15:47 5 that Pa James Karway was sent by Charles Taylor to relieve or
6 take over from Dopoe Menkarzon. Do you remember telling us that?

7 A. Yes, sir.

8 Q. Are you sure it was that way round and not the other way
9 round, that Dopoe Menkarzon was sent in to relieve James Karway?

16:16:15 10 A. No, sir. I can remember that before the Top 20 started in
11 Pendembu Dopoe Menkarzon - Menkarzon's boys, I mean the
12 bodyguards, arrested this commander, this G2 commander that I was
13 with, Francis Musa, and took him to that vocational base where
14 they were based. He was seriously tortured and he came back and
16:16:43 15 said that was Dopoe's - that order was given by Dopoe.

16 Q. Now, how was it that you were able to just disappear from
17 your role in G2 and then reassign yourself in the Military
18 Police?

19 A. At the time that we were with this, when this fighting
16:17:14 20 started at that time these administrative areas that I'm talking
21 about it was like some of us were looking for a safe haven where
22 we may look for a better way for us to live than elsewhere, so I
23 always used to take these chances because at that time Pendembu,
24 which was the headquarters of this - of most of the Special
16:17:40 25 Forces, so I decided to just forget about that. And Francis
26 Musa, with whom I was, who gave me the courage to be with him at
27 the G2, was already having a bullet wound from that Top 20 and
28 was no more working with the G2 and was in Kailahun for
29 treatment.

1 Q. So it was - you were not regarded as someone who deserted
2 his post in the G2, is that what your saying?

3 A. No, sir. There was no charge levied against me for that,
4 sir.

16:18:15 5 Q. But it is correct to say that you had abandoned your post
6 in the G2, isn't it?

7 A. Yes, sir. For my security, yes, sir.

8 Q. And did you explain that to them when you joined the
9 Military Police?

16:18:40 10 A. Yes, I explained that to my MP commander. It was there
11 that he recognised that I was somebody who can read and write, so
12 he gave me the area of a clerk to work for him to be his personal
13 clerk at the Manowa Ferry crossing point, sir.

14 Q. Now, I want to move to something else before we go back to
16:19:08 15 your chronological account of events. You've told us how it was
16 that you came to be put in touch with the Office of the
17 Prosecution, that arising out of the grievances that you had
18 someone suggested to you that you speak I think you said to the
19 international media as well as the Prosecution, is that right?

16:19:38 20 A. Yes, sir.

21 Q. Did you speak to the international media about your
22 grievances?

23 A. No, sir, except the Special Court for Sierra Leone at that
24 time. The brother I mentioned gave me the confidence that they
16:19:59 25 were at that time in Monrovia. He took my number and he called
26 them and when they spoke they made an appointment with me for me
27 to go and meet them.

28 Q. So did the brother that you're referring to, your friend or
29 contact, did he give you to understand that he had already been

1 in touch with them himself?

2 A. Yes, sir.

3 Q. And did he also give you to understand that you may enjoy
4 some financial benefit from your contact with the Office of the
16:20:40 5 Prosecution?

6 A. No, sir, he did not really express financial. I only said
7 - he only said how he got in contact with them. He showed me one
8 of the authority's call card in the Special Court for Sierra
9 Leone because he was still in Sierra Leone. He said he gave him
16:21:11 10 that contact. From there I said, "I really want to build a case
11 concerning the case against Charles Taylor, especially where all
12 the brothers were killed at that time, their parents don't know
13 about them, nobody knows about them whether these number of
14 people were killed." I said, "Really I want to go to them and
16:21:36 15 give them this information."

16 Q. Did he say anything at all to you about the fact that you
17 would be given some sort of payment for your expenses in
18 attending the Office of the Prosecution?

19 A. I only heard about anything mentioned of lost wages when I
16:22:09 20 met the first people for the first time at one hotel in Sinkor.
21 After I had introduced myself to them and the problem that I had
22 gone there for, then later on when I was leaving they showed me
23 some money and said I had parked my taxi for the time that I had
24 been with them, so they will pay - sort of they called it lost
16:22:38 25 wages because they've stopped my business for their interest. I
26 refused that money for the first time that I met them, you know.
27 Then I left for that day and I had an appointment for them for
28 the next day.

29 Q. Yes, you refused the money. Is that the truth?

1 A. Yes, sir. The investigators whom I met at the Great Wall
2 on that day, if they can still remember their record, they showed
3 me money, you know. I refused it. I never received the money
4 from them on that particular day that I met them for the first
16:23:23 5 time. I said, "My coming here was not like I was coming to make
6 money from you people. There are certain things that I have
7 planned that after this war I would go through it, because if it
8 stays in my mind I will feel like I have something important,
9 like the international - from the international community which
16:23:44 10 I'm keeping to myself." So that day I did not receive the money.
11 I went, promising to come back the next day for us to discuss in
12 detail.

13 Q. You certainly have received a lot of money from the
14 Prosecution over time, haven't you?

16:24:02 15 A. Yes, sir.

16 Q. 1,354 United States dollars and 190,000 in local currency,
17 which I presume is Liberian dollars, is that right? When you
18 were paid local currency were you paid in Liberian dollars?

19 A. When you say they paid me, really it is not like they were
16:24:38 20 paying me money for what I was doing from what I understood from
21 them over the past time that I had been with them. But when they
22 met me, my case that I wanted to explain to them, they said they
23 needed more information from me and since they had the Court in
24 Sierra Leone I had to come closer to them so that they will have
16:25:07 25 quick access to me and also for --

26 Q. I am sorry to interrupt you, but it may be quicker this
27 way. Are you saying that the local currency you were paid in was
28 Sierra Leonean Leones?

29 A. Yes, sir, more in Sierra Leonean Leones, sir.

1 Q. So the better part of 1,500 United States dollars, plus
2 190,000 Sierra Leonean Leones from the Prosecution and since 2
3 April 2007 to 25 June 2008, that's just over a year, 32,685,000
4 Sierra Leonean Leones from the Witness and Victims Service. Do
16:26:03 5 you agree that you've been given those amounts of money?

6 A. Really I cannot deny the fact of spending such money on me
7 and my family since we came, because of the categories of welfare
8 programmes that they had just to keep us and my family protected
9 until this time today where I am. It was not like the money was
16:26:38 10 given to me in bulk, I mean in total, for the evidence which I'm
11 giving here presently, because this was one of the thing I was
12 even telling them, that if it was for money I don't think there
13 is any small money that will let me take such a risk presently,
14 especially in relation to the life of my family as a whole, but
16:27:03 15 in a sense I said I must fulfil what I promised.

16 Q. Mr Jaward, on that first occasion did you accept the money
17 that you were shown, or didn't you? Either that day, or the next
18 day?

19 A. The next day I accepted similar money that they gave to me
16:27:26 20 as lost wages because I had parked my vehicle. I received the
21 money, sir.

22 Q. What money was it that they showed you?

23 A. Well, it was 50 US dollar notes that they gave to me.

24 PRESIDING JUDGE: Mr Munyard, I think we're just about up
16:27:48 25 to time. Is this a convenient --

26 MR MUNYARD: Is there time for one more question?

27 PRESIDING JUDGE: Very well, try for one, yes.

28 MR MUNYARD:

29 Q. You can remember now, can you, in July 2008 that in

1 February 2006 it was 50 United States dollars that they showed
2 you? That still sticks in your mind, does it?

3 A. Yes, sir, I can remember the first money I accepted from
4 them was 50 US dollars.

16:28:19 5 MR MUNYARD: Thank you, your Honour. I will continue
6 tomorrow.

7 PRESIDING JUDGE: It's just that the tape, as you realise,
8 runs out. Mr Witness, we are now going to adjourn for today. We
9 will be resuming court tomorrow at 9.30. I again remind you, as
16:28:32 10 I have on other days, that you must not discuss your evidence
11 with anyone else until all your evidence is finished. You
12 understand, Mr Witness?

13 THE WITNESS: Yes, sir.

14 PRESIDING JUDGE: Thank you. Please adjourn court.

16:28:48 15 [Whereupon the hearing adjourned at 4.30 p.m.
16 to be reconvened on Tuesday, 15 July 2008 at
17 9.30 a.m.]

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I N D E X

WITNESSES FOR THE PROSECUTION:

TF1-388	13558
EXAMINATION-IN-CHIEF BY MR BANGURA	13562
CROSS-EXAMINATION BY MR MUNYARD	13645