



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

MONDAY, 14 JUNE 2010
9.00 A.M.
TRIAL

TRIAL CHAMBER II

Before the Judges:

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

For Chambers:

Ms Erica Bussey

For the Registry:

Ms Rachel Irura
Ms Zainab Fofanah

For the Prosecution:

Ms Brenda J Hollis
Ms Kathryn Howarth
Ms Maja Dimitrova

For the accused Charles Ghankay
Taylor:

Mr Terry Munyard
Ms Fatiah Balfas

1 Monday, 14 June 2010

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.02 a.m.]

09:02:53 5 PRESIDING JUDGE: Good morning. We'll take appearances
6 first, please.

7 MS HOWARTH: Good morning, Madam President. Good morning,
8 your Honours. Good morning, counsel opposite. For the
9 Prosecution this morning, Ms Brenda J Hollis, Ms Maja Dimitrova
09:03:08 10 and myself Ms Kathryn Howarth.

11 MR MUNYARD: Good morning, Madam President, your Honours,
12 counsel opposite. For the Defence this morning, myself Terry
13 Munyard and Fatiah Balfas, our legal assistant.

14 PRESIDING JUDGE: Good morning, Mrs Dogolea.

09:03:28 15 THE WITNESS: Good morning, Madam President.

16 PRESIDING JUDGE: This morning we are going to continue a
17 little bit with your testimony and I would just like to remind
18 you of the oath that you took to tell the truth. That oath is
19 still binding on you today. That is clear.

09:03:46 20 THE WITNESS: Yes, it's okay. All right.

21 PRESIDING JUDGE: Mr Munyard, I believe you were
22 re-examining.

23 WITNESS: DCT-285 [On former oath]

24 RE-EXAMINATION BY MR MUNYARD: [Continued]

09:03:54 25 Q. Mrs Dogolea, do you have with you your passport for the
26 year 2000?

27 A. Yes.

28 Q. Could you produce it, please?

29 A. I have already handed it over to the Court. This is the

1 pass --

2 Q. Thank you. Are there actually two passports connected in
3 some way - I mean bound together in some way?

4 A. Yes, it's double.

09:04:34 5 Q. I would like you first of all to turn to the - I'm not
6 quite sure which one is the relevant one, but would you turn to
7 page 19 of the second of those two passports, the back one. The
8 page is numbered at the bottom right of each page. And could you
9 just hold it up so that I can see we're looking at the page I

09:05:31 10 wanted you to refer to. Could you just hold it up over here for
11 a moment. Yes, thank you. I think that's the right page, Madam
12 President. Now that you've got that page, could you keep your
13 finger in that page and just go to the front of that passport and
14 confirm, please, the name of the person whose passport it is?

09:06:16 15 A. Dogolea, Regina.

16 Q. Now, could you - I don't know - given the stiffness of the
17 passport I'm not quite sure how this will work but if it's
18 possible I would like it on the overhead, on the projector so
19 that we can just see that page. Yes, thank you. Looking at
09:07:02 20 that, Mrs Dogolea, what is it?

21 A. A passport.

22 Q. What is on that page 19 of the passport?

23 A. It's May 23, 2000. May 18, 2000. It's August 14, 2000.

24 Q. All right. That's the date. Now, putting the passport
09:07:46 25 aside, please, if you would just take that off. Did you go to
26 Taiwan on more than one occasion?

27 A. It was only one time.

28 Q. And what year was that?

29 A. 2000.

1 MR MUNYARD: Your Honours, we already have a copy of that
2 page that we saw in the bundle on Friday. That is the only item
3 I would wish to have marked for identification.

09:08:43

4 PRESIDING JUDGE: You'll have to remind us what tab it was
5 because we never marked it.

6 MR MUNYARD: Yes, I can. It was tab 18.

7 PRESIDING JUDGE: Page 19 of the witness's passport is
8 marked MFI-5.

09:09:12

9 MR MUNYARD: That is my re-examination. Do your Honours
10 have any questions for the witness?

11 JUDGE LUSSICK: Good morning, Mrs Dogolea. I'm asking you
12 about your evidence that your husband wanted some traditional
13 treatment and went into the bush with some people he called
14 brothers. Do you remember giving that evidence?

09:09:47

15 THE WITNESS: Yes.

16 JUDGE LUSSICK: Now, was there any reason that your
17 husband's security did not go with him when he went into the
18 bush?

09:10:06

19 THE WITNESS: Securities followed them because they were
20 all men. They only stopped women from going there.

21 JUDGE LUSSICK: So the security went with him. Is that
22 correct?

23 THE WITNESS: Yes, because they were men.

09:10:26

24 JUDGE LUSSICK: Well, you told us on Friday that when you
25 wanted your husband to return, you sent your security to get him.
26 Do you remember saying that?

27 THE WITNESS: Yes, I told you that.

28 JUDGE LUSSICK: And so did your security come back with
29 your husband?

1 THE WITNESS: Yes.

2 JUDGE LUSSICK: But I think you told Mr Munyard when he was
3 asking you questions on Friday that only the people who took your
4 husband into the bush came out of the bush with him. Do you
09:11:03 5 remember saying that?

6 THE WITNESS: Yes.

7 JUDGE LUSSICK: And are you now saying that apart from the
8 people who took him into the bush, your security also came back
9 with him?

09:11:21 10 THE WITNESS: Yes, but I told you that the only thing they
11 said that women were not allowed to go to the place but men could
12 go there. It was only women who were not allowed. So at last he
13 did say that he sent for me for someone to collect me, but
14 because I could not go there as a woman I sent my security to go
09:11:41 15 there and bring him.

16 JUDGE LUSSICK: You see, that's what I can't understand.
17 You quite clearly said on Friday that only the people who took
18 him into the bush came back with him, and now you're saying that
19 apart from the people who took him into the bush, your security
09:12:05 20 also came back with him. That's what I can't understand. Now,
21 which is the correct version?

22 THE WITNESS: The correct one is because those were the
23 people who went to do the herbal medicine and the people who went
24 to do the medicine were the people who took him to the bush, so
09:12:27 25 the security was just there. That was the reason I said that
26 they were the people who took him to the bush to do the medicinal
27 business.

28 PRESIDING JUDGE: Madam Witness, the question is very
29 simple: How many persons took your husband to the bush?

1 THE WITNESS: There were three, and I made mention of two.
2 The people who were doing the medicinal business were three. I
3 made mention of two but I did not recall the name of the other,
4 the third one.

09:13:14 5 PRESIDING JUDGE: Now, of the three people, were any of
6 these three people your husband's security?

7 THE WITNESS: No, they were his own people.

8 PRESIDING JUDGE: What do you mean? What do you mean "his
9 own people"? Relatives?

09:13:37 10 THE WITNESS: They were his relatives. He sent for them to
11 do the treatment.

12 PRESIDING JUDGE: So when they were administering the
13 treatment, none of your bodyguards or his bodyguards was present,
14 were they?

09:13:57 15 THE WITNESS: I said I was not in the bush.

16 PRESIDING JUDGE: Excuse me, that is not what I asked you.
17 That is not what I asked you. Were any of his bodyguards or your
18 bodyguards - did they escort him to the bush to the best of your
19 knowledge?

09:14:22 20 THE WITNESS: No, it was his own relatives who took him to
21 the bush, at last what I saw, but for --

22 PRESIDING JUDGE: So at what stage did your bodyguards meet
23 up with your husband?

24 THE WITNESS: It was at the time he sent for me. He had
09:14:46 25 said that he was weak. That was the time he sent for me before I
26 went there with the people.

27 PRESIDING JUDGE: And who did he send to come and get you?

28 THE WITNESS: It was one of the men, the Vahn. The Vahn
29 man.

1 PRESIDING JUDGE: I have a couple of questions, madam, for
2 you. One is in relation to the statement that we marked as
3 MFI-2. Perhaps that statement could be shown to the witness. I
4 have some questions arising out of that statement.

09:15:30 5 Madam, this is the statement that you said you wrote - or
6 rather you dictated to your stepdaughter and she wrote everything
7 that you said. This was your testimony, wasn't it?

8 THE WITNESS: Yes.

9 PRESIDING JUDGE: Now, earlier on in your testimony I think
09:15:57 10 it was the Defence lawyer who asked you - no, it was the
11 Prosecution lawyer who asked you whether you were aware of the
12 people testifying before the Truth and Reconciliation Commission
13 and you said you were not. What is your answer, were you aware
14 or not?

09:16:26 15 THE WITNESS: It was only Zigzag Marzah's own that I was
16 aware of. But the other people, I was not in town so I did not
17 know.

18 PRESIDING JUDGE: So if that is the case, madam, I would
19 like you to look at the first paragraph where you say:

09:16:49 20 "My attention has been drawn to the testimonies by
21 witnesses who appeared at the recent Truth and Reconciliation
22 hearings."

23 Do you see that sentence?

24 THE WITNESS: Yes.

09:17:03 25 PRESIDING JUDGE: So I need to understand if you knew
26 nothing about the existence of these testimonies at the Truth and
27 Reconciliation hearings, how come you referred to them in your
28 statement? Can you explain that, please?

29 THE WITNESS: Okay, thank you. It had been a rumour all

1 around before - before --

2 THE INTERPRETER: Your Honours, could the witness be asked
3 to make that area clear. Your Honours, could the witness be
4 kindly asked to make that area clear.

09:17:39 5 PRESIDING JUDGE: Please pause. And, Mr Interpreter, I
6 wish you to interpret accurately what the witness is saying even
7 if it doesn't make sense to you. Madam Witness, please repeat
8 your answer. The interpreter didn't keep up with you.

9 THE WITNESS: Yes, please ask the question again.

09:18:00 10 PRESIDING JUDGE: The question is very simple. You told
11 the Court that you didn't know anything about the testimonies
12 before the Truth and Reconciliation Commission and that the only
13 testimony you knew was that of Zigzag Marzah before this Court.
14 This is what you told the Court.

09:18:18 15 Now, I looking at this statement am wondering if what you
16 are saying is true, how come you refer to the - in fact the very
17 first people you refer to in your statement are the testimony by
18 witnesses who appeared before the TRC in Monrovia?

19 THE WITNESS: You know, if you saw anybody - you did not
09:18:49 20 see anyone whose name I made mention of there.

21 PRESIDING JUDGE: Yes, but why did you mention the TRC
22 witnesses at all if you say that you had no idea that they were
23 witnesses before the TRC?

24 THE WITNESS: Yes, I did not have idea. It was when Zigzag
09:19:24 25 Marzah made the statement. I told you - you asked about a
26 particular person and I said no, I was not in town at that time.

27 PRESIDING JUDGE: Thank you for your answer. The second
28 question I have arising out of this statement: What was the
29 purpose of this statement, madam? Why did you write it?

1 THE WITNESS: The reason is, Madam President, because
2 people were going around saying - talking about things, but if
3 you ask them they will not even tell you the truth and if you
4 asked them they will not even tell you that yes, I did it. And
09:20:15 5 this man now came up and said something like that so that made me
6 - I said that was the reason why I gave - I brought out this
7 press release because imagine, because --

8 THE INTERPRETER: Your Honours, could the witness be asked
9 to slow down.

09:20:29 10 PRESIDING JUDGE: Madam, you are talking too fast. You are
11 talking too fast. Okay.

12 THE WITNESS: Sorry, sorry, sorry.

13 PRESIDING JUDGE: We couldn't get an interpretation of what
14 you said. So you were saying the reason why you brought out this
09:20:46 15 press release. Continue from there slowly.

16 THE WITNESS: I said the reason I brought this press
17 release out was because that kept on reminding me about the death
18 of my husband and you know - and you know that a stigma was at my
19 back looking at me, a young girl, and being that I was a widow
09:21:16 20 now and the man is dead and I was suffering, I was going up and
21 down, nobody was helping me, and nobody - and if nobody was
22 coming out to say oh, so and so thing or said this person did
23 this. And they had set up a certain committee about this thing
24 and nobody came out clearly to talk to me what the truth was
09:21:35 25 maybe so that made me you know - the time that they made these
26 statements me myself, I was not feeling happy so that was the
27 reason why I decided to bring out this press release. So I did
28 not even want to say anything like this.

29 THE INTERPRETER: Your Honours, could the witness be asked

1 again to repeat that area slowly.

2 PRESIDING JUDGE: You were giving another reason. You said
3 you did not even want to say anything like this. Please continue
4 from there slowly.

09:22:07 5 THE WITNESS: Yes, and I did not even want to come here
6 because the more it perpetrated my heart because if I and my
7 children were still continuously hearing about these things
8 because person who was taking care of us --

9 THE INTERPRETER: Your Honours, the witness is still going
09:22:29 10 fast. Let her slow down.

11 PRESIDING JUDGE: Please slow down, Madam Witness.

12 THE WITNESS: All right.

13 PRESIDING JUDGE: I want you to calm down and to repeat
14 your answer slowly. The question I simply asked you was what was
09:22:47 15 the purpose, and I think in summary you are saying you wanted to
16 stop the rumours and the stories going around concerning your
17 husband's death. Would I be correct in summarising that?

18 THE WITNESS: Yes.

19 PRESIDING JUDGE: Was that the only reason?

09:23:08 20 THE WITNESS: Yes, that was the only reason because I was
21 now tired of hearing them and they continued to move my heart.

22 PRESIDING JUDGE: Can you please look at the penultimate
23 paragraph which begins, "I commend her Excellency". The
24 paragraph reads:

09:23:31 25 "I commend her Excellency Ellen Johnson-Sirleaf for her
26 leadership and the American President for the donation of books
27 and hope that all Liberians take advantage of the opportunity."

28 Why did you put that paragraph in a statement like this?

29 THE WITNESS: You know, that is the reason I told you that

1 me too I wanted to commend the woman because she was doing well
2 for us and at that time they brought the books, so that was the
3 reason why I put it there. You know, if someone was a President
4 and was doing something, so that was the reason why I did that.

09:24:12 5 PRESIDING JUDGE: But I thought you told me - or you told
6 us - that the only reason you wrote this statement was to clear
7 rumours concerning your husband's death.

8 THE WITNESS: Yes, ma'am, and even if you declared that,
9 that something was going on in the country and you liked it and
09:24:32 10 you had little chance you could do that.

11 PRESIDING JUDGE: Perhaps lastly I would like to ask again
12 a question relating to the men that took your husband to the
13 bush. Did you say that these men were his brothers in a physical
14 sense? Were they his relatives?

09:25:05 15 THE WITNESS: Yes, he told me that they were his brothers.
16 Yes, they were his brothers. He sent for them.

17 PRESIDING JUDGE: Did you know them before?

18 THE WITNESS: Yes, the times we used to go home I used to
19 see them. They used to come and visit him.

09:25:27 20 THE INTERPRETER: Your Honours, the last bit was not clear.

21 PRESIDING JUDGE: You said they used to come and visit him
22 and then what else did you say?

23 THE WITNESS: I said the time we used to go to their home,
24 they used to come there to us and I will see them discussing. I
09:25:44 25 know them.

26 PRESIDING JUDGE: Thank you. Do any questions arise out of
27 these questions?

28 MS HOWARTH: No, I don't have any questions but I would
29 like to have a quick look at the passport, if possible.

1 MR MUNYARD: I don't have any questions. Thank you,
2 your Honour.

3 PRESIDING JUDGE: Perhaps, Madam Witness, one last
4 question. You told us that this passport has two passports in
09:26:27 5 one. Right?

6 THE WITNESS: Yes.

7 PRESIDING JUDGE: Why?

8 THE WITNESS: We used to travel, so I used to put my
9 passports together. I did not want it to get missing.

09:26:43 10 PRESIDING JUDGE: Why do you have two passports?

11 THE WITNESS: No, the other one expired, so I attached the
12 other to it.

13 PRESIDING JUDGE: Thank you.

14 Could we - are you tendering any exhibits?

09:27:54 15 MS HOWARTH: Yes, please. I would ask for all MFIs, MFI-1,
16 2, 3, and 4 on the Prosecution's behalf to be tendered as
17 evidence.

18 PRESIDING JUDGE: Does the Defence object to any of the
19 Prosecution MFIs?

09:28:19 20 MR MUNYARD: Madam President, we don't object. I'm just
21 wanting to confirm which MFI I'm about to make a short submission
22 in relation to. Yes, it's MFI-4. What I would invite the Court
23 to do is to admit only that part of that page which was referred
24 to in evidence by my learned friend.

09:29:36 25 PRESIDING JUDGE: We had marked page 1, of course, to give
26 perspective to the Gazette, but also the last page and, I must
27 say, I didn't mark the paragraph. Mr Munyard, what paragraph
28 would that be on the last page?

29 MR MUNYARD: I'm very sorry, I think I've - yes, I have

1 actually got the wrong MFI. It's MFI-1, the theliberiantimes.com.
2 I'm sorry, I've referred you to the Liberian Gazette. It's
3 principally the second and third paragraphs. I can't now
4 remember - my learned friend will no doubt assist - how much she
09:30:32 5 read out of the first paragraph, if at all.

6 PRESIDING JUDGE: Yes, it's - yes, she did read the whole
7 of the first paragraph.

8 MR MUNYARD: It's those three paragraphs only which I would
9 invite the Court to admit and not the rest of that page.

09:30:47 10 PRESIDING JUDGE: Actually, I think it was only the two
11 paragraphs, the first and third, weren't they?

12 MS HOWARTH: Madam President is quite right.

13 PRESIDING JUDGE: In any event, MFI-1 which is a web page
14 from theliberiantimes.com article entitled "Liberia: Former
09:31:07 15 House Speaker Makomanah requests ten containers of blood at
16 Duport Road Massacre, witness testifies", January 22, 2008, and
17 the paragraphs we are admitting in evidence are paragraphs 1 and
18 3, of course with the heading as well, that will be admitted as
19 exhibit P-548.

09:31:36 20 MFI-2, which is a statement in relation - this is a
21 statement entitled "Statement in reaction" - let me just find the
22 heading - entitled "Statement in reaction to witnesses'
23 testimonies at both the TRC of Liberia and the Special Court for
24 Sierra Leone sitting in The Hague", the whole of that statement
09:32:16 25 is admitted as exhibit P-549.

26 MFI-3 is a Sierra News article entitled "Liberia's VP
27 killed for Salone", date 28 June 2000, that is marked - that is
28 admitted as exhibit P-550.

29 MFI-4, which is the official Gazette of Liberia of Monday,

1 3 July 2000, that's volume, I think, number 18, the first and
2 last pages of that article - the publication are admitted as
3 exhibit P-551.

4 [Exhibits P-548 to P-551 admitted]

09:33:07 5 Mr Munyard, I believe you want to exhibit MFI-5.

6 MR MUNYARD: Yes, which is the one page - actually, I think
7 it's two pages, one blank, one with a visa, of Mrs Dogolea's
8 passport for the year - that covered the year 2000.

9 PRESIDING JUDGE: We have seen a copy of page 19 of the
09:33:30 10 witness's passport with the contents of a courtesy visa from the
11 Republic of China. That is admitted as exhibit D-421.

12 MR MUNYARD: Thank you very much, Madam President. That
13 concludes --

14 MS IRURA: Your Honour, it would be D-422, because another
09:33:49 15 document was admitted as D-421 via motion through the Chamber.

16 PRESIDING JUDGE: The record is corrected accordingly.
17 That passport page 19 is now D-422.

18 [Exhibit D-422 admitted]

19 Mrs Dogolea, I want to thank you for your time and your
09:34:09 20 testimony, which has now come to an end, and we wish you a safe
21 journey home. Thank you, and the witness may be escorted out,
22 please.

23 THE WITNESS: Thank you too, Madam President.

24 MR MUNYARD: Madam President, two matters. One, I just
09:34:50 25 wanted to let the Court know that we did all listen to the tape
26 on Friday afternoon. There wasn't anything on it that hadn't
27 appeared on the LiveNote, and that was agreed by Mr Koumjian and
28 myself, who were present when the tape was listened to. So that
29 puts that matter to rest.

1 The second is this, that I've been in touch with Mr Anyah
2 yesterday evening. He had started his proofing of the next
3 witness 299, and if you recall, last week I indicated that he
4 thought that he would be ready to start tomorrow afternoon - by
09:35:28 5 the time of the afternoon session. He now thinks he will need
6 the whole of today and tomorrow. She is not - if I can put it in
7 this way: She is not a young witness. She is - she needs an
8 interpreter and she covers a very large amount of ground in her
9 testimony, and he says it's taking quite some time to cover that
09:35:53 10 ground and for those reasons, he asks the Court for today - the
11 rest of today and tomorrow to complete his proofing of that
12 witness.

13 PRESIDING JUDGE: Is that the only witness that the Defence
14 has waiting?

09:36:09 15 MR MUNYARD: Yes, because we've obviously tried to be
16 economical in terms of the numbers of witnesses we've got here,
17 and it was for reasons out of our control that the witnesses ran
18 short last week.

19 PRESIDING JUDGE: In the premises really, having heard from
09:37:13 20 the Defence the reasons given, we do not have any alternative but
21 to adjourn to Wednesday morning and hope that from Wednesday
22 morning onwards we will - all the parties will comply with the
23 Trial Chamber's order - standing order to always have a backup
24 witness. In this case we do appreciate that it was for reasons
09:37:41 25 beyond your control that the backup witness arrived late.

26 MR MUNYARD: Madam President, your comments are noted and I
27 can assure you that we have been doing our utmost to make sure
28 that we have witnesses here, but also to make sure that we don't
29 have witnesses here so long in advance that it's costing the

1 Court, and the WVS in particular, vast amounts of money to keep
2 people here in The Hague. But we don't anticipate at this stage
3 any further holdups.

4 PRESIDING JUDGE: Very well. Court is adjourned to
09:38:19 5 Wednesday at 9 o'clock.

6 [Whereupon the hearing adjourned at 9.39 a.m.
7 to be reconvened on Wednesday, 16 June 2010 at
8 9.00 a.m.]

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I N D E X

WITNESSES FOR THE DEFENCE:

DCT-285	42586
RE-EXAMINATION BY MR MUNYARD	42586

EXHIBITS:

Exhibits P-548 to P-551 admitted	42598
Exhibit D-422 admitted	42598