



Case No. SCSL-2003-01-T

THE PROSECUTOR OF  
THE SPECIAL COURT  
V.  
CHARLES GHANKAY TAYLOR

TUESDAY, 15 APRIL 2008  
9.30 A.M.  
TRIAL

TRIAL CHAMBER II

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Before the Judges:

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

For Chambers:

Mr William Romans  
Ms Carolyn Buff

For the Registry:

Ms Rachel Irura

For the Prosecution:

Ms Brenda J Hollis  
Mr Mohamed A Bangura  
Mr Alain Werner  
Ms Shyamala Alagendra  
Ms Maja Dimitrova

For the accused Charles Ghankay  
Taylor:

Mr Morris Anyah

For the Office of the Principal  
Defender:

Mr Silas Chekera

1 Tuesday, 15 April 2008

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.30 a.m.]

09:31:23 5 PRESIDING JUDGE: Good morning. I note some changes of  
6 appearance.

7 MR BANGURA: Good morning, Madam President. Good morning,  
8 your Honours.

9 PRESIDING JUDGE: Good morning, Mr Bangura.

09:31:35 10 MR BANGURA: Your Honours, for the Prosecution this morning  
11 Brenda J Hollis, Mohamed A Bangura, that's myself, Shyamala  
12 Alagendra, Alain Werner and Maja Dimitrova. Thank you, your  
13 Honours.

14 PRESIDING JUDGE: Just pause. Yes, I see Ms Alagendra now.  
09:32:00 15 Thank you.

16 MR ANYAH: Good morning, your Honours, Madam President.  
17 For the Defence is myself Morris Anyah, we have Silas Chekera  
18 from the office of the Principal Defender and we are joined by  
19 Mr Ibrahim Warne.

09:32:15 20 PRESIDING JUDGE: Thank you, Mr Anyah. Just before  
21 I proceed there is one matter which I wish to mention. An urgent  
22 confidential Defence motion has been filed. It is file number  
23 469. I won't read the full title as it's confidential and  
24 urgent. However, we are minded to deal with it as an oral  
09:32:45 25 application. Are Prosecution aware of this document, it is 469?

26 MS HOLLIS: Yes, Madam President, we are and we do oppose  
27 the request.

28 PRESIDING JUDGE: I had in mind, Ms Hollis, to allow you to  
29 reply orally and to give you a little time to prepare. Would

1 this afternoon be suitable?

2 MS HOLLIS: Of course.

3 PRESIDING JUDGE: Very well. We will deal with it first  
4 thing in the afternoon. Mr Anyah, you would be then in a  
09:33:10 5 position to reply, I trust?

6 MR ANYAH: Yes, Madam President. There is one issue  
7 I would like to raise before we commence the re-examination of  
8 the witness and I would like to do so in private session because  
9 it implicates matters that were previously discussed in private  
09:33:28 10 session in respect of this witness.

11 PRESIDING JUDGE: I see. You have discussed this with  
12 counsel for the Prosecution? You're aware of the application,  
13 Mr Bangura?

14 MR BANGURA: Yes, I am, your Honour, and the Prosecution is  
09:33:40 15 not opposed to the application.

16 PRESIDING JUDGE: Thank you. We will allow the private  
17 session. Madam Court Officer, I would be grateful if you would  
18 implement that, please. The witness is present in court.

19 MR ANYAH: I don't recall if when we had the particular  
09:34:07 20 discussion in question he remained in court, but I don't see any  
21 reason why he should not remain. I will elaborate once we go  
22 into private session and the Chamber can then decide.

23 [At this point in the proceedings, a portion of  
24 the transcript, pages 7555 to 7559, was  
09:34:20 25 extracted and sealed under separate cover, as  
26 the proceeding was heard in private session.]

27  
28  
29

1 [Open session]

2 MS IRURA: Your Honour, we are in open session.

3 PRESIDING JUDGE: Mr Witness, I again remind you as I have  
4 reminded you on other mornings that you have taken the oath. The  
09:52:04 5 oath is still binding on you and you must answer questions  
6 truthfully.

7 THE WITNESS: Okay.

8 WITNESS: TF1-516 [On former oath]

9 PRESIDING JUDGE: Very good. Please proceed Mr Anyah.

09:52:13 10 MR ANYAH: Thank you, Madam President.

11 CROSS-EXAMINATION BY MR ANYAH: [Continued]

12 Q. Good morning, Mr Witness.

13 A. Good morning, sir.

14 Q. Yesterday one of the issues we discussed was the question  
09:52:21 15 of whether the call sign names for Sam Bockarie's radios changed  
16 over time and whether there were three radios, Bravo Zulu 4,  
17 Planet 1 and Marvel or whether, as you said last week, there  
18 initially was Bravo Zulu 4 and that turned into Planet 1 and when  
19 the two Land Cruisers or two vehicles were secured or procured  
09:52:57 20 during Operation Vulture there came an additional radio station  
21 called Marvel. Counsel for the Prosecution suggested that  
22 perhaps during portions of my examination yesterday I might not  
23 have been fair to you, so I want to point something out.

24 Mr Witness, can you go to tab 13 in the bundle of  
09:53:19 25 documents. This is just a list of interviews you have had with  
26 the Office of the Prosecutor, the 20 meetings. Would you agree,  
27 Mr Witness - are you there, can I ask you that first?

28 A. Where?

29 Q. Tab 13, that table with the dates on which you met with the

1 Office of the Prosecutor.

2 A. Yes.

3 Q. That's your last page, yes. Would you agree that it was  
4 only when you were here in The Hague, what is row number 20, that  
09:54:23 5 you mentioned during the period - well, lines 17 through 20 when  
6 you were here in The Hague during the period 27 March through 31  
7 March, it was only during the time you were interviewed for the  
8 last time that you mentioned that Bravo Zulu 4 was the same radio  
9 call sign that then became Planet 1. Do you agree?

09:54:57 10 A. Yes.

11 Q. So since July - I'm sorry, go ahead, Mr Witness?

12 A. I had been making explanations and I was explaining, I was  
13 narrating and the investigators would tell me, "No, we just need  
14 the main points" and they were asking me questions. I was  
09:55:17 15 answering to those questions.

16 Q. But, Mr Witness, let me go back to what I read to you  
17 because, you see, what I read to you yesterday, the first  
18 statement you made on this issue that I used yesterday, you made  
19 it six months ago in October. In March, this same March, 11  
09:55:37 20 March, they gave you an opportunity to review that statement in  
21 October. You went line by line with them and you did not correct  
22 the point that Bravo Zulu 4 could be distinguished from Planet 1.  
23 Let me take you to what I showed you yesterday. It's tab 6,  
24 page 17. Can we go there, Mr Witness?

09:56:00 25 A. Tab 6.

26 Q. Page 17.

27 A. Yes, I am there.

28 Q. I read paragraph 64 yesterday at the top of the page. The  
29 ERN number ends in 5028. Do you see that, Mr Witness?

1 A. Yes.

2 Q. Now paragraph 64 says:

3 "The witness pointed out that he had previously indicated  
4 that base radio was the same as BZ4, the main radio in Buedu. He  
09:56:39 5 added that Planet 1 to which he and an operator named Ebony were  
6 assigned was a mobile station and Marvel was operated by several  
7 operators who had multiple responsibilities."

8 Six months ago, first week of October, this is what you  
9 said. When you came to The Hague in March they reviewed  
09:56:56 10 paragraph by paragraph with you of this statement and that can be  
11 found in tab 9, 11 March and 12 March 2008. A month ago. If you  
12 go to tab 9 I will show you how you went paragraph by paragraph  
13 and you did not correct that distinction.

14 Madam Court Officer, I think the clip that holds the bundle  
09:57:35 15 together for the witness has come undone and he may need  
16 assistance putting it together. Mr Witness, are you at tab 9,  
17 page 1? The ERN number ends in 7112. These are notes from a  
18 meeting they had with you a month ago here - well, not here in  
19 The Hague but a month ago. You see investigator Kevin Bennett  
09:58:24 20 and then you have Chris Santora there. It says, "Clarification  
21 interview taken that references the statements taken on October  
22 9, 10 and 11 of 2007." If you go through page by page you will  
23 see references to paragraphs. For example, in page 2 -  
24 Mr Witness, if you turn to page 2. No, you are going backwards,  
09:58:51 25 Mr Witness. You have to go forwards. Yes, flip it one  
26 page over. If you look at paragraph 6 it says, "In reference to  
27 paragraph 32." Do you see that?

28 A. Yes.

29 Q. If you flip to the next page, page 3, Mr Witness?

1 A. Yes.

2 Q. No, the next page, Mr Witness. Page 3 of your bundle, yes.

3 You see paragraph 7 there, right?

4 A. Yes.

09:59:15 5 Q. It says, "Reference to paragraph 33." Do you see that,  
6 Mr Witness?

7 A. Yes.

8 Q. And as you go down through this statement, if you go for  
9 example to page 6 of that document, Mr Witness, if you turn to

09:59:29 10 page 6 - are you at page 6?

11 A. Yes.

12 Q. You see paragraph 19 there, right?

13 A. Yes.

14 Q. It says, "Reference to paragraph 17", right?

09:59:42 15 A. Yes.

16 Q. Now paragraph by paragraph they went through with you  
17 reviewing that statement from October and you did not correct the  
18 distinction that Bravo Zulu 4 was the same radio call sign as  
19 Planet 1. It is only when they spoke with you a month ago -

10:00:00 20 actually two and a half weeks ago, last few days of March - since  
21 2006 when they started interviewing you, it is only the last few  
22 days of March that you told them, "Oh, by the way, all these  
23 names pertain to one and the same radio except for Marvel."

24 A. Let me make that point clear. I had stated before this  
10:00:21 25 time that the call signs of those radio sets used to undergo  
26 changes. The call signs were being changed with regards  
27 situations. The call signs of the radio stations were changing.

28 Q. Then when they went through those paragraphs with you why  
29 didn't you emphasise and refuse to sign the page which you signed

1 in October saying that what's on that page is correct?

2 A. I was never asked such a question.

3 MR ANYAH: Madam Court Officer, could you kindly show this  
4 to opposing counsel first and then to the witness and to the  
10:01:07 5 Chamber of course. I will just indicate I have blocked out a  
6 portion of that document because I wasn't sure who the signature  
7 pertained to and the only signature I see there is that of a  
8 Prosecution investigator, what is still legible on the page, and  
9 I have shown it to counsel.

10:02:07 10 MR BANGURA: Your Honours, may I ask the indulgence of the  
11 Court and my learned friend to take a second look at the  
12 document?

13 MR ANYAH: Yes, of course, if it please the Court.

14 PRESIDING JUDGE: Yes.

10:03:05 15 MR ANYAH:

16 Q. Mr Witness, have you seen that photograph before?

17 A. Yes.

18 Q. What is it a photograph of?

19 A. This is the house that Sam Bockarie lived in in Buedu.

10:03:21 20 Q. And you have seen that photograph, can you tell us under  
21 what circumstances you saw it?

22 A. I was shown this type of similar, if not this one, at some  
23 time back in Freetown and I was asked to identify the photograph  
24 of this particular house and I said, "Yes, I know this house to  
10:03:56 25 be the house in which Sam Bockarie lived in Buedu when he was  
26 there."

27 Q. Now in that house in which Bockarie lived there was a  
28 communications room, right?

29 A. Yes.



1 Q. There was a room that contained a computer, right?

2 A. Yes.

3 Q. There was a room that contained radios, right?

4 PRESIDING JUDGE: Are these separate rooms or the same

10:04:25 5 room, Mr Anyah?

6 MR ANYAH: Well, I can clarify:

7 Q. There was a room in that house that in the same room were  
8 radios, a computer and satellite phones, right?

9 A. We are talking about radio. At this time I was there jet  
10:04:45 10 bomber was flying, so it was risky to have a radio set in the  
11 room. The jet bomber was flying.

12 Q. Is the answer then that there were no radios in the room?

13 Is that what you're saying? Well, Mr Witness, let me ask you  
14 this: When the Prosecution showed you this photograph in October  
10:05:07 15 of last year, and it was October of last year they showed you  
16 this photograph, you pointed out a room, rather a location in the  
17 house, on the photograph, where you said were satellite phones -  
18 where you said the satellite phones, radio and computer were  
19 located at; yes or no?

10:05:30 20 A. No, I did not say radio was placed together with the  
21 computer and satellite phone.

22 Q. Did you indicate that there was a radio somewhere located  
23 in that structure?

24 A. In this particular structure I did not state that.

10:05:46 25 Q. Did you point to the structure and tell them where a  
26 satellite phone was located?

27 A. Yes, I did.

28 Q. Did you point to the structure and tell them where a  
29 computer was located?

1 A. The computer was - yes, the computer together with the  
2 satellite phone in this same room at the time I was there, yes.

3 Q. Can you point - can you take a pen, point to the room,  
4 circle it and put "TF1-516" next to it?

10:06:22 5 A. This veranda room. This veranda room. And in fact that is  
6 the only room outside I am seeing, this veranda room.

7 Q. Mr Witness, you have told us you pointed to a certain room  
8 when you were interviewed so take the pen. Please give him a  
9 pen, not the highlighter. Can you circle where in the picture

10:06:42 10 you say the room where the satellite phone and the computer were?

11 A. Yes.

12 Q. And can you draw a line down to the white part of the  
13 picture. Can you write at that point "TF1" and then the number  
14 "516"?

10:07:04 15 A. Yes.

16 MR ANYAH: Madam Court Officer, can you kindly put the  
17 photograph on the overhead projector.

18 Q. Okay, Mr Witness. Now that is the room, right?

19 A. Yes.

10:07:32 20 Q. Satellite phone and computer, but no radio, right?

21 A. Yes.

22 Q. Okay. Do you have your bundle of documents? Let's see  
23 what you told the Prosecution when you spoke with them about that  
24 room. Can you go to tab 6, Mr Witness, page 24?

10:08:09 25 A. Yes.

26 MR ANYAH: Madam President, if it please the Court could  
27 the photograph be given a marked for identification number, a  
28 Defence marked for identification number.

29 PRESIDING JUDGE: I think --

1 MR ANYAH: I wanted it back on the overhead.

2 PRESIDING JUDGE: That was a photograph identified by the  
3 witness. It will be marked for identification MFI - is it 20?

4 MS IRURA: MFI-21.

10:08:39 5 PRESIDING JUDGE: 21.

6 MR ANYAH: May I enquire of my learned colleagues whether  
7 the part I have blocked out, they want to examine it to see if  
8 the signature there is something they will take exception to so  
9 that if it goes with the CMS, the Registry, as a public document  
10:09:00 10 today there is no - there are no issues tomorrow that we have  
11 introduced a document that contains a signature of some sort that  
12 might identify somebody.

13 MR BANGURA: Your Honours, if I may I will just address  
14 that as well as the fact that we have not really seen what the  
10:09:16 15 witness marked on the document itself before it was marked for  
16 identification.

17 PRESIDING JUDGE: It was actually on the screen, but I will  
18 ask Madam Court Attendant to show you the document and then we  
19 can deal with the issue Mr Anyah has raised.

10:09:53 20 MR ANYAH: It's just glued with tape, so you can pull it  
21 off and look at the signature.

22 MR BANGURA: Your Honours, the Prosecution has taken a look  
23 at the document. In addition to the signature which my learned  
24 friend has already suggested be blacked out there is a number at  
10:11:07 25 the top there. There are two numbers actually. One is a TF and  
26 the other is also like a TF. The second one we would suggest be  
27 blackened out as well. Other than that we are satisfied with the  
28 document, your Honours.

29 MR ANYAH: Yes, the document has not gone into evidence yet

1 so it can be altered and I would be happy to use a white-out or  
2 something and white it all out, because it is not central to the  
3 point we need to make.

4 PRESIDING JUDGE: You could even cut off that piece.

10:11:45 5 MR ANYAH: Yes. But I still request the MFI number when it  
6 pleases the Court.

7 PRESIDING JUDGE: It has already been allocated a MFI  
8 number, 21.

9 MR ANYAH: Thank you, Madam President.

10:12:02 10 PRESIDING JUDGE: Proceed, Mr Anyah, please.

11 MR ANYAH:

12 Q. Yes, Mr Witness, are you at tab 6, page 24?

13 A. Yes, I am there.

14 Q. You see paragraph 8 --

10:12:11 15 A. Yes.

16 Q. -- on that page, Mr Witness?

17 A. Yes.

18 Q. ERN number ending 5035, right?

19 A. Yes.

10:12:18 20 Q. It reads:

21 "The witness was shown the photo on page 215", and it gives  
22 an ERN number ERN 000817, "and identified the individual as  
23 Mosquito. He identified the location as the house in Buedu and  
24 pointed out where the satellite phone, radios and computer were  
10:12:48 25 located."

26 Mr Witness, the Prosecution notes are saying that when you  
27 looked at this photo the room you pointed out, you said in  
28 respect of that location it contained satellite phone, singular,  
29 radios, plural, and computer. Do you see that, Mr Witness?

1 A. Yes.

2 Q. This was six months ago, yes?

3 A. Yes.

4 Q. This was in October of last year, yes?

10:13:17 5 A. Yes.

6 Q. What I want to know is this, Mr Witness: What radio was  
7 located - what radios, rather, because you said radios. What  
8 radios were located in that room in Sam Bockarie's house in  
9 Buedu? Please tell me.

10:13:34 10 A. Sam Bockarie had a variety of radios. He had radio sets  
11 with him. Whenever we had a mechanical failure on our set he  
12 could authorise us to take that one to the mechanics and he  
13 brought us another radio set. But the radios we were operating,  
14 one was in the vehicle Planet 1, the other in the vehicle Marvel.

10:14:01 15 Before this time the radio set which was in use was not mounted  
16 in any house, but under the tree because the jet bomber was  
17 flying.

18 Q. Did you tell the Prosecution in October radio sets were  
19 ever mounted on trees? Did you say that?

10:14:19 20 A. I didn't say they were mounted - we were under the tree,  
21 taking cover. The jet was flying.

22 Q. Did you tell the Prosecution that Sam Bockarie had radios  
23 that were inoperative and that he would have you sometimes take  
24 the inoperative ones somewhere and move radios back and forth?

10:14:38 25 Did you tell them what you are just telling us now? Mr Witness,  
26 did you tell them that?

27 A. No.

28 Q. When I asked you a few minutes ago whether you said radios  
29 were located in that house you said no.

1 A. Okay, let's understand the presence of radio. Radios being  
2 operated in that room, radios kept in that room.

3 Q. Did you make that distinction when you spoke with the  
4 Prosecution; yes or no?

10:15:04 5 A. No.

6 Q. What I have just read to you suggests there were radios in  
7 that room and you said so to the Prosecution, true?

8 A. Radios - there were radios in the room, but the radios we  
9 operated were not mounted - were not mounted in the room.

10:15:23 10 Q. I see. Your evidence now is that there were radios in that  
11 room, but they were not functioning. Is that your evidence?

12 A. Yes.

13 Q. What of the computer? Was it just being stored there  
14 without being used?

10:15:37 15 A. When there was a need for the computer, like the printing  
16 of ID cards, Martin would use the computer.

17 Q. So the computer was working but the radios were not  
18 operative. Is that your evidence?

19 A. At all not. It was not used as a radio room, but they had  
10:15:53 20 radios in there. When we had a mechanical failure he would go in  
21 and bring us another radio.

22 JUDGE SEBUTINDE: Mr Anyah, I am sorry to interrupt but you  
23 just read the statement on page 24 relating to a photo or  
24 photographs. I just need to understand, the photographs  
10:16:12 25 mentioned there, is this the photograph we are now looking at?

26 MR ANYAH: I understand your Honour's point and I will  
27 complete the record.

28 JUDGE SEBUTINDE: Because it doesn't appear to me to relate  
29 at all. That was why I was insisting on it being on the

1 overhead. It is referring to individuals that I don't see in the  
2 photograph.

3 MR ANYAH: Yes, Justice Sebutinde. I read the ERN number  
4 for a reason. There is an ERN number on the photograph on the  
10:16:35 5 overhead, but it is not visible because of the way it is now  
6 displayed and that is how we track it. If the Court Officer  
7 could lower the document downwards your Honour will see at the  
8 top it says "P0000817", and on page 24 of tab 6 that  
9 page essentially, Justice Sebutinde, contains the witness's

10:17:07 10 responses to various photographs that were shown to him.

11 Paragraph 8 in particular indicates the witness was shown the  
12 photo on page 215 and then it gives the ERN number of the photo.  
13 It gives that ERN number. This is what the Prosecution gave us  
14 and counsel opposite will correct me if I am misstating the facts  
10:17:30 15 certainly. Then it says he identified individuals, or the  
16 individual as Mosquito. Now granted there are many individuals  
17 pictured, but the main issue for this photograph is the fact that  
18 it was the same building.

19 THE WITNESS: Yes, the photos I am referring to and the  
10:17:52 20 people mentioned here is not from this particular photo. There  
21 were other photos. There were some other photos in which  
22 I identified people I had already known not from this group.

23 MR ANYAH:

24 Q. Yes, but, Mr Witness, when we started this exercise you  
10:18:08 25 clearly said this was the photograph showing Sam Bockarie's house  
26 in Buedu. Yes, Mr Witness?

27 A. Yes, just the house.

28 Q. Yes.

29 A. But like here, where I made mention of Zigzag Mazhar, Osman

1 Tolo, this is not the photograph at all.

2 Q. Yes, I have these photographs here. We can go through them  
3 if you want.

4 A. Okay.

10:18:29 5 Q. The point is you said this was Sam Bockarie's house in  
6 Buedu, right?

7 A. That is true, correct.

8 Q. And you said before I even showed you the photograph that  
9 you had identified the location where there was a satellite phone  
10 and a computer, right?

10:18:37

11 A. Yes.

12 Q. And I specifically asked you if you included radio - radio  
13 or radios - in that category and you said "No".

14 A. No.

10:18:46 15 Q. The room contained just a computer and satellite phone,  
16 right?

17 A. No, radios were not mounted in this room, but indeed there  
18 were radios in here. Whenever we had mechanical breakdown he  
19 would go in there and get us another set.

10:19:00 20 PRESIDING JUDGE: Yes, we are clear on that point,  
21 Mr Witness. Proceed, Mr Anyah.

22 MR ANYAH: Thank you, Madam President:

23 Q. So, Mr Witness, can you tell me the call signs, or the  
24 names of any of the radios that were in the room?

10:19:18 25 A. Call signs of the radio in the room, since they were not  
26 operating - they were not on the air - there was no need to have  
27 in the call sign. Okay, let me make another part clear to you.

28 Q. Let me ask you this, Mr Witness.

29 A. Okay.



1 Q. When Bravo Zulu 4 - if we take your position as accurate,  
2 when Bravo Zulu 4 no longer was operational did they store it in  
3 that room, Mr Witness?

4 A. When it was not in operation again, yes.

10:19:50 5 Q. Was it stored in that room?

6 A. Yes.

7 Q. Is Bravo Zulu 4 not just a call sign?

8 A. Not just a call sign, but even the axis where it was  
9 located would be referred to as Bravo Zulu 4.

10:20:03 10 Q. I see.

11 A. And let me make one part clear here that let us say for  
12 example we were operating a Thompson set and this Thompson set  
13 had a particular call sign, even when that Thompson set had a  
14 mechanical failure, bringing in another set, let us say it is a  
15 Yaesu, we still used the call sign.

16 Q. Mr Witness --

17 A. And even the base radio we talk about was not fixed in one  
18 area, because jet bomber was flying. Today we mounted the radio  
19 behind the house, the other day we take it to that house, the  
10:20:46 20 other day we take it to the field and the other day we take it  
21 somewhere around the town. The most important aspect was to get  
22 information and relay it.

23 Q. And there were several different radio operators operating  
24 Planet 1 besides yourself. We established that yesterday, right,  
10:21:02 25 Mr Witness?

26 A. Yes.

27 Q. You used to have some periods when you were not on duty,  
28 correct?

29 A. Yes.

1 Q. Can you tell me in that picture where the radio you spoke  
2 of yesterday called Lemon was located at?

3 A. Lemon was not in this house. In fact, Lemon was in the  
4 other - let us say at the other side of the town. Lemon was not  
10:21:24 5 here. We had another private area referred to as signal base.  
6 There Lemon was located.

7 Q. Okay. Did you tell the Prosecution that when you mentioned  
8 or spoke about Lemon to them, Mr Witness?

9 A. Yes.

10:21:42 10 Q. Did you say it was not in the vicinity of Sam Bockarie's  
11 area of Buedu?

12 A. I stated we had another radio in Buedu referred to as call  
13 sign Lemon and that was a welfare station.

14 Q. Yes, for personal matters, right?

10:21:58 15 A. Yes.

16 Q. And you told us that yesterday, right?

17 A. Yes.

18 Q. But when you spoke with the Prosecution - incidentally,  
19 Mr Witness, the first time you mentioned Lemon to them is  
10:22:09 20 two-and-a-half weeks ago. The first time you told the  
21 Prosecution there was a radio set called Lemon in Buedu was  
22 two-and-a-half weeks ago, right? Two-and-a-half weeks ago,  
23 Mr Witness?

24 A. Yes, I can remember I had stated this one to them.

10:22:22 25 Q. But they only have it written down as two-and-a-half weeks  
26 ago. It is in tab 10.

27 A. Okay, yes.

28 Q. Okay. Now, you are making a distinction that Lemon was not  
29 located in the same area as was Planet 1; the same area in Buedu,

1 right?

2 A. Lemon was let us say mounted at signal base and that was  
3 for Captain Prince Taylor. Captain Prince Taylor was the  
4 commander for that particular radio.

10:22:58 5 Q. I see. I see. But you never told the Prosecution any of  
6 that, did you?

7 A. That it was not mounted in Sam Bockarie's house?

8 Q. You didn't mention Lemon being commanded by Prince Taylor?

9 A. I stated it. I said it.

10:23:17 10 Q. You did? When did you say that?

11 A. The day I made mention of call sign Lemon in Buedu and  
12 being a welfare radio station.

13 Q. That was - I have told you that was the last few days of  
14 March this year. That was the first time. Is that when you said  
10:23:34 15 it to them?

16 A. Yes.

17 Q. I see. Can we go to tab 10, page 1 and 2. This is where  
18 you talk about the radios to them and for the first time you make  
19 distinctions about the radios when you were here in The Hague,  
10:23:53 20 because you told us you got here on 26 March. Mr Witness, are  
21 you at tab 10?

22 A. Yes.

23 Q. Page 1, the ERN number of that page ends in 0297, paragraph  
24 4?

10:24:11 25 A. Yes, I am there.

26 Q. It starts out by saying just above the paragraph:

27 "As a general matter the witness clarified the following:

28 4. The name 'BZ4' and 'Planet One' referred to the same radio in  
29 Buedu under Sam Bockarie. The name changed after the first time

1 the RUF assisted the Government of Liberia troops in the attack  
2 on Voinjama against 'Mosquito Spray'. During that operation, two  
3 trucks were captured. It was after this the name was changed  
4 from 'BZ1' [sic] to 'Planet One' but it was still the same radio.  
10:24:45 5 This was sometime in 1999 before the witness left Buedu for  
6 Monrovia. Where the witness referred to 'Planet One' or 'BZ1'  
7 [sic] in prior statements, he was referring to the same radio but  
8 prior statements are incorrect where they state the name 'Planet  
9 One' prior to the above-described name change as [it] would still  
10:25:07 10 have been called 'BZ1' [sic]"?

11 A. BZ4.

12 Q. BZ4, yes. You said this to them two weeks ago, right? For  
13 the first time you made this distinction. We have gone through  
14 that.

10:25:19 15 A. Yes.

16 Q. If you go to the next page, paragraph 5 and 6. Paragraph  
17 5, "Marvel was a separate radio that was usually in fixed  
18 location." Do you see that, Mr Witness?

19 A. Yes.

10:25:31 20 Q. All along you have been saying Marvel was a mobile radio.  
21 Here - may I finish please?

22 A. Yes.

23 Q. Two weeks ago you were telling them:

24 "'Marvel' was a separate radio usually in fixed location  
10:25:44 25 but could also be made mobile on a vehicle as it was on occasion.  
26 'Planet One' (open or closed) was more often mobile, put on one  
27 of the trucks captured during said Voinjama operation.

28 Finally there was a third radio but this was a 'welfare'  
29 radio for personal matters that was called Lemon."

1           You mentioned Lemon in the context of Marvel and Planet 1  
2 all in the same breath in relation to Sam Bockarie's radio set in  
3 Buedu, yes?

10:26:19 4           A.     We were talking about Buedu entirely, but Buedu is a big  
5 area and you have let us say specific locations in Buedu. And  
6 even when I said usually it is fixed, Marvel was a radio  
7 mounted - Marvel was the name of - it was the call sign of the  
8 radio that was fixed in the vehicle and the vehicle could move  
9 and sometimes the vehicle was placed in a particular position.

10:26:42 10          Q.     I see. You are now saying fixed means it was fixed inside  
11 the vehicle and not, as is written there, a fixed location. Is  
12 that what you are saying, Mr Witness?

13          A.     I am saying the mobile set, the set was fixed in the  
14 vehicle with the antenna fixed on the vehicle and this vehicle  
10:27:01 15 could be parked in a particular location and operated. When we  
16 needed to charge the battery we could call the police - I mean,  
17 the driver called Police to move around town. We had Police and  
18 Alfred. They were the drivers. They would move the vehicle  
19 round to have the battery charged. Thereafter, they would bring  
10:27:21 20 it back and fix it in a particular position.

21          Q.     Yes, we --

22          A.     When Sam Bockarie needed this vehicle, the set in the  
23 vehicle would move.

24          Q.     Yes, we appreciate Alfred and others moving the vehicle  
10:27:34 25 around. Let us get back to the issue of whether Marvel - as you  
26 have told us all along before I read this paragraph, whether  
27 Marvel was a mobile radio set exclusively. You have told us up  
28 until this point that once Operation Vulture took place and the  
29 Land Rovers or Land Cruisers were captured, Marvel was a mobile

1 radio set. Two weeks ago you told the Prosecution it was usually  
2 located in a fixed location.

3 A. Yes.

10:28:06

4 Q. On occasion, occasionally it would be made into a mobile  
5 set.

6 A. Yes.

7 Q. Now, which is it? Was it a mobile radio set, or was it  
8 predominantly a radio set that was in a fixed location?

10:28:19

9 MR BANGURA: Your Honours, my learned friend has referred  
10 to the witness telling the Prosecution two weeks ago. I probably  
11 got him wrong, but telling the Prosecution that Marvel was a  
12 fixed radio. I just want to be very clear about where - which  
13 portion of the transcript my learned friend is referring to, or  
14 if he has just said this off the cuff.

10:28:41

15 MR ANYAH: Oh, I am going by the dates of the interview.  
16 If you look at the top of the page it says, "He was interviewed  
17 as late as March 31st." He spoke with you folks March 31st.

10:28:55

18 MR BANGURA: Yes, but then if you are referring to the  
19 interview - if my learned friend is referring to the interview,  
20 then my learned friend is putting to the witness incorrectly what  
21 the witness said. The witness - this statement which my learned  
22 friend is referring to clearly says that it was occasionally used  
23 as a mobile station.

10:29:11

24 MR ANYAH: That is why I used "predominantly" in my  
25 question.

26 MR BANGURA: But then the point is my learned friend is  
27 putting to the witness that he has exclusively said that this  
28 radio was used as a fixed radio and that is not what the witness  
29 is saying.

1 MR ANYAH: What I am saying all through until this  
2 statement has been shown to the witness - and counsel can point  
3 me to the point of the transcript where I am in error - this  
4 witness has said before this Chamber for the last week that  
10:29:33 5 Marvel was a mobile radio set. That has been his position. I am  
6 showing him a statement he made two plus weeks ago where he for  
7 the first time said Marvel was predominantly a stationary radio  
8 set. That is the issue. I cannot see how it could be said I am  
9 mischaracterising anything the witness has said. His position up  
10:29:57 10 until now has been this radio was always in a vehicle. I am  
11 showing him a statement.

12 MR BANGURA: I will refrain and see how far my learned  
13 friend gets. I will refrain.

14 PRESIDING JUDGE: I will allow the question as put. Since  
10:30:06 15 there has been a lengthy exchange, please put the question again.

16 MR ANYAH:

17 Q. Mr Witness, you have told us all through last week and up  
18 until yesterday that Marvel was a mobile radio set, yes?

19 A. Yes.

10:30:23 20 Q. Now, I just read you a paragraph. You told the Prosecution  
21 last week of March 2008, paragraph 5:

22 "'Marvel' was a separate radio that was usually in fixed  
23 location but could also be made mobile on a vehicle as it was on  
24 occasion."

10:30:44 25 This paragraph is saying that for the most part  
26 predominantly Marvel was in a fixed location, yes or no?

27 A. Yes, but let me explain the instance. A vehicle - I mean a  
28 radio mounted on a vehicle, it is there. When the vehicle stops,  
29 when the vehicle is not in motion, is that radio not fixed in one

1 location?

2 Q. I see.

3 A. And when the vehicle is moving, the radio is mobile. It is  
4 moving.

10:31:17 5 Q. I see. I see. This is the distinction you are making,  
6 Mr Witness. So, the vehicle - your evidence --

7 A. But that was the situation. That was the exact situation.  
8 I was there. You were not there. That is why you are getting it  
9 difficult to understand what really I had explained to the  
10 investigators.

10:31:32 11 Q. I am merely going by your different accounts, Mr Witness.  
12 I am not having difficulty. Your evidence now is that when the  
13 vehicle stops the radio now is a stationary radio and when it  
14 moves it's a mobile radio. Is that the evidence you're giving  
10:31:47 15 the Court?

16 A. Yes, and the vehicle would move. Whenever Sam Bockarie  
17 needed the vehicle to travel he would move with the vehicle and  
18 moving, the radio is mobile. When he came back on base the  
19 vehicle was not in motion, parked the vehicle, the radio was  
10:32:02 20 fixed in the one location.

21 Q. Mr Witness, what happens when he stops to put gasoline or  
22 petrol, is it mobile or fixed at that point?

23 A. The radio is now fixed at that point.

24 Q. I see. That's your distinction. Thank you, Mr Witness.

10:32:17 25 Thank you.

26 A. And let me make one other part clear again.

27 MR ANYAH: Objection. There is no question pending.

28 PRESIDING JUDGE: Mr Witness, allow counsel to ask his  
29 questions. Continue, Mr Anyah.



1 MR ANYAH: Thank you, Madam President:

2 Q. Mr Witness, where were you during the invasion of Freetown?

3 A. I was in Buedu.

4 Q. Have you told the Prosecution before that you were in  
10:32:54 5 Liberia during the invasion of Freetown?

6 A. Yes.

7 Q. I see. Indeed, when you spoke with them - shall we go to  
8 tab 3, page 4, Mr Witness. There are two points, I am just  
9 reminded by something on that page, that came up yesterday and

10 I will talk about that, but for purposes now let's focus on this  
11 issue. ERN number ends 2344 and it says, this is page 4, tab  
12 number 3, these are from interviews you had with the Office of  
13 the Prosecutor in August, specifically 14 August 2006.

14 Mr Witness, if you count seven and a half, eight lines down --

10:34:00 15 A. Page?

16 Q. Yes, it's page 4. That is the bottom right-hand corner  
17 says page 4. At the top the numbers, the ERN number says  
18 00022344. You see it, Mr Witness?

19 A. Yes, sir.

10:34:13 20 Q. There is a sentence there that says, "Source never took  
21 part in the Freetown invasion." Do you see that, Mr Witness?

22 A. Yes.

23 Q. It reads: "Source never took part in the Freetown  
24 invasion. By then he has been posted to Liberia as a radio  
10:34:30 25 operator." Do you see that, Mr Witness?

26 A. Yes.

27 Q. This is what you told them, right?

28 A. Yes, initially.

29 Q. Let me finish. Let me ask you the question. I understand

1 that.

2 A. Okay.

3 Q. Six months ago they went through this particular statement  
4 with you, last October. Let's go to tab 6, page 3. Are you

10:35:14 5 there, Mr Witness?

6 A. Yes.

7 Q. This is ERN ending 5014, page 3. Do you see a signature at  
8 the bottom of that page?

9 A. Yes.

10:35:23 10 Q. That is your signature, right?

11 A. Yes.

12 Q. You see the date there, it says 27 November?

13 A. Yes.

14 Q. Right?

10:35:33 15 A. Yes.

16 Q. 27 November 2007, right?

17 A. Yes.

18 Q. That was less than six months ago, Mr Witness, right?

19 A. Yes.

10:35:43 20 Q. If you go to the middle of the page there is a sentence  
21 there that says, "Review of interview notes." Do you see that,  
22 Mr Witness?

23 A. Yes.

24 Q. Okay.

10:35:53 25 A. Yes.

26 Q. And it has a date there, it says 2006/08/14, right?

27 A. Yes.

28 Q. And that is referring to the document we just went through,  
29 tab 3, page 4, right?

1 A. Yes.

2 Q. And it says: "The witness reviewed these notes and  
3 indicated that he did not have any corrections." Do you see  
4 that, Mr Witness? Where it says, "Review of notes dated  
10:36:28 5 2006/08/14" it gives the ERN numbers ERN 002341 through 0002344  
6 and then underneath it it says: "The witness reviewed these  
7 notes and indicated that he did not have any corrections."  
8 Mr Witness, last November you read about what you said about  
9 being in Liberia during the Freetown invasion and you did not  
10:36:53 10 correct it; true or false?

11 A. The correction is not made here, but I made the  
12 corrections. Let me explain, please. I would talk about attack  
13 in Freetown. There was another attack in Freetown wherein  
14 Corporal Sankoh was captured and shot in his leg. I thought that  
10:37:13 15 was the attack they were talking about wherein RUF personnels  
16 were captured and sent to Pademba Road prison. I thought that  
17 was the attack the investigators were referring to. I said, "Oh,  
18 no, at that time I had already crossed into Liberia" and later on  
19 they told me that the attack really they had wanted to know about  
10:37:35 20 was the one Gullit and others took part in. Then I thought.  
21 I said, "Okay, okay, I had not yet crossed into Liberia, I was in  
22 Buedu."

23 Q. I see?

24 A. And thereafter they started asking me and I gave them  
10:37:48 25 information about that particular operation.

26 Q. I see. When you hear of attack in Freetown - when you see  
27 in tab 3 it uses the word "Freetown invasion", Mr Witness. It  
28 didn't say attack. Mr Witness, it says Freetown invasion. When  
29 you hear of the Freetown invasion the first thing that came to

1 your mind was the incident where Foday Sankoh got shot in the  
2 foot. Is that your evidence, Mr Witness?

3 A. Yes, I thought that was the area they were referring to.  
4 Indeed at that time already I had crossed into Liberia. I was  
10:38:18 5 not there any longer.

6 Q. I see. When you hear the word "junta period" what period  
7 that that convey to you or connote to you, Mr Witness?

8 A. Junta period, from the time AFRC took over that period was  
9 still referred to as junta period until the last day the peace  
10:38:38 10 accord was signed.

11 Q. I see. And when you hear the word "intervention" what does  
12 that mean to you, Mr Witness?

13 A. Intervention?

14 Q. The intervention period, what does that mean to you,  
10:38:49 15 Mr Witness? Have you ever heard the phrase "the ECOMOG  
16 intervention"?

17 A. Yes.

18 Q. What does that mean, what does it connote to you, what does  
19 it trigger in your memory, Mr Witness?

10:39:04 20 A. That in Freetown or in Sierra Leone at that time when AFRC  
21 took - I mean overthrew the legitimate government ECOMOG came as  
22 a force to really bring back - I mean reinstate the  
23 democratically elected government to power and during that  
24 confrontation I will refer to that as the intervention period.

10:39:31 25 Q. Yes, yes. So when you hear "the intervention period" it  
26 means when ECOMOG removed the junta from power, right?

27 A. Yes.

28 Q. And when you hear "junta period" it means the period from  
29 25 May 1997 until the end of February, or until February 1998,

1 right?

2 A. Yes.

3 Q. But when you hear "the Freetown invasion" for you it  
4 connotes the incident where Foday Sankoh's foot was shot, right?

10:39:57 5 A. It is on the paper "Freetown invasion", but when I was  
6 talking with the investigators they asked me, "Were you there on  
7 Freetown attack"?

8 Q. They didn't say "invasion" as it is written on tab 3,  
9 page 4. They said "Freetown attack". Is that what they said to  
10:40:14 10 you, Mr Witness?

11 A. Yes. They were asking me to really explain and they asked  
12 me if I ever took part on any attack on Freetown. I told them  
13 I did not even go to Freetown during the entire period of the  
14 war.

10:40:27 15 Q. I see. Thank you, Mr Witness.

16 A. I recollected my statement when they put it right to me  
17 that here we are talking about the attack wherein SAJ Musa,  
18 Gullit and others carried out in Freetown. I recollected and  
19 I said at this time or at that time I had not yet crossed into  
10:40:49 20 Liberia but still staying in Buedu.

21 Q. Can we go back to that tab 3, page 4. There is something  
22 that caught my attention there, Mr Witness. Tab 3, page 4.

23 A. Yes.

24 Q. Right above the sentence I just read - you know yesterday  
10:41:16 25 we talked a bit about Gullit. You remember that, Mr Witness?

26 A. Yes.

27 Q. And we talked about your alleged time with King Perry in  
28 Kono, right?

29 A. Yes.

1 Q. And you insisted that you spent time with King Perry in  
2 Kono, right?

3 A. Yes.

4 Q. This was between 1997 and 1998, right?

10:41:35 5 A. Yes.

6 Q. And then you confirmed for us that eventually you retreated  
7 with Gullit to Buedu, right?

8 A. Yes.

9 Q. Now there is a sentence here, Prosecution has you telling  
10:41:47 10 them this, that:

11 "Source said he was not aware when and how Gullit returned  
12 to Kono. Source said since he retreated to Kailahun he never  
13 went to Kono and therefore cannot provide any information on  
14 Gullit's movements and activities in Kono thereafter."

10:42:09 15 Do you see that, Mr Witness?

16 A. Yes.

17 Q. So after this retreat post intervention you never went back  
18 to Kono, right? I am not asking you whether since then you have  
19 ever gone back to Kono. I am asking you whether during the time  
10:42:25 20 you were a member of the RUF, after the retreat with Gullit from  
21 Kono to Buedu, whether you ever went back to Kono?

22 A. I paid a visit, but I did not go there on assignment and  
23 I did not spend a long time as I was there during the time of the  
24 AFRC.

10:42:46 25 Q. Are you referring to the period where in 2001, late 2001,  
26 you - may I finish?

27 A. Yes.

28 Q. You went on your own to mine for diamonds at Tongo Fields.  
29 Are you referring to that, Mr Witness?

1 A. 2001, yes.

2 Q. You went somewhere to mine for diamonds yourself?

3 A. Yes.

4 Q. On an individual personal capacity, right?

10:43:08 5 A. It was not possible even. I made the venture when I left  
6 Pendembu, yes. I did not even spend a month in Tongo. I was  
7 beaten and I had a serious wound on my forehead, so I had to  
8 retreat.

9 Q. It is not whether you spent a month. It is not whether it  
10:43:31 10 was possible. The issue is you went there on your own to do  
11 mining for yourself, right?

12 A. Yes. A friend was there, called me and I went, yes.

13 Q. Okay. Now set that aside. After you and Gullit came from  
14 Kono to Buedu you, except for this time at the end of 2001 when  
10:43:51 15 you went to mine for diamonds yourself - and, by the way, DDR was  
16 almost upon you at that time, that is disarmament and  
17 reintegration and demobilisation. Except for that period from  
18 post intervention in 1998 through late 2001 you never went back  
19 to Kono, right?

10:44:17 20 A. I paid a visit there.

21 Q. Why did you tell the Prosecution - why here do they have  
22 you telling them, "He never went to Kono and therefore cannot  
23 provide any information on Gullit's movement and activities in  
24 Kono thereafter." After the retreat in 1998. Why did you tell  
10:44:37 25 them that?

26 A. Okay. I was asked to give information about Gullit. They  
27 asked me from the time we left Kono together with Gullit and we  
28 got to Kailahun, he went to Buedu and joined with Sam Bockarie.  
29 They proceeded to Daru. From that time I never set eyes on

1 Gullit. I only used to hear - receive messages from him, but  
2 I did not see him. So I said it was difficult for me to explain  
3 any further detail about him.

10:45:14 4 Q. Do you know the distinction between seeing Gullit and you  
5 going back to Kono? We are focussing on if and when you went  
6 back to Kono and if and when you knew what was going on in Kono.  
7 This document - may I finish? I let you finish. This document  
8 says you told the Prosecution you never went back to Kono after  
9 you retreated with Gullit to Buedu; true or false?

10:45:36 10 A. The document had it like that.

11 Q. I see.

12 A. Okay. And let me explain. I did not go to Kono during the  
13 time of that period when fighting was going on. As I retreated,  
14 fighting still, I did not go there again. From Sengema to Buedu  
10:45:54 15 and from Buedu across. When I retreated, when I came back from  
16 Liberia at that time war was not going on any longer.

17 Q. And that is when you went back to Kono, right?

18 A. Yes.

19 Q. And that was late 2001, right?

10:46:08 20 A. 2001.

21 Q. And DDR, disarmament, demobilisation and reintegration, was  
22 upon you then, right? It was on its cusp. It was near you,  
23 right?

24 A. Yeah, there was no fighting again. There was no fighting  
10:46:22 25 going on at all.

26 Q. I see. Thank you, Mr Witness.

27 A. Let me explain the instance in which I went to Kono.

28 Q. It's not necessary, Mr Witness, at this point.

29 A. I just want to really substantiate what I had stated.



1 MR ANYAH: I'm in the Court's hands.

2 PRESIDING JUDGE: We are clear, Mr Witness. Please  
3 continue, Mr Anyah.

4 MR ANYAH: Thank you, Madam President:

10:46:45 5 Q. Mr Witness, you said you went to Liberia in June 1999?

6 A. In the rainy season and it was estimated from June, because  
7 talking about rainy season, we are talking about April, June,  
8 within that range.

9 Q. You told us - well, let's be clear. You went there from  
10:47:15 10 Buedu, right?

11 A. Yes.

12 Q. And before you left Buedu you were working for Sam  
13 Bockarie?

14 A. He was - Sam Bockarie was the leader of the RUF, correct.

10:47:25 15 Q. Yes. He was the overall supreme commander, right?

16 A. Yes, but I would take instructions from General Issa Sesay  
17 as well.

18 Q. I wanted to ask you about that. You know you mentioned  
19 something last week, specifically on Wednesday last, 9 April.

10:47:44 20 Perhaps I could read it for you from the transcript. For the  
21 Chamber's benefit and counsel opposite I will be reading from the  
22 transcript of 9 April 2008, the page in question is page 7010 and  
23 specifically lines 11 through 16.

24 Mr Witness, counsel opposite, Mr Bangura, was asking you  
10:48:53 25 questions and you made a passing remark very quickly but it  
26 caught my attention. Line 11, the question from Mr Bangura was:  
27 "And what were the subject of those communications at that time?"  
28 You gave this answer:

29 "A. Requesting for materials, but let me make this part

1 clear: Sam Bockarie was still in Sierra Leone in control, but  
2 Issa had the authority as well, maintaining communication  
3 directly with General 50."

4 That is what you said, that although Sam Bockarie was the  
10:49:30 5 supreme commander Issa would unilaterally on his own have  
6 communications with Benjamin Yeaten?

7 A. Yes.

8 Q. Issa Sesay was not a general at that time, right? You told  
9 us before he only became a general when Sam Bockarie left to  
10:49:50 10 Monrovia, right?

11 A. Yes, but --

12 Q. Mr Witness, yes?

13 A. Yes.

14 Q. I see. Issa Sesay was, what, a brigadier at that time, or  
10:49:55 15 a colonel, which one was it?

16 A. He was not a general, but I am talking about this same  
17 general, whether he was not promoted at that time I can refer to  
18 him clearly as General Issa, but not necessarily he was a general  
19 at that time.

10:50:11 20 Q. We established that he was not a general. I am trying to  
21 get his rank at that time. Was it brigadier or colonel or  
22 something else? Please tell us.

23 A. Brigadier general.

24 Q. He was a one star general, right? Do you know what a one  
10:50:35 25 star general is, Mr Witness?

26 A. Yes.

27 Q. That's a brigadier general, right?

28 A. Yes.

29 Q. Major general is two stars, right?

1 A. Yes, and four star general.

2 Q. Three stars is a lieutenant general, right?

3 A. Yes.

4 Q. And general is what? Four stars? Right?

10:50:54 5 A. I did not go to military school.

6 Q. You were in the RUF, Mr Witness?

7 A. My training did not go to that level.

8 Q. But you told us --

9 PRESIDING JUDGE: Mr Witness, if you don't know the answer  
10 please say so.

11 THE WITNESS: Okay. I don't know. I don't know.

12 MR ANYAH:

13 Q. But you told us about Sam Bockarie being promoted by  
14 Charles Taylor, you remember that?

10:51:14 15 A. Yes, that was what he told us in the muster parade.

16 Q. Did you tell the Prosecution you saw the insignia of the  
17 stars on his shoulders --

18 A. Yes.

19 Q. -- and you knew he had been made general?

10:51:26 20 A. Yes, and he would point hands to the insignia and say,  
21 "I am a general now." He even produced documents to the effect.

22 He said, "I am a general", with a vehicle, a new military jeep,  
23 right to MP in Buedu. From that muster parade I was picked up by  
24 the military police and locked up.

10:51:48 25 Q. Let's go back to the point. Issa Sesay was a lesser  
26 general, you say brigadier general. Sam Bockarie was, what, a  
27 full general, right?

28 A. Yes.

29 Q. I see. Sam Bockarie was still the supreme commander of the

1 RUF, right?

2 A. Yes.

3 Q. And your evidence is that under Sam Bockarie's watch, under  
4 his command of the RUF, Issa Sesay would unilaterally be

10:52:13 5 communicating with Benjamin Yeaten. Is that your evidence?

6 A. Yes, he would talk to him because they knew themselves.

7 There was no boundary between those people communicating. They  
8 used to call, "I have a situation over there. How are you  
9 making? For long not hearing from you." Something of this sort.

10:52:32 10 Q. But, Mr Witness, at this time was Issa Sesay based in

11 Buedu? You told us before he was based in Buedu and eventually  
12 predominantly in Kono. Do you remember saying that?

13 A. They were not stationary in one place. They would move.

14 They had vehicles. They would come here 72 hours then move to

10:53:00 15 another base for 48 hours. They came here today, they organised,  
16 dispatch the men on mission, they retreated. Just like that.

17 They were not permanently fixed in one place. They had base in  
18 one area but moving coming on the base like even the area --

19 Q. Mr Witness, I just read from page 7010. Shall we go on the  
10:53:24 20 transcript. In the same breath I have just read on Tuesday that

21 transcript, it's on the screen, if we go to the next page, 7011,  
22 it has you saying to this Court last week that Issa Sesay was

23 permanently based in Kono. Shall I read it for you, Mr Witness?

24 A. Permanently based in Kono when he was in power, when he

10:53:46 25 left with the RUF leadership. Kono was his base. Kono was his  
26 base.

27 Q. Why did you just say a few minutes ago they were not  
28 permanently based anywhere?

29 A. Kono was his base, but at that time I spoke of I was to

1 travel to Liberia, it was Sam Bockarie who was in control of the  
2 RUF.

3 Q. Okay, we understand.

4 A. He was the leader.

10:54:16 5 Q. We understand that. Mr Witness, let's go back to the issue  
6 of who was supreme commander and who could speak with Monrovia,  
7 or the other side.

8 A. I had stated before --

9 MR ANYAH: Your Honour, I will object. There is no  
10:54:49 10 question pending.

11 THE WITNESS: Okay.

12 MR ANYAH:

13 Q. Okay, Mr Witness, you told us last week Issa Sesay ordered  
14 you to Foya and that's how you ended up in Liberia, right?

10:55:07 15 A. Yes.

16 Q. So it was Issa Sesay who commanded you to go to Liberia,  
17 yes?

18 A. Yes.

19 Q. This was under Sam Bockarie's watch, yes?

10:55:15 20 A. Yes.

21 Q. And you have told us - I have just read you a paragraph  
22 where you said Issa Sesay would unilaterally, meaning on his own,  
23 speak with Benjamin Yeaten, right?

24 A. Yes.

10:55:27 25 Q. And all of this was going on while Sam Bockarie was head of  
26 the RUF, right?

27 A. Yes.

28 Q. What other sort of decisions did Issa Sesay make that you  
29 recall while Sam Bockarie was head of the RUF?

1 A. I can remember in Buedu there was a man, he was a medical  
2 personnel called Dr Kamara. In the absence of Sam Bockarie  
3 general - I mean Issa Sesay shot Dr Kamara dead because he said  
4 he had investigated Dr Kamara and he was guilty of selling  
10:56:06 5 medicines to the civilians instead of using the medicines for the  
6 wounded soldiers.

7 Q. Let me ask you this: Did Issa Sesay order or request  
8 ammunition from Benjamin Yeaten when Sam Bockarie was head of  
9 RUF? Did he do so on his own? I think the word you like to use  
10:56:34 10 is replenishments. Were there any replenishments requested or  
11 ordered from Yeaten by Issa Sesay?

12 A. There was that flow of communication. There was a flow of  
13 communication between those authorities. Issa himself would go  
14 to Liberia and back even when Sam Bockarie was in Buedu. I can  
10:56:58 15 remember at one time he was given some diamonds to be taken to  
16 Liberia. He went, he spent some time, he returned to Buedu and  
17 said the diamonds were taken from him by gangsters. They called  
18 a forum in Buedu and they put the matter across to the senior  
19 officers and people were grumbling, the officers were grumbling.

10:57:20 20 Q. Were there times where Issa Sesay would make decisions  
21 behind Sam Bockarie's back?

22 A. Yes. In fact they referred to each other as master. Sam  
23 Bockarie referred to Issa Sesay as master.

24 Q. Is that right, Mr Witness?

10:57:33 25 A. They used to refer to each other as master. Issa called  
26 Bockarie as master, Bockarie as well referred to Issa Sesay as  
27 master.

28 Q. Did Sam Bockarie ever take command from Issa Sesay,  
29 Mr Witness?

1 A. He would consult him.

2 Q. No, listen to the question carefully. Not consult, not as  
3 equals. Did Sam Bockarie ever take command or orders from Issa  
4 Sesay?

10:57:57 5 A. No, to my knowledge, but he would consult him. In fact  
6 what at one point in time Issa made us to understand in Buedu was  
7 that he was superior to Sam Bockarie in terms of sequence of  
8 arrival in the movement, that Sam Bockarie met him on the  
9 training base.

10:58:19 10 Q. Did he say that that gave him authority to act as equals to  
11 Sam Bockarie?

12 A. Not as equals. They were not competing in any way. But  
13 Sam Bockarie was the head, but he would consult General Issa on  
14 issues. They ate from the same plate. I used to see them

10:58:40 15 sharing the same bench, sharing the same plate.

16 Q. Let me read you something you told the Prosecution this  
17 year.

18 JUDGE SEBUTINDE: Did the witness say sharing the same bed?

19 THE WITNESS: No, not the bed. The same bench, the same  
20 plate.

10:58:58 21 MR ANYAH: Plate. I think food. Let me see the record.  
22 I think I see plate.

23 JUDGE SEBUTINDE: He said bench and plate.

24 MR ANYAH: Yes, Justice Sebutinde.

10:59:17 25 JUDGE SEBUTINDE: Yes, both.

26 MR ANYAH: The record doesn't have the word sharing  
27 correct. It says, "They ate from the same plate, I used to see  
28 them hiring the same bench", but it meant sharing and then it  
29 says, "Sharing the same plate":

1 Q. Mr Witness, this past March you spoke with the Prosecution.  
2 This is tab 9 and it's page 2. The ERN number, the last four  
3 digits are 7113. I don't know if you are there yet, Mr Witness.

4 A. Yes.

11:00:09 5 Q. Paragraph 6 says: "In reference to paragraph 32 witness  
6 further explained about the communication between Planet 1 and  
7 Base 1." Now Planet 1 is Sam Bockarie's radio and Base 1 is the  
8 call sign for Benjamin Yeaten's radio, you have told us that  
9 before. I continue reading:

11:00:36 10 "He said the frequencies were predesignated between Planet  
11 1 and Base 1. For example Old Farm and Green Light. He said  
12 that at times due to in-house fighting between Superman, Sam  
13 Bockarie and Issa Sesay not all radio operators knew these  
14 particular frequencies."

11:01:02 15 We are now over to the next page, page 3, ERN ending in  
16 7114. Continuing, it says, it reads:

17 "Witness said the communication between the two camps was  
18 highly official. He said only Planet 1 was allowed to  
19 communicate to Base 1. Some of the senior radio operators though  
11:01:27 20 who were on front lines even during times of tension between  
21 commanders did know these codes. The radio operators who were  
22 trained or familiar with NPFL radio operations knew these codes  
23 such as Daf, King Perry and CO Nya, so it was possible they might  
24 have overheard some communications between Planet 1 and the  
11:01:51 25 Liberian radio stations." Did you say that to the Prosecution in  
26 the month of March?

27 A. Yes, I did.

28 Q. Do you see the part where it says that "even during times  
29 of tension between commanders"? Do you see that part?



1 A. Yes.

2 Q. Okay. Do you see the part where it says, "Officials  
3 between the two radio stations were highly official"?

4 A. Yes.

11:02:19 5 Q. I am sorry, I said "officials". Do you see the part where  
6 it says, "Communications between the two radio stations were  
7 highly official"? Do you see that?

8 A. Yes.

9 Q. Do you see the part where it says, "Only Planet 1 was  
11:02:31 10 allowed to communicate with Base 1", yes?

11 A. Yes.

12 Q. Planet 1 is Sam Bockarie's radio, right?

13 A. Yes.

14 Q. That is the call sign for Sam Bockarie's personal radio  
11:02:41 15 set, right?

16 A. Yes.

17 Q. May I finish, please.

18 A. Okay.

19 Q. Do you agree that, on the basis of what you told them, the  
11:02:49 20 communication between Buedu and Monrovia was limited to  
21 communications between Planet 1 and Base 1?

22 A. Yes.

23 Q. Do you agree, on the basis of what I read, that  
24 communications between the RUF high command and Benjamin Yeaten  
11:03:12 25 was exclusively limited to communications between Planet 1 and  
26 Base 1?

27 A. Let me make that point clear.

28 Q. Do you agree? You can disagree. Do you agree is the  
29 question?

1 A. I disagree.

2 Q. Okay, I see.

3 A. Let me explain.

4 Q. So when this paragraph --

11:03:33 5 MR BANGURA: Your Honours, the witness wishes to explain  
6 his answer.

7 PRESIDING JUDGE: I think he should be allowed to on this  
8 occasion.

9 MR ANYAH: That is fair enough:

11:03:42 10 Q. Mr Witness, you can explain.

11 A. Let us go back to where they made mention of in-house  
12 fighting. I was talking about infighting. There was a time when  
13 Superman broke off with the leadership of RUF and he went on the  
14 rampage. He went on attacking at positions of forces loyal to

11:04:03 15 Sam Bockarie, so at that point in time Superman was regarded, or  
16 was created as an enemy to the RUF. So, as a result, there were  
17 certain frequencies which were designated and sent to Base 1

18 because Superman still had some radio operators who had been in  
19 the system for so long. Since he went against the leadership of  
11:04:29 20 Sam Bockarie they went all out to ensure that he was really  
21 kicked out of the RUF. So his own set up, those loyal to him,  
22 had no opportunity at that time to communicate directly. That  
23 was one aspect mentioned here.

24 Another aspect, this Planet 1 we are talking about was in  
11:04:54 25 Buedu. General Issa Sesay had messages for people in Buedu. He  
26 would use the same Planet 1, but the message directed from  
27 General Issa to whoever commander in the field.

28 Q. So there are two distinctions you have made: One is in  
29 relation to infighting and Superman's departure - may I finish,

1 Mr Witness.

2 A. The in-house fighting.

3 Q. Mr Witness, I let you finish.

4 A. Yes, yes.

11:05:20 5 Q. You made two distinctions. The first one relates to the  
6 departure of Superman and in-house fighting between RUF  
7 commanders and you said that essentially Issa Sesay, if he wanted  
8 to communicate with the other side, would use Planet 1. Let me  
9 go back to my original question.

11:05:39 10 A. Okay.

11 Q. Communication between the RUF high command and Benjamin  
12 Yeaten was limited exclusively to use of Planet 1 communicating  
13 with Base 1, yes?

14 A. At that time. At that time of the infight within the RUF,  
11:06:04 15 yes.

16 Q. Only during times of infighting, is that what you are  
17 saying?

18 A. I am referring to that particular time.

19 Q. I understand what you are referring to. Are you saying it  
11:06:12 20 was only when there was infighting that the communication lines  
21 were reduced to just Planet 1 to Base 1. Is that your evidence,  
22 Mr Witness?

23 MR BANGURA: Your Honours, I object. The question is  
24 misleading. The witness has referred to a particular time.  
11:06:31 25 Counsel is seeking to generalise cases of infighting and that  
26 obviously could lead to the witness giving an answer that takes  
27 us out of the context in which the witness is referring to.

28 PRESIDING JUDGE: I think he is entitled to ask the  
29 question.

1 JUDGE LUSSICK: Also, Mr Bangura, the tail end of that  
2 question was, "Is that your evidence, Mr Witness?" Now, if it is  
3 not the witness's evidence he is quite capable of saying so  
4 without you having to object.

11:07:02 5 MR BANGURA: Your Honours, I take the point.

6 MR ANYAH:

7 Q. Mr Witness, are you telling this Court that it was only  
8 during the time when infighting arose because of Superman, only  
9 during that period of time, that communications between the RUF  
10 high command and Monrovia were limited to just Planet 1 and Base  
11 1?

12 A. Superman's station was really a cut off from communication  
13 by means of changing the frequencies and the codes.

14 Q. I am not asking you --

11:07:43 15 PRESIDING JUDGE: I don't think that is the question,  
16 Mr Witness. The question is quite specific. It relates to  
17 communications between Planet 1 and Base 1.

18 THE WITNESS: Yes, yes.

19 MR ANYAH:

11:07:53 20 Q. So at other times, separate and distinct from this period  
21 involving Superman, there were open communication lines between  
22 Benjamin Yeaten in Base 1 and other RUF call signals, or  
23 stations?

24 A. That is not what I am saying.

11:08:11 25 Q. What are you saying, Mr Witness?

26 A. That in Buedu when Issa Sesay himself was there he  
27 sometimes communicated with 50 on the same radio that was in  
28 Buedu.

29 Q. And that was Planet 1?

1 A. It was Planet 1, it was Marvel, it was Bravo Zulu 4 at some  
2 point in time.

3 Q. Come on, Mr Witness. This paragraph is saying - you see  
4 the phrase there "highly official"?

11:08:42 5 A. Yes, at that period it was --

6 Q. Are you now saying that communications between Buedu and  
7 Monrovia, Benjamin Yeaten's Base 1, took place between Marvel and  
8 Base 1, Planet 1 and Base 1? Did you add Lemon to that group,  
9 Lemon and Base 1?

11:09:06 10 A. Lemon was a welfare station.

11 Q. Yes, we know that.

12 A. And sometimes when a call came, if those radio stations  
13 were not on, a Lemon operator would answer to the call and say,  
14 "Okay, wait, give me a few minutes." He would walk from his own

11:09:21 15 radio premises and get to the base and say, "I received a call,  
16 the other side is on the air to talk to you", and they will tell  
17 the driver to move the vehicle round to have the battery charged  
18 and they will switch the radio on, because we had a particular  
19 procedure. When there was - I mean in the rainy season, because  
11:09:42 20 of sunlight, most times we were using solar panel, so if we  
21 hadn't any sufficient sunlight we would operate for 30 minutes  
22 and go off the air 30 minutes. We will put the radio on 30  
23 minutes and then close down 30 minutes to allow the energy to  
24 increase.

11:10:03 25 Q. Your evidence this morning has been when Issa Sesay wanted  
26 to communicate with Benjamin Yeaten - and I am going to ask you  
27 what time period this took place, but when he wanted to  
28 communicate with Benjamin Yeaten he would communicate using  
29 Planet 1, yes?

1 A. Yes.

2 Q. This time period was when you say Issa Sesay was in Buedu,  
3 yes?

4 A. Yes.

11:10:27 5 Q. You remember on Monday you told us the time period when  
6 Issa Sesay was in Buedu? Do you remember telling us that time  
7 period? Actually it was on Tuesday, 8 April. You said, "Issa  
8 Sesay was based in Buedu between 1996 to 1997." The  
9 page reference in the transcript is 6845, the lines 24 through

11:10:52 10 26. Did you tell us that on Tuesday last week, Mr Witness?

11 A. Yes, indeed.

12 Q. Okay, let me come, yes?

13 A. Yes.

14 Q. So he was based in Buedu 1996 to 1997. That is what you  
11:11:07 15 told us on Tuesday, right?

16 A. Yes.

17 Q. Mr Witness, you only went to Buedu this last time  
18 post-intervention in 1998, right? Yes, Mr Witness?

19 A. I had gone there before that time.

11:11:32 20 Q. Yes, that is true, but after you left Kono with King Perry,  
21 you claimed to be in Kono with King Perry, you only got to Buedu  
22 1998, right?

23 A. Yes.

24 Q. Right?

11:11:42 25 A. Yes, I went to Buedu in 1998, yes.

26 Q. And by that time, on the basis of what you told us last  
27 week, Issa was no longer based in Buedu, right?

28 A. Let me explain.

29 Q. Mr Witness, please go ahead.

1 A. I did not say Issa was no longer based in Buedu. When  
2 I left Zogoda I came to Buedu. General Issa Sesay together with  
3 Sam Bockarie were in Buedu until 1997 when the coup took place.  
4 Both of them left for Freetown. After the intervention again,  
11:12:19 5 General Issa Sesay came back to Buedu and he would visit  
6 Pendembu. He was taking care of the other front line going  
7 towards the barracks, Daru Moa barracks. He came back. He  
8 retreated. In fact, he retreated together with JP Koroma, though  
9 he was the first to arrive in Buedu.

11:12:44 10 Q. Well, the record will speak for itself. We go back to the  
11 issue of how Issa Sesay communicated with Benjamin Yeaten.  
12 Mr Witness, when Issa Sesay was in Kono did he communicate  
13 through another radio, other than Planet 1, with Benjamin Yeaten?

14 A. Was I in Kono, or I was --

11:13:08 15 Q. You said you were not in Kono post-1998, except for late  
16 2001, right?

17 A. When I was in Liberia I used to receive messages from his  
18 radio station directly from Kono.

19 Q. Okay, I see. What was his radio station called again, Issa  
11:13:25 20 Sesay's this time?

21 A. At that time he was now the leader of the RUF.

22 Q. What was his radio station called, Mr Witness? Elevation  
23 was behind that radio station. What was it called?

24 A. I cannot remember the call sign. I cannot remember the  
11:13:39 25 call sign exactly.

26 Q. The commanding general of the RUF at the time when he was -  
27 well, he was second in command. You cannot remember the call  
28 sign of his radio?

29 A. At all not. It hadn't one radio - I mean call sign. The

1 call signs were changing rapidly. They were changing call signs  
2 for security reasons.

3 Q. But almost all through the time you were in Buedu for the  
4 last time, Bockarie's call sign only changed from Bravo Zulu 4 to  
11:14:12 5 Planet 1.

6 A. Not only, there were other --

7 Q. Mr Witness, may I finish, please. We have been through  
8 this this morning. You said Bravo Zulu 4 to Planet 1. That is  
9 the only distinction you made. The others were separate distinct  
11:14:28 10 radios: Marvel, Lemon, right?

11 A. Yes.

12 Q. What other call signs did Sam Bockarie's radio take while  
13 you were in Buedu, besides Planet 1? What other names was it  
14 known by, Mr Witness?

11:14:41 15 A. I cannot remember.

16 Q. I see.

17 A. Those I can remember are the ones I have stated.

18 Q. Just the two: The change from Bravo Zulu 4 to Planet 1,  
19 right?

11:14:52 20 A. Yes.

21 Q. Okay, so your evidence is that when Issa Sesay was not in  
22 Buedu he used to communicate directly with Benjamin Yeaten, but  
23 you can't remember the call sign of Sesay's radio?

24 A. Which period are we talking about?

11:15:12 25 Q. You said when you were in Liberia you used to receive calls  
26 directly from Issa Sesay, right?

27 A. Yes, from his station. The operator was operating the  
28 radio. The message I would - I mean the operator would send  
29 bears the preamble like this: From, to, subject and the date.



1 Q. I see. We go back to where we left off. Issa Sesay sent  
2 you to Monrovia. He made the decision, right?

3 A. To Liberia.

4 Q. Sorry, to Liberia first of all, not necessarily Monrovia.

11:15:50 5 You said Benjamin Yeaten arrived on a helicopter in Foya and took  
6 you to Gbarnga, right?

7 A. Yes.

8 Q. Was this the first time you had been in Liberia other than  
9 when you went there to Foya for your injury? Do you remember you

11:16:10 10 told us in 1991 you got injured, Foday Sankoh suggested they take  
11 all the seriously injured to a hospital in Foya, you went to Foya  
12 Liberia? You remember telling us that?

13 A. Yes.

14 Q. That time in 1991, was that your first trip to Liberia?

11:16:28 15 A. Yes.

16 Q. After that trip to Foya until you were posted to Liberia by  
17 Issa Sesay, how many other times did you go to Liberia?

18 A. I cannot remember, but in Buedu I used to accompany - I was  
19 part of the convoy that used to cross into Foya, Liberia, and  
11:16:49 20 back to Buedu, before finally going across Liberia on assignment.

21 Q. Well, when Yeaten meets you in Foya, rainy season, middle  
22 of the rainy season 1999, was that the first time you had met  
23 General 50, or Unit 50 as you call him?

24 A. That was the time I knew him to be 50.

11:17:21 25 Q. I see, but let us make the distinction between met and  
26 knew. Someone might not have met somebody, but they might have  
27 heard what he is called by. I want to know, when you landed in  
28 Foya, was that the first time you had seen Benjamin Yeaten face  
29 to face?

1 A. That was the first day I knew him to be Benjamin D Yeaten.

2 Q. When was the first time you saw the man you now know to be  
3 Benjamin Yeaten face to face? When did you see him for the first  
4 time?

11:17:57 5 A. That very day, the day I went to join him up for  
6 operations. That was the day I knew him to be Benjamin D Yeaten.

7 Q. We know you knew him to be that, Mr Witness. Was that the  
8 first time in your life you had set eyes on him?

9 A. Yes.

11:18:22 10 Q. Had you ever spoken to him before that day?

11 A. On the radio I used to receive messages throwing reference  
12 to Unit 50 and sometimes I came on the radio, "Advise me on Log",  
13 that is asking for Sam Bockarie and I would respond by saying,  
14 "Please stand by until I make subject available."

11:18:55 15 JUDGE SEBUTINDE: What does the witness mean by the  
16 expression "receive messages throwing reference to Unit 50"?

17 MR ANYAH: Yes, I was just about to ask that.

18 JUDGE SEBUTINDE: What do you mean by "throwing reference"?

19 THE WITNESS: That is calling his name, or that somebody  
11:19:11 20 has moved to so, so, so, he is awaiting, or he needs manpower.  
21 They called his name in the message.

22 MR BANGURA: Your Honours, just something about the record.  
23 I believe in line 8 the witness gave an answer talking about  
24 receiving a message - used to receive a message. I believe he  
11:19:35 25 mentioned the name Log. It comes out indiscernible and the name  
26 is not showing.

27 THE WITNESS: Log meant, at certain point in time, Sam  
28 Bockarie.

29 MR ANYAH: I see there "Log" written on my version. I see

1 the indiscernible part, but I think that is what Justice  
2 Sebutinde was referring to and not "Log". The indiscernible word  
3 is what Justice Sebutinde said was "throwing reference", or  
4 something.

11:20:01 5 THE WITNESS: Making reference, let us have it so.

6 MR ANYAH:

7 Q. Yes, Mr Witness, my original question was had you ever  
8 heard the voice of Benjamin Yeaten? May I finish, please. You  
9 have told us how you have heard references, or something, or  
10 somebody making references to Benjamin Yeaten over the radio  
11 communications network, so I go back to my question. His voice,  
12 when was the first time you heard it?

13 A. In Kenema when he was speaking with Sam Bockarie about  
14 inauguration.

11:20:41 15 Q. This is the glorious occasion you have told us about when  
16 Bockarie was invited to come over for a glorious celebration,  
17 right?

18 A. Yes.

19 Q. Your ten days in Kenema, right?

11:20:53 20 A. Yes.

21 Q. 1997, right?

22 A. Yes.

23 Q. I see. When you met Yeaten in Foya who was he with?

24 A. I saw him with bodyguards, but first when I went to Foya it  
11:21:11 25 was to Zigzag Marzah that I reported.

26 Q. Zigzag Marzah. This is the part of the triple team of  
27 Jungle, Zigzag and Dopoe Menkarzon who used to bring arms and  
28 ammunition, right? You know those three very well, do you not?

29 A. Yes, I know them very well.

1 Q. Yes. You told us they used to bring arms and ammunition  
2 all the time. Yeaten takes you in the helicopter, you told us,  
3 right?

4 A. Yes.

11:21:49 5 Q. Did he ask you who you were?

6 A. Yes.

7 Q. Can you tell us about this conversation? Did you introduce  
8 yourself to Benjamin Yeaten?

9 A. When he came Zigzag said, "That is the man you ordered to  
11:22:06 10 await here." Then I said - I called my name, that I was sent by  
11 General Issa Sesay. He said, "Oh, you are the operator they were  
12 referring to." I said, "Yes, sir."

13 Q. He was surrounded by bodyguards, right?

14 A. Yes.

11:22:19 15 Q. You are quoted in one of your statements as saying "Daniel  
16 Chea saluted Benjamin Yeaten". He was the second most powerful  
17 man in Liberia, yes?

18 A. Yes, according to what he told me in Voijnama.

19 Q. This was the second most powerful man in Liberia. He put  
11:22:41 20 you in the helicopter and he took you where for the first time?  
21 Straight to the President's farm, right?

22 A. Yes.

23 Q. In Gbarnga?

24 A. Yes.

11:22:48 25 Q. I see. Charles Taylor's farm in Gbarnga. Was there a  
26 helicopter landing pad on the farm?

27 A. Yes.

28 Q. There was?

29 A. Yes, outside of the farm.

1 Q. Was that your first time in Gbarnga?

2 A. Yes.

3 Q. That was your first time in Gbarnga?

4 A. Yes.

11:23:07 5 Q. Was Charles Taylor at his farm when you arrived with this  
6 helicopter?

7 A. The first I did not see him.

8 Q. I didn't ask you if you saw him. Was he at the farm to the  
9 best of your knowledge?

11:23:29 10 A. I cannot tell.

11 Q. You cannot tell. That time you arrived on the farm, Yeaten  
12 allowed you to take pictures of the farm, right?

13 A. That was not the time.

14 Q. Mr Witness, at some point you were roaming the farm taking  
11:23:51 15 pictures, right?

16 A. Yes, but that was not the incident I had the photographs in  
17 that farm.

18 Q. When did you take pictures of that farm?

19 A. Some other time we were travelling on land. He took me to  
11:24:16 20 the fish pond. They had so many fish ponds around. There I took  
21 photos.

22 Q. Unit 50, second most powerful man in Liberia, took you to  
23 the fish ponds and you took photos, right?

24 A. Yes.

11:24:33 25 Q. I see. Who else did you meet in Gbarnga when you and  
26 Yeaten arrived?

27 A. There was one Pa Peter.

28 Q. Who was he?

29 A. Pa Peter was a driver.

1 Q. Driver to whom?

2 A. To General 50.

3 Q. General 50. He was waiting for you at the farm. What was  
4 your purpose in going to Gbarnga, Mr Witness?

11:25:08 5 A. I was to go and take assignment with that man, so when  
6 I got to Gbarnga he had a radio. Of course, I had my own radio  
7 set and he gave me another radio. Then he said we would be  
8 paying a visit to this place, "have this radio mounted in this  
9 house." So I mounted and one other radio that whenever we are  
11:25:32 10 moving, instead of taking the radio set from the front line we  
11 would use that other radio.

12 Q. What was the call sign for this radio you mounted?

13 A. I cannot recall.

14 Q. You cannot recall?

11:25:44 15 A. I cannot remember, but I had a call sign wherever I went  
16 within that axis, that I identified myself with on the net.

17 Q. I am not asking you about your own call sign. You have  
18 told us of 020. 020 was in Executive Mansion, right?

19 A. Yes.

11:26:04 20 Q. Foxtrot Yankee was in Foya, right?

21 A. Yes.

22 Q. Base 1 was in Monrovia, true?

23 A. Yes.

11:26:14 24 Q. What was the call sign for the radio you mounted in  
25 Gbarnga?

26 A. I cannot recall because I did not spend much time there.  
27 I used to go there intermittently.

28 Q. But you told the Prosecution you spent six months - may  
29 I finish, Mr Witness. You told them you spent six months, from

1 June 1999 until December 1999, in Gbarnga before going to  
2 Monrovia.

3 A. In Gbarnga, or in Lofa, but still in Lofa going to Monrovia  
4 and back, since 50 was not permanent in one area for long. He  
11:26:56 5 would move. He was moving: Going to Monrovia and back, going to  
6 Gbarnga and back.

7 Q. You arrived in Liberia in June 1999 and the time you  
8 specifically moved to Monrovia was December 1999. Would you  
9 agree with that, Mr Witness?

11:27:21 10 A. December I travelled with him, that I explained, that  
11 during December I travelled with him to Monrovia.

12 Q. Well, let us start with your first statement. Let us start  
13 with your first statement. It is tab 1, page 1. Mr Witness, if  
14 you look in the middle of the page where it says, "In June 1999  
11:28:15 15 he crossed over to Liberia", do you see that?

16 A. Yes.

17 Q. It says, "In June 1999 he crossed into Liberia on temporary  
18 duty to assist Charles Taylor's troops, by mid-December 1999 to  
19 Monrovia. Assigned to Benjamin Yeaten by Issa Sesay to work at  
11:28:40 20 Base 1 as radio operator. RUF needed someone in Liberia who  
21 spoke their codes because of the language barrier." Do you see  
22 that, Mr Witness?

23 A. Yes.

24 Q. That is saying that it was in mid-December 1999 that you  
11:28:58 25 went specifically to Monrovia, right?

26 A. Yes.

27 Q. Right?

28 A. Yes.

29 Q. Okay. If we go to tab 2, page 10.

1           PRESIDING JUDGE: Mr Anyah, I am just watching the time.  
2 I think we are almost out of tape. Would it be convenient to  
3 stand this matter down?

4           MR ANYAH: Yes, absolutely, Madam President.

11:29:39 5           PRESIDING JUDGE: Very well. We will therefore take the  
6 mid-morning adjournment. Mr Witness, as you know, we take a  
7 break in the morning and we are going to take that break now and  
8 resume at 12 o'clock. Please adjourn court.

9   [Break taken at 11.30 a.m.]

11:56:55 10    [Upon resuming at 12.02 p.m.]

11           PRESIDING JUDGE: Just before you proceed on with your  
12 cross-examination, Mr Anyah, I set a procedural matter for this  
13 afternoon and I note that there is also a confidential document  
14 filed by the Prosecution. It is an application number 471, which  
12:02:52 15 among inter alia also asks for time applications, I'll put it  
16 that way. They're asking for an order for expedited filing. We  
17 have in mind to deal with both of those matters this afternoon,  
18 on the issue of the expedited filing only and the Defence motion  
19 for extension, if that suits both parties.

12:03:22 20           MS HOLLIS: Yes, Madam President.

21           MR ANYAH: It's fine with us as well, Madam President.

22           PRESIDING JUDGE: Please proceed, Mr Anyah.

23           MR ANYAH: Thank you, Madam President:

24 Q.   Mr Witness, before the break we were talking about your  
12:03:46 25 time in Gbarnga and I was about to refer you to tab 2. We know  
26 you arrived in Gbarnga somewhere after June 1999 and you recall  
27 me asking you if you took pictures of the farm and you said yes,  
28 but you said not on that particular time of your arrival, right?

29 A.   Yes.



- 1 Q. And then I was trying to establish how long you stayed in  
2 Gbarnga. It wasn't particularly clear. When you arrived in  
3 Gbarnga, let me ask you this - and we'll come to tab 2 in a  
4 minute - Benjamin Yeaten gave you a tour of the complex, right,  
12:04:35 5 took you on a tour all around Gbarnga, right?
- 6 A. Not that very day we left Foya. It was another time when  
7 we took a tour around the farm.
- 8 Q. But on and off you ended up staying in Liberia, once you  
9 were assigned there, for over a year and a half, right?
- 12:04:55 10 A. Yes.
- 11 Q. And so, you know, you came back to Gbarnga, right?
- 12 A. Yes.
- 13 Q. How many times did you come back to Gbarnga after the first  
14 time?
- 12:05:02 15 A. I left Kolahun again. When he came, he said there was a  
16 conference. I came with him. When we were flying again from  
17 Voinjama we sometimes landed to the farm there. There was a  
18 field. We landed there, we refueled, we took off from there  
19 again to Monrovia. Many times we were flying, landing in that  
12:05:33 20 particular - at that field, taking off, but I can remember first  
21 in Gbarnga, the other time on conference, then we were travelling  
22 by road, we slept, we passed the night in that house in the farm.  
23 There was a concrete building there and 50 said that was his. We  
24 slept in that farm. The other day we took off.
- 12:05:53 25 Q. What other day?
- 26 A. The following day we left Voinjama. We slept in that farm,  
27 to Benjamin's house, we took off the other day. Another time we  
28 came, we remained there then he called for his jeep from  
29 Monrovia. They met us there, picked us from that farm and we

1 travelled to Monrovia. When he took sick again, some time  
2 December in the year 2000, we slept in the farm again and left  
3 for Monrovia.

12:06:29 4 Q. It would be fair to say, on the basis of what you've said  
5 then, that you went to Gbarnga about a half dozen times, about  
6 six times or more, right?

7 A. The one I spoke about when we landed, we took off, I did  
8 not take any tour. We only landed in the field there, or at the  
9 field. They refueled, then we took off again, so I did not take  
12:06:51 10 any tour around.

11 Q. If you remove, or exclude, or minus the instances where you  
12 just landed for purposes of refueling, getting petrol, as you  
13 call it in West Africa, if you exclude those periods of time  
14 would it be fair to say you went to Gbarnga about a half dozen  
12:07:16 15 times, six times, during your time in Liberia?

16 A. Really I slept there twice.

17 Q. You slept there twice?

18 A. Yes.

19 Q. And on one of those occasions Benjamin Yeaten took you on a  
12:07:33 20 tour of the whole place, right?

21 A. Yes.

22 Q. Indeed, you are quoted as telling the Prosecution that you  
23 were told by Yeaten that "the farm was Charles Taylor's and [you]  
24 he was given a tour of the farm", right?

12:07:47 25 A. Yes.

26 Q. This is in tab 2, page 8, at the bottom. It says, "The  
27 helicopter took witness, Yeaten, et al to Gbarnga, Liberia", and  
28 I will wait if you want to catch up, Mr Witness. Yours is now in  
29 the binder, the black binder there. It's tab 2, Mr Witness. The

1 page number at the bottom right-hand corner is page 8. It's the  
2 last paragraph that starts "the helicopter". It says:

3 "The helicopter took witness, Yeaten, et al to Gbarnga,  
4 Liberia. There is Charles Taylor's farm and that is where the  
12:08:48 5 helicopter landed. On the side of the helicopter was written ATU  
6 003. Witness rode on various Liberian helicopters which were ATU  
7 001, ATU 002, SSS 1, SSS 2. Witness was told by General Yeaten  
8 that the farm was Charles Taylor's and he was given a tour of the  
9 farm (he took pictures of the farm but doesn't know if he still  
12:09:18 10 has them)."

11 Do you see that, Mr Witness?

12 A. Yes.

13 Q. Is this suggesting, correct me if I'm wrong, that you took  
14 pictures on the day of your arrival?

12:09:32 15 A. Not the day I arrived because I have even made mention of  
16 flying to - I mean flying in Liberia onboard different  
17 helicopters.

18 Q. Okay, but the day of your arrival, was it the day he gave  
19 you the tour or another day?

12:09:55 20 A. Not that day. I have explained this one.

21 Q. Can you describe Mr Taylor's farm in Gbarnga to us?

22 A. In fact, the statement here, that I took photos in that  
23 farm, does not limit me to a particular movement, because I am  
24 saying I rode on various Liberian helicopters which were ATU 001,  
12:10:21 25 002, SS 1, SS 2. I would not fly at one time, day, onboard one,  
26 two, three, four different types of helicopters.

27 Q. Mr Witness, can you describe the President's farm in  
28 Gbarnga, Liberia?

29 A. Yes.

1 Q. Describe it for us.

2 A. Let's say we are in Gbarnga, they stated that the other  
3 town, the part of the town going towards Zorzor, was the old  
4 Gbarnga and the one going with the main highway towards Kakata  
12:10:52 5 was the new Gbarnga and there the President's farm was located.

6 Q. Describe the farm. What's in the farm? You took a tour of  
7 it, tell us what's in the farm.

8 A. Fine. On the street towards the Monrovia highway, Kakata  
9 way, there were fish ponds, a good number of holes, those ponds,  
12:11:14 10 moving towards deep in the farm, that other side. Okay? Then in  
11 the farm was numerous birds, birds flying above those feed ponds  
12 and 50 even shot some of those birds. They collected them and  
13 brought them to the house where we used to put up.

14 Q. What did he shoot them with?

12:11:38 15 A. With the single barrel gun he had.

16 Q. Were they pellet guns?

17 A. No, not pellet, but single barrel, the single barrel guns.

18 Q. Cartridges, did they use cartridges?

19 A. Yes, sir.

12:11:49 20 Q. Okay, I see. How big was the farm?

21 A. It was big. It was big. I saw machines ploughing. They  
22 were ploughing. According to them they had just harvested beans.

23 Q. Beans?

24 A. Yes.

12:12:10 25 Q. Mr Witness, come on now, Mr Witness, you know what was on  
26 the farm, Mr Witness? You know what was planted on the farm?

27 A. Yes.

28 Q. Not beans, it was rice, Mr Witness. Rice paddies.

29 A. At that part, the portion of the farm, in fact there was

1 new other area that was just being tilled.

2 MR BANGURA: Your Honours, the line of cross-examination,  
3 your Honours, is not proper, I submit. My learned friend is  
4 testifying in a sense. He's asked the witness about what is  
12:12:41 5 produced on the farm and the witness says beans. My learned  
6 friend comes and says, "No, it's not that, it is rice." Your  
7 Honours, I'm at pains to understand this line of  
8 cross-examination.

9 MR ANYAH: I can rephrase the question.

12:12:56 10 PRESIDING JUDGE: He'll rephrase it as a question rather  
11 than an observation.

12 MR ANYAH: Exactly:

13 Q. Mr Witness, you've just told us beans were planted on the  
14 farm and I'm putting it to you, may I finish, that what was  
12:13:09 15 planted on that farm was rice. Do you agree?

16 A. I'm not denying the fact that rice was planted, but that  
17 other part where I went, they told me that it was just beans that  
18 they had harvested and still the machine was tilling the land.  
19 We stood there, I took some photographs. The point is after  
12:13:28 20 disarmament most of the materials we had went astray, otherwise I  
21 would have brought some other materials really for you to be  
22 convinced that what I'm saying is factual.

23 Q. I see. You saw beans in the farm in Gbarnga.

24 PRESIDING JUDGE: Actually, in fairness I think he said he  
12:13:48 25 was told.

26 MR ANYAH: He was told:

27 Q. I asked you, Mr Witness, to describe the farm. May I ask  
28 you this --

29 MR BANGURA: Your Honours, my learned friend is taking a

1 very argumentative line with the witness because he puts to the  
2 witness - mischaracterises what the witness says and then engages  
3 the witness in some argument. The witness in more than two of  
4 his answers said that he was told and that's very clear.

12:14:13 5 MR ANYAH: Madam President, I would be happy to clarify. I  
6 believe I am responding to the manner of the witness with which I  
7 am confronted. I have been civil with him. We have had  
8 exchanges, but nothing uncivil as far as I know and the main  
9 issue between us has been interrupting each other and I think  
12:14:30 10 we're getting that sorted out.

11 PRESIDING JUDGE: Mr Witness, you should not interrupt  
12 counsel and counsel knows his duty as well.

13 THE WITNESS: Okay.

14 MR ANYAH:

12:14:38 15 Q. Mr Witness, you started out saying you were told in  
16 relation to Kakata highway and so on. I asked you a specific  
17 question for you to describe the farm. All that you have told us  
18 now about the beans, about Yeaten shooting birds, are those  
19 things that you saw, or are those things someone told you?  
12:14:57 20 Please clarify.

21 A. The shooting of birds took place in my presence. I was  
22 there. I saw with my naked eyes fish ponds, many ponds, you  
23 know, on that highway and let's say this is the location, the  
24 farm is located like this, then at the side of this farm there is  
12:15:18 25 a field. It was newly constructed even. The field ran from up,  
26 down. We had - there were some ATU personnel keeping guard on  
27 this farm and - I mean on this field. There was a container  
28 there that used to pump the fuel into the helicopter.

29 Q. Did you see the beans --

1           PRESIDING JUDGE: Just pause there, Mr Anyah. The witness  
2 made an indication using the side of the page and running his  
3 finger up and down the page. Did counsel see what he --

4           THE WITNESS: Help me with the paper. I will make a sketch  
12:15:57 5 of that.

6           PRESIDING JUDGE: There's no need. I just want the record  
7 to reflect what you did. Please continue with your question,  
8 Mr Anyah.

9           MR ANYAH:

12:16:03 10 Q. Mr Witness, in respect of the beans you talked about did  
11 you see beans, or did someone tell you about beans?

12 A. I said I met the machine in operation, tilling the soil,  
13 and they told me that it was just beans that they had harvested  
14 from that land and the land should not be left like that. So the  
12:16:26 15 machine was still working.

16 Q. I see, and I'm telling you that that is a lie because beans  
17 were not planted on that farm. It was rice. Do you agree?

18 A. I disagree with that because what I was told, and I went  
19 there, I saw myself, is what exactly I have explained.

12:16:43 20 Q. I'm telling you that the other cash crop that was planted  
21 on that farm was coffee and not beans. Do you agree?

22 A. The time I went there, what I saw is what I have explained.

23 Q. And I'm putting it to you that there were not birds on that  
24 farm, what was kept on that farm were horses. Do you agree?

12:17:06 25 A. I saw horses, of course, but those birds were a sort of  
26 wildlife, but they were many. They used to come down - they used  
27 to come down to those ponds, many. 50 shot some of those birds.  
28 We collected them and brought them to the house. There was a  
29 concrete house. Behind there you had those fish ponds. There 50

1 used to base. Twice I slept in that house.

2 Q. Do you know what a dam, is, Mr Witness? Something that has  
3 water in it?

4 A. Yes.

12:17:43 5 Q. Sometimes used for irrigation.

6 A. Yes.

7 Q. Did you see a dam at Gbarnga at the farm?

8 A. Those dug holes they told me were fish ponds. They were  
9 there many.

12:17:57 10 PRESIDING JUDGE: Mr Witness, the question was did you see  
11 a dam?

12 THE WITNESS: Yes.

13 MR ANYAH:

14 Q. You saw a dam. Is there anything else you saw that you  
12:18:04 15 wish to tell us, Mr Witness, before I put it to you?

16 A. Those are what I saw and I can remember.

17 Q. Mr Witness, let's use football fields - some places they  
18 call it soccer, but let's call it football - as an estimate of  
19 the size of this farm. How many football fields would you say  
12:18:28 20 the President's farm amounts to?

21 A. If it includes all those ponds I'm referring to, if it  
22 includes all those ponds it's a very big size. It's a vast land,  
23 because one would remain from that point I was, where I stood,  
24 and see in the distance.

12:18:52 25 Q. So how many football fields would you estimate it, if you  
26 know?

27 A. I can really not be precise in making that estimate. I may  
28 either exaggerate, or maybe underestimate, but that is what I  
29 saw.



1 Q. Did you see what in some places is called a nursery with  
2 some plants in them, or in it?

3 A. Maybe at that time what you are talking about was not  
4 there. What I saw is what I have explained and that is what I  
12:19:25 5 know.

6 Q. I see, and the second most powerful man in Liberia took you  
7 on the tour of this farm. That is your evidence, right,  
8 Mr Witness?

9 A. Yes.

12:19:33 10 Q. I see. Did you see Charles Taylor in Gbarnga when you were  
11 there?

12 A. I saw him once.

13 Q. Once?

14 A. Once.

12:19:48 15 Q. I'm not asking you if you met him now. Is there a  
16 distinction for you between met and saw, Mr Witness?

17 A. When you talk about met maybe you had conversation, but I  
18 saw is what I have stated and I think that was your question.

19 Q. Yes, you saw him there once. Under what circumstances did  
12:20:07 20 you see him in Gbarnga?

21 A. We took off from Kolahun. This was in the year 2000, some  
22 time in the rainy season, 2000, from Kolahun. I said there was  
23 going to be a conference and that the President was coming to the  
24 farm. Before getting to the farm the President was there before,  
12:20:34 25 then we went in that conference. He took me to another house.

26 In fact, there was another big structure in front of the farm, in  
27 between the farm and the field. There we went that day. We saw  
28 a heavy convoy, armed men. In that convoy there were Sierra  
29 Leoneans like Keimokai, I saw Keimokai and this Bab-Teet, I met

1 them there. I saw - they told me, "That is the President", and  
2 they were there on a conference and 50 told me to stay outside.  
3 That very day after the conference we returned to Kolahun.

12:21:27 4 MR BANGURA: Your Honours, can counsel help us with the  
5 spellings, the names that came up.

6 PRESIDING JUDGE: Yes, two names were mentioned, Mr Anyah.

7 THE WITNESS: K-E-I-M-O-K-A-I, Keimokai. B-A-B hyphen  
8 T-E-E-T, or you can write just single "T".

9 MR ANYAH:

12:21:52 10 Q. Thank you, Mr Witness. How many times did you meet  
11 Charles Taylor on the farm? Was it just once?

12 A. I said once. I saw him. I saw him.

13 Q. I understand, Mr Witness. On this occasion you both saw,  
14 of course, and you met him, right? Let me ask you this: Were  
12:22:11 15 you introduced to him personally?

16 A. On that farm, no, no.

17 Q. Okay. On that farm, besides this occasion where you said  
18 you met him - so what you mean by met is that you saw him?

19 A. He was there before we landed.

12:22:32 20 MR BANGURA: Your Honours, I think it's very clear and your  
21 Honours can clearly read from the answers the witness has given  
22 before that he has clearly made a distinction between met and  
23 saw.

24 PRESIDING JUDGE: He does, Mr Anyah. He said he saw.

12:22:47 25 MR BANGURA: Mr Anyah is consistently putting to the  
26 witness that he met.

27 MR ANYAH:

28 Q. All right, Mr Witness --

29 PRESIDING JUDGE: Mr Anyah, obviously you are entitled to

1 put, "Have you met him at some place, time, or" --

2 MR ANYAH: I've asked that question and he said he saw him:

3 Q. So, Mr Witness, can we go to tab 2, please.

4 A. Okay, yes, we are going there. Let me make something

12:23:06 5 clear, please.

6 Q. [Overlapping speakers]. Can we go to tab 2. Tab 2, page

7 9. At the top of the page, ERN number ends in 2022.

8 A. Yes.

9 Q. I'll let everybody catch up and get to where we are. Top

12:23:38 10 of the page, Mr Witness. It reads:

11 "Witness was at that farm numerous times and saw  
12 Charles Taylor several times. On two occasions at the farm he  
13 got close to Charles Taylor and on one of these occasions he was  
14 introduced to Taylor by Yeaten."

12:24:04 15 Do you see that, Mr Witness?

16 A. Yeah, it is written here. I was asked if I saw Charles  
17 Taylor. I said yes and I explained the instances where I met him  
18 and this is categorically - I mean this is just categorised in  
19 this statement. They were asking me, I was explaining.

12:24:26 20 Q. We know you were explaining. The issue is the nature of

21 your explanation, Mr Witness. You made a clear distinction  
22 between saw and met. I started out asking you if for you there  
23 was such a distinction between saw and met and you maintained  
24 your distinction. Now the Prosecution is saying you told them,

12:24:47 25 of all the several times you saw him, on two occasions you got

26 close to him and on one of those occasions Yeaten introduced you  
27 to him.

28 A. That was at the Executive Mansion Ground. I think I stated  
29 that in my testimony.

1 Q. This paragraph says farm, Mr Witness. It says farm,  
2 Gbarnga. That's what it refers to, right?

3 A. I said I went to the farm so many times. We landed to the  
4 airstrip when we were flying to Monrovia. We landed there,  
12:25:13 5 refueled and moved to Monrovia. So many times I stated this one.

6 Q. I see.

7 A. So many times. And here we are talking about introduction,  
8 that was in Monrovia. Myself and one Colonel Eagle went together  
9 with Benjamin D Yeaten to the Executive Mansion. That was the  
12:25:35 10 point I made mention of in terms of introduction.

11 Q. Mr Witness, are you sure? Do you recall telling us last  
12 week the incident, or the episode, or the event at the Executive  
13 Mansion during which you saw Charles Taylor was when he called a  
14 muster parade? Do you remember telling us that, Mr Witness?

12:25:56 15 A. Yes, and we met that parade on. We met the parade.

16 Q. Yes, but can I now finish. Are you now adding to that and  
17 saying instead of you just observing him at the muster parade you  
18 met him, in the sense of being introduced to him? Are you adding  
19 that latter part to your original evidence, Mr Witness?

12:26:15 20 A. Not latter part. I had stated that one. I was explaining  
21 that I went to the farm. They say, "How many times did you visit  
22 Charles Taylor's farm?" I said, "So many times. So many times.  
23 I met him once in Gbarnga and the other time in Monrovia. That  
24 was at the Executive Mansion Ground".

12:26:37 25 Q. Well, let's not --

26 A. And I explained the instance in which I met him - I saw him  
27 in the Executive Mansion Ground.

28 Q. Oh, you saw him?

29 A. That was the time when Voinjama was captured by Colonel

1 Eagle, together with some other AFL soldiers. Then 50 said,  
2 "Okay, you have done a great job. I will take you and make  
3 introductions. I will introduce you to the President".

4 Q. Okay, Mr Witness. Mr Witness, let's not rush to Monrovia.

12:27:08 5 Let's stay in Gbarnga for just one more minute, Mr Witness. I go  
6 back to this point. The Prosecution has you on record saying  
7 that the second most powerful man in Liberia, Benjamin Yeaten,  
8 introduced you, radio operator Mr Witness, to the President of  
9 Liberia. Is the Prosecution mistaken when it writes that Yeaten  
12:27:34 10 introduced you to the President?

11 A. In Gbarnga?

12 Q. Yes.

13 A. Maybe he did not get my explanation, but he asked me a  
14 question and I was explaining. I gave answers in form of

12:27:46 15 explanation the instances I met him.

16 Q. I see. How long did you stay in Gbarnga, Mr Witness?

17 PRESIDING JUDGE: On which occasion, Mr Anyah?

18 MR ANYAH: On the first, I'm sorry:

19 Q. On the initial landing from Foya, how long did you stay in  
12:28:12 20 Gbarnga?

21 A. We got to Gbarnga, we landed and we got on board the  
22 vehicle to travel to - head for Voinjama. At that time, fighting  
23 was taking place in Voinjama.

24 Q. The question was how long did you stay after the helicopter  
12:28:28 25 landed?

26 A. I cannot remember, really.

27 Q. Was it a day? Was it a month?

28 A. Not a month.

29 Q. Okay, so it was less than a month. Was it up to a week,

1 seven days?

2 A. Not up to that.

3 Q. Okay. Was it the next day you left in the vehicle to head  
4 to Voinjama?

12:28:41 5 A. Yes.

6 Q. I see. So you spent one day there, right?

7 A. Yes.

8 Q. 24 hours, right?

9 A. Yes, the first time we moved.

12:28:49 10 Q. Okay. Later that year in December you are assigned to  
11 Monrovia, right?

12 A. I was not assigned to Monrovia, but to 50.

13 Q. Okay.

14 A. But wherever he went within that period I went together  
12:29:10 15 with him.

16 Q. I understand.

17 A. But at some times he used to leave me on the base in  
18 Kolahun and proceeded to the front line, but returned the same  
19 day.

12:29:22 20 Q. Mr Witness, you see there is a problem now that you are  
21 trying to say you were not based in Monrovia because there are  
22 statements - and we'll go to them now - where you used the word  
23 "permanently based" even if you went to the front lines with  
24 Yeaten. You continue recurringly to say in your statements you

12:29:43 25 were based in Monrovia. Shall we start with one of those,  
26 Mr Witness? Yes? Shall we go to tab 2, page 11. We're still in  
27 tab 2. Tab 2, page 11, ERN numbers ends in 2024, the first full  
28 paragraph. Once you go beneath the first paragraph there is one  
29 saying, "General Yeaten ordered". I just used the phrase you

1 were assigned and you took exception to it. This says, it reads:

2 "General Yeaten ordered [witness] to remain in Monrovia  
3 after a trip there just before Christmas 1999; up until then  
4 [witness] had been in Monrovia only about three times; after that  
12:30:44 5 he was essentially based in Monrovia, although he still  
6 frequently went out into the field with Yeaten"?

7 A. Yes.

8 Q. "Witness was assigned to Yeaten." Do you see that,  
9 Mr Witness?

12:30:59 10 A. Yes.

11 Q. There's some kind of reference to you essentially being  
12 based in Monrovia, right? Can we agree on that part?

13 A. I have explained this one, that I was assigned to Yeaten.  
14 Wherever he went, I was with him. He was flying - when Voinjama  
12:31:18 15 was captured he moved from the front line to Monrovia. I was  
16 still with him. Flying back to Lofa I went with him, back to  
17 Monrovia I went with him. The number of days he would spend in  
18 Monrovia I was still with him.

19 Q. We understand you were still with him. I just want to  
12:31:43 20 ascertain how much time you spent in Monrovia. If we go to the  
21 next page, page 12 of the same interview, in the second full  
22 paragraph it says, "From late December 1999 ...", Mr Witness.

23 The second full paragraph, ERN number ending in 2025. It reads:

24 "From late December 1999 to May 2001, [witness] was based  
12:32:11 25 in Monrovia but frequently travelled with Yeaten to the front  
26 lines of fighting in Liberia."

27 Right, Mr Witness?

28 A. Yes.

29 Q. Okay, so we are now in Monrovia. It's December 1999, right

1 before Christmas. This says, or one of the statements I have  
2 just read said, you had been to Monrovia about three times before  
3 that, right? Mr Witness?

4 A. Yes.

12:32:42 5 Q. On those three occasions you went to Monrovia did you go  
6 with Yeaten, or did you go by yourself?

7 A. At first my radio had a technical problem, then he told me  
8 to take it to Monrovia to meet Sunlight and that Sunlight would  
9 help me to have the radio fixed. I flew by the helicopter from  
10 Kolahun, I went to Monrovia and returned that same day.

11 Q. You know what my question was, Mr Witness. It's not  
12 whether your radio had to be fixed and if you had to meet  
13 Sunlight. My question was before December 1999 the three prior  
14 occasions you went to Monrovia did you go alone, or did you go

12:33:22 15 with Benjamin Yeaten?

16 A. I used to fly with him.

17 Q. On those three occasions you went with him, is that it?

18 A. I can remember making so many trips I cannot count. It is  
19 uncountable.

12:33:34 20 Q. But you --

21 A. During my stay from Monrovia to the front line, Lofa, from  
22 Lofa back to Monrovia, I can really not count.

23 Q. I understand. You gave the Prosecution, though, a number  
24 before you came to court. You said about three times. We're not  
12:33:49 25 saying it's exactly three. You gave them a number. You said  
26 about three times before December '99 you went to Monrovia and  
27 I'm simply asking and I think you said on each of those occasions  
28 you went with Yeaten, right?

29 A. I went to Monrovia and that same day I returned. The other



1 day I travelled again. I returned the other day before moving  
2 with him to Monrovia. And some time he would leave me in  
3 Monrovia for one month, two months and back to the front line,  
4 because all the time to the front line I used to complain. I  
12:34:30 5 said, "Yes, sir, I need a rest. Every day firing. Every day  
6 hearing gun sound". I used to make a report and I said, "I need  
7 a rest, sir". He said, "Okay, I will let you have a rest in  
8 town". I say, "Okay sir".

9 Q. Mr Witness, from June 1999 after your 24 hours in Gbarnga  
12:34:47 10 through December 1999 when you get ordered by Yeaten to Monrovia,  
11 in that period of time where were you sleeping? Where did you  
12 rest at the end of each day?

13 A. In Monrovia?

14 Q. No. After the helicopter landed in Gbarnga and you took a  
12:35:03 15 car to Foya - is it Foya you said, or Voinjama rather?

16 A. Not Foya.

17 Q. Well, let me ask you this. No, let's leave the car. From  
18 June 1999 to December 1999 after your initial arrival in Gbarnga,  
19 I want to get a sense of where you were based. Where did you  
12:35:22 20 sleep in the evenings during that six month period?

21 A. I was not sleeping in one fixed place, one fixed abode. We  
22 were on the front line. We sometimes slept on the road.

23 Q. Okay. Would it be fair to say then, Mr Witness - and, Mr  
24 Witness, I'm just trying to get some facts from you, okay?

12:35:40 25 JUDGE LUSSICK: Yes, Mr Witness, I'd be grateful if you  
26 would get control of yourself.

27 THE WITNESS: Okay.

28 JUDGE LUSSICK: I don't like you answering the questions in  
29 the manner you are answering them. You've been spoken to on a

1 number of occasions by the Presiding Judge and so far you've  
2 treated Mr Anyah with disdain and impatience. Now I would ask  
3 you to mend your manners, please.

4 THE WITNESS: Okay. Thank you very much, sir.

12:36:07

5 MR ANYAH:

6 Q. Mr Witness, we know you were in the front line. Would it  
7 be fair to say then that for this six month period most of the  
8 time you slept at the end of the day at the front lines?

9 A. Yes.

12:36:22

10 Q. The front lines where were at this time, Mr Witness?

11 A. In Lofa. It was not in fixed place. It happened in a  
12 situation like today you capture LPMC, the other day the  
13 insurgents would attack and you had to retreat to Vesala,  
14 two/three days again you have to fight again to retake that land

12:36:42

15 into Voinjama. It was a battleground. And whenever the forces  
16 went out of ammunition, 50 was then obliged to move to Monrovia  
17 to bring what we referred to as replenishment. So, we were  
18 making that frequent trip to Monrovia and back. He sometimes  
19 requested for materials. Materials did not come on time. He had  
20 to go there himself to enforce that things were in proper order.

12:37:06

21 Q. Mr Witness, you see this is what I was asking you before.  
22 These frequent trips you've referred to from the front lines to  
23 Monrovia, you told the Prosecution pre-trial they were about  
24 three, right? How many do you say they are now in court?

12:37:32

25 A. What I was talking about really travelling to Monrovia like  
26 I said, before that trip I had gone there once. That was the  
27 time I went to have my radio set mended and that was the first  
28 time we arrived. Not too long I had that mechanical failure and  
29 from that time I was travelling with him persistently, you know,

1 on so many occasions to Monrovia and back.

2 Q. Okay. This radio set you've referred to - your radio set -  
3 you took it with you from Buedu to Liberia, right?

4 A. Yes.

12:38:10 5 Q. And shortly after you arrived in Liberia General 50 took  
6 that radio set from you, yes?

7 A. The radio set had a mechanical failure.

8 Q. My question is this.

9 PRESIDING JUDGE: Just a minute. Did General 50 take the  
12:38:29 10 radio, or not?

11 THE WITNESS: Yes, he did.

12 MR ANYAH:

13 Q. He took it?

14 A. But giving me another radio set.

12:38:35 15 Q. That's not what you said. You told the Prosecution that  
16 after he took your radio set from you you had to use Life's  
17 radio. The other operator called Life, you had to use Life's  
18 radio. Do you want me to show you where you said that,  
19 Mr Witness?

12:38:53 20 A. That was the radio given to me. There was another radio  
21 operator, Life. Life came later. Life was operating the SOD  
22 radio station in Kolahun.

23 Q. Mr Witness, we have just been at the same paragraph I am  
24 going to read again. I didn't finish the entire paragraph, but  
12:39:14 25 at the end of the paragraph - this is on tab 2, page 11. The  
26 part where I read that General Yeaten ordered you to remain in  
27 Monrovia after a trip there just before Christmas 1999, if you  
28 continue on that paragraph it says:

29 "When [witness] was assigned to Yeaten in June 1999, he

1 brought his own radio set but in December 1999 Yeaten gave  
2 [witness]'s radio to 'Dirty Dewar'; thereafter [witness] used the  
3 radio of 'Life' when in the field with Yeaten."

4 Do you see that, Mr Witness?

12:39:59 5 A. Yes.

6 Q. So when I just told you a few minutes ago that after your  
7 radio set was taken you had to use Life's radio and you said Life  
8 wasn't there by that time, you were mistaken, right?

9 A. I did not say Life was not there at that time. I'm  
12:40:13 10 explaining how Life managed to get in touch with General 50.

11 Q. Well, let me read your answer to you. It's in the record  
12 here. I have it. Here is what the question was and here is what  
13 you said. I am reading from page 89 and I am using a 12 point  
14 font and I'll start on line 12 - well, line 13:

12:40:38 15 "Q. He took it?

16 A. But giving me another radio set.

17 Q. That's not what you said. You told the Prosecution  
18 that after he took your radio set from you you had used  
19 Life's radio. The other operator called Life, you had to  
12:40:57 20 use Life's radio. Do you want me to show you where you  
21 said that, Mr Witness?

22 A. That was the radio given to me and there was another  
23 radio operator, Life. Life came later. Life was operating  
24 the SOD radio station in Kolahun."

12:41:12 25 A. Before he came to Benjamin Yeaten's radio station, that is  
26 true.

27 Q. I'm not talking about where he was before he came to  
28 Yeaten's radio station. We started this whole digression on the  
29 issue of Yeaten taking your radio set and I proposed to you that

1 he gave you Life's radio set. You said, "No, no, it wasn't Life.  
2 Life wasn't there yet." That's how we got to this point, right?

3 A. Yes.

12:41:45

4 Q. Now, this is saying Life was there because the radio you  
5 were given was Life's radio, right?

6 A. It doesn't mean that when Life's radio was given to me it  
7 was given to me together with Life. Initially when I was  
8 operating with General 50, Life was not operating. It was later  
9 on that he joined me for operations.

12:42:05

10 Q. I am saying to you that are you lying and you know why you  
11 are lying? You are lying because you want to make yourself the  
12 exclusive radio operator for Benjamin Yeaten. Do you agree,  
13 Mr Witness?

12:42:24

14 A. I disagree with that. I disagree. In fact later on, my  
15 radio that was sent for maintenance, I was told that it was  
16 handed over to Life because he claimed that his radio set had  
17 been given to me. I even wrote a message to the effect, I  
18 transmitted that message and I had wanted Amphibian Father to  
19 collect my radio set and he told me in Buedu that when, at that

12:42:48

20 time, travelling to Monrovia he would ensure that my radio was  
21 collected from Life and brought back to Buedu, but that never  
22 happened until we went into disarmament. There is supposed to be  
23 a message to that effect in my personal notebook.

12:43:23

24 Q. Mr Witness, in any event, we know your radio has been taken  
25 from you by Yeaten. I was at the point where we were trying to  
26 count how many trips you made with Yeaten to Monrovia before this  
27 order that you be based, or that you remain in Monrovia and  
28 you've told us that once in Monrovia Yeaten had you stay on his  
29 premises, right?

1 A. Yes.

2 Q. Correct me if I'm wrong - yes, Mr Witness, you are raising  
3 your hand?

4 A. At his premises, not in the actual house he lived. There  
12:44:02 5 was a small house where we had the radio station planted,  
6 containing two rooms. One room was used for sleeping and the  
7 other room was used as the radio room and at that time I'm  
8 talking about there was a wounded soldier called Colonel Sherri f.  
9 I shared that room with Colonel Sherri f at that time.

12:44:28 10 JUDGE SEBUTINDE: Perhaps the witness doesn't understand  
11 the meaning of the word "premi ses".

12 MR ANYAH: Yes:

13 Q. Mr Witness, would it be fair to say that Yeaten had you  
14 staying at his compound?

12:44:40 15 A. Okay, yes.

16 MR ANYAH: I see. Thank you, Justice Sebutinde:

17 Q. You also slept in that two room structure, right?

18 A. Yes.

19 Q. The radio room was in one room and you slept in one, right?

12:45:13 20 A. Yes.

21 Q. You used to live there by yourself, right?

22 A. I was sleeping there, but --

23 Q. Colonel Sherri f came eventually?

24 A. I met Colonel Sherri f in that room because he got wounded  
12:45:29 25 and he was sent there for treatment.

26 Q. Okay, but you lived there, shall we say, for about four  
27 months? Would that be fair to say?

28 A. I think we have not understood the movement, or the  
29 situation in which I had really tried to explain.

1 Q. Shall I ask you this, Mr Witness: Did you tell the  
2 Prosecution that you normally lived there by yourself for about  
3 four months? Did you tell them something like that?

4 A. I lived in - I used to sleep in that house, but they used  
12:46:06 5 to give me money. When 50 was returning, "Since you are living  
6 here," he said, "you said you want to stay far away from the  
7 front line" - he left me with money. I was getting food from a  
8 place called Grooves just after White Flower, going towards  
9 Nigeria house, but still his wife would prepare food and send it  
12:46:32 10 to the station.

11 Q. Mr Witness, you see the basis for the questions I'm asking  
12 you is what I've read the Prosecution indicating you've said.  
13 They have written in their records that you lived exclusively at  
14 Yeaten's property in Congo Town. They have written in their  
12:46:52 15 records that you normally lived there by yourself for about four  
16 months and then a wounded RUF combatant named Colonel Sherri f  
17 lived there as well. Why would they say you usually lived there  
18 by yourself and why would they say for about four months? Shall I  
19 I give you the page number, Mr Witness?

12:47:13 20 A. Okay, let us understand when I said I lived there by  
21 myself. What was I really putting across?

22 Q. Well, you tell us. I can't ascertain what you were putting  
23 across.

24 A. I was explaining and somebody was writing. I was  
12:47:29 25 explaining.

26 Q. Someone from the Office of the Prosecution who usually will  
27 get what you said correctly written down, right? Shall we go to  
28 the tab, Mr Witness. Same tab 2, this is your detailed  
29 explanation of your time in Monrovia, page 13. The ERN number

1 ends in 2026.

2 A. Yes, I'm there.

3 Q. Bottom of the page and we'll go from 13 to 14.

4 MR BANGURA: Your Honours, again for the record, spelling.

12:48:12 5 There's the name of a place where the witness mentioned where he  
6 said he would sometimes have --

7 THE WITNESS: G-R-O-O-V-E-S, Grooves.

8 MR ANYAH:

9 Q. Mr Witness, we are at the bottom of page 13. It reads:

12:48:28 10 "During his time in Liberia, while based in Monrovia  
11 witness lived exclusively at Yeaten's property in Congo Town area  
12 of Monrovia behind White Flower ..."

13 Next page:

14 "... Charles Taylor's private residence. Yeaten lived in a  
12:48:56 15 two storey house surrounded by a three foot cement wall. Also  
16 located on the property was a two room brick house: One room  
17 where witness lived and slept, while the other was the radio  
18 room, i.e. Base 1 was the call sign and the way they referred to  
19 that radio or radio station. Witness normally lived there by  
12:49:27 20 himself, but for about four months" - I see, I made a mistake,  
21 but we'll come to that, "... but for about four months a wounded  
22 RUF combatant named Colonel Sherriif lived there as well."

23 A. Is that statement referring to me, living there four months  
24 by myself?

12:49:49 25 PRESIDING JUDGE: Mr Witness, stop interrupting. Let  
26 counsel finish his question.

27 THE WITNESS: Okay.

28 MR ANYAH:

29 Q. Mr Witness, I withdraw the reference that you lived there



1 for four months. Let's focus on whether you lived there. Is  
2 that fair to you, Mr Witness?

3 A. Yes, whenever I went to Liberia, Monrovia, with 50 that was  
4 the house that was shown to me and there I used to live.

12:50:15 5 Q. Exclusively, right? That was the place you stayed once in  
6 Monrovia?

7 A. Fine. Even when he left me at some point in time in  
8 Monrovia and went to the front line, I told him that I was fed up  
9 with gun sounds, that I needed time to rest. He left me over  
10 there. That was the house I was using.

11 Q. Significantly, Mr Witness, next door on Yeaten's residence  
12 he let you close to his children. His children were living in  
13 the residence, right?

14 A. Yes.

12:50:44 15 Q. You said he had two wives staying at the residence, right?

16 A. Yes.

17 Q. They were all in your general vicinity, right? Yes?

18 A. They were in the fence. I was outside the fence.

19 Q. Second most powerful man in Liberia welcomed you  
12:51:01 20 essentially to his compound, correct, Mr Witness?

21 A. Yes.

22 Q. Mr Witness, could you speak, or do you speak Liberian  
23 English, Mr Witness?

24 A. Yes, I can understand and try to speak some, yes, to a  
12:51:13 25 certain degree, yes.

26 Q. My words is not if you could understand, it's whether you  
27 can speak it, Mr Witness. Can you speak Liberian English,  
28 Mr Witness?

29 A. Yes, I do.

1 Q. Very well?

2 A. Not too well because I'm a Sierra Leonean, I have my own  
3 personal accent and even if I tried to inculcate another person's  
4 accent there would still be that point of detection.

12:51:36 5 Q. But for your accent, would you say you're proficient,  
6 pretty good in speaking Liberian English?

7 A. Not that much good anyway.

8 Q. Have you gotten better over the years as time has passed,  
9 or have you gotten worse, Mr Witness?

12:51:50 10 A. From the time I was there I practiced to speak the Liberian  
11 language, yes.

12 Q. Did you understand my question? Are you better now in  
13 speaking Liberian English, or were you better then in 1999?

14 A. Better then because it has taken some time away from  
12:52:05 15 Liberia and really not speaking, or not practising to speak the  
16 dialect.

17 Q. I see. It was in this same compound of Yeaten that when  
18 people like Issa Sesay came he allowed you to be present, right,  
19 yes?

12:52:26 20 A. Yes.

21 Q. When Gibriil Massaquoi came he allowed you to be present,  
22 right, Mr Witness?

23 A. Yes.

24 Q. Eddie Kanneh came in 2000, brought some diamonds, right?

12:52:34 25 A. Yes.

26 Q. You were present, right?

27 A. Yes.

28 Q. I see. Who else came? You told us the names. Sam  
29 Bockarie himself came and you were present when he came, right?

1 A. Yes.

2 Q. I see.

3 A. Sam Bockarie came from his own compound in Monrovia and  
4 came to Yeaten's residence in Monrovia, yes.

12:52:53 5 Q. At this time in Sierra Leone, Mr Witness, there were other  
6 Liberian radio operators, right, working with the RUF?

7 A. At this time?

8 Q. How about Sallay, Sallay Duwor?

9 A. Sallay.

12:53:19 10 Q. Yes, a Liberian operator in Sierra Leone?

11 A. The time I'm talking about, we are talking about, I was in  
12 Liberia. Sallay had long been killed and the investigation we  
13 heard was that he killed himself because there was nobody held  
14 responsible for his death.

12:53:36 15 Q. Did you tell the Prosecution Sallay Duwor killed himself?

16 A. Yes.

17 Q. You did?

18 A. I did. They met his dead body in the bathroom in Foya and  
19 an investigation went on. In both Liberia and Sierra Leone MPs  
12:53:58 20 set investigation into the death of Sallay Duwor, but nobody  
21 particularly was held responsible for his death, so what was  
22 concluded was that he killed himself.

23 Q. Okay. Let's leave Sallay Duwor. Going back to my  
24 question, CO Nya was Liberian, right?

12:54:22 25 A. Yes, sir.

26 Q. Nya Korto Ni ssar?

27 A. Nya Ni ssar. You don't talk about Korto.

28 Q. Foday K Lansana, also known as Foday K Lansana, right, we  
29 said that before, right?

1 A. Yes, sir, and let me make --

2 Q. Let me finish my question. Let us speak one at a time. CO  
3 Nya, your trainer initially at Kangari Hills, also at Zogoda, you  
4 said at one point the overall signal commander for the RUF, also  
12:54:53 5 known as Foday K Lansana, was a Liberian, right?

6 A. Yes.

7 Q. Okay. Besides Nya there were other Liberian operators  
8 working with the RUF, right, Mr Witness?

9 A. Yes.

12:55:10 10 Q. Besides yourself in Liberia we know from you that Proude,  
11 also known as Memunatu Deen, although pregnant - rather not  
12 pregnant, although you said she was a suckling mother at the  
13 time, she was in Monrovia at the time you were there, right?

14 A. Yes.

12:55:36 15 Q. I see. She was a trained radio operator, right?

16 A. Yes.

17 Q. She went to Abidjan with Foday Sankoh, right?

18 A. Yes.

19 Q. Came from Abidjan to Liberia, right?

12:55:47 20 A. Yes.

21 Q. You told us [indiscernible] - is it Musa Cisse? Who did  
22 you say she was with in Monrovia?

23 A. Musa Cisse, a protocol officer, or something like that.

24 Q. Yes. So you had Sierra Leonean or RUF operators in Liberia  
12:56:08 25 and you had Liberian operators in Sierra Leone at the time you  
26 were in Monrovia, right? CO Nya was still in Liberia - was still  
27 in Sierra Leone at the time, right?

28 A. But at that time in the hands of the government. The time  
29 I said Liberian operators were in Sierra Leone, we are not

1 talking about this time I was staying in Monrovia, or let's say  
2 Liberia.

3 Q. Are you saying by then CO Nya was no longer in Sierra  
4 Leone? Is that what you are saying, Mr Witness?

12:56:41 5 A. Nya was in Sierra Leone, yes, but in certain point in time  
6 he was arrested in Freetown.

7 Q. Oh, Nya has testified before this court, Mr Witness. CO  
8 Nya, TF1-275, has testified before this court, Mr Witness, a few  
9 weeks ago.

12:57:02 10 A. Yes.

11 Q. You're saying Nya was arrested and taken to where?

12 A. To Pademba Road Prison. At certain point in Sierra Leone  
13 he was arrested. He was arrested together with --

14 Q. Nya was arrested 5 May or 8 May 2000, right? And you got  
12:57:22 15 to Monrovia December 1999, right?

16 A. Yes.

17 Q. For the record Nya testified before this court February  
18 21st, 22nd, 25th and 26th of this year. 8 May there was a fracas  
19 on Spur Road, 56 Spur Road, in Freetown. That's when Nya was  
12:57:47 20 arrested, right? Yes, Mr Witness?

21 A. I do not know the date he was arrested, but the fact of the  
22 matter is I was aware of Nya being arrested in Freetown. And  
23 this time we are talking about in Monrovia, that was in the year  
24 2000 I am talking about.

12:58:07 25 Q. I'm talking about you being in Monrovia in December 1999.  
26 We're starting from there. We have not moved forward.

27 A. Yes, but I remained in Liberia until the year 2000 when I  
28 heard that CO Nya and some other people of the RUF had been  
29 arrested and confined. They had been taken to the Pademba Road

1 Prison.

2 Q. Mr Witness, here's my point.

3 A. Yes, sir.

4 Q. You arrive Gbarnga in June 1999. Let's assume CO Nya is  
12:58:34 5 arrested in May of 2000, as he testified to. You were in  
6 Liberia, or with Benjamin Yeaten rather for almost a whole year  
7 while there was a Liberian operator named CO Nya still  
8 functioning for the RUF in Sierra Leone, yes?

9 A. Let me make that part clear.

12:58:58 10 Q. Yes?

11 A. Nya in fact at some point in time, when he was arrested he  
12 came from Liberia. He came from Liberia. That when they  
13 arrested they were - I mean, when they landed it was at that  
14 point they were arrested from Monrovia. They did not spend much  
12:59:16 15 time that they were sent. They came from Liberia, Monrovia.

16 Q. Are you saying that Nya - and I will not challenge you on  
17 this because I can't remember off my memory what Nya said, but  
18 are you saying that Nya was with you in Monrovia before he went  
19 to Sierra Leone and was arrested?

12:59:37 20 A. He was not with me.

21 Q. But he was in Monrovia. Is that what you're saying?

22 A. Yeah, during - after intervention he spent - he went to  
23 Liberia. He spent some time in Liberia. He came shortly before  
24 he was arrested.

12:59:50 25 Q. He was in Liberia before he was arrested?

26 A. Yes. After that intervention he went to Liberia, yes.

27 Q. Okay, so he was in Liberia at some point when you were in  
28 Liberia, yes? Mr Witness?

29 A. I am not saying he was in Liberia when I went there,

1 because we didn't - I did not see him in Liberia at the time I  
2 went there.

3 Q. I know, I know, but --

13:00:17

4 PRESIDING JUDGE: Counsel is not saying when you went  
5 there, but at some point when you were in Liberia.

6 MR ANYAH: Yes:

7 Q. At some point when you were in Liberia, CO Nya was in  
8 Liberia as well. That is your evidence, right?

9 A. That is not what I am saying.

13:00:31

10 Q. What are you saying, Mr Witness?

11 A. What I am saying here is that there was a message to the  
12 effect that CO Nya and some others left Liberia back to Sierra  
13 Leone and they were arrested.

13:00:52

14 Q. We know that. You see, we've established one thing. When  
15 you were in Liberia, I won't even say Monrovia, Memunatu Deen, or  
16 Proude, was also in Monrovia - I mean was also in Liberia, yes?

17 A. Yes.

18 Q. Okay. I just want to find out if the same holds true for  
19 CO Nya. At some point during your stay in Liberia was CO Nya in

13:01:13

20 Liberia, Mr Witness?

21 A. I did not see him.

22 Q. Yes, but that's not the question. Was he there to the best  
23 of your knowledge, Mr Witness?

24 A. I really cannot tell because --

13:01:21

25 Q. Why did you tell us - sorry, go ahead, Mr Witness.

26 A. Because I did not see him at that particular time, but the  
27 information I got about him during the time he was arrested was  
28 that he and some other people came from Liberia and were  
29 arrested.

1 Q. Okay, that's the information you got. Okay, we understand.  
2 So, it's your - it's information you obtained from other sources?

3 A. Yes.

4 Q. Right. Besides C0 Nya, were there any other Liberians  
13:01:55 5 working as radio operators in Sierra Leone at the time that you  
6 were in Liberia?

7 A. I knew of - before crossing to Liberia there was one  
8 Alfred. Major Alfred Brown.

9 Q. Alfred Brown, yes?

13:02:14 10 A. Yes.

11 Q. He was Liberian as well?

12 A. Yes.

13 Q. I see. So, we have gone through a few Liberians now who  
14 worked as radio operators. You said - correct the pronunciation,  
13:02:27 15 but you said Sallay Duwor?

16 A. Sallay.

17 Q. Sallay. Sallay Duwor was a Liberian operator, but he died  
18 before you got there?

19 A. He died before I crossed into Liberia.

13:02:35 20 Q. Yes. And we know that C0 Nya was Liberian, right?

21 A. Yes.

22 Q. And we know that Alfred Brown was Liberian, right?

23 A. Yes.

24 Q. I see. I see, okay. When you were sent to Liberia,  
13:02:56 25 Mr Witness, you had not graduated high school then yet, true?  
26 Secondary school might make more sense?

27 A. Let me explain.

28 Q. It's a simple question.

29 A. Let me explain.



1 Q. Mr Witness --

2 A. No, not.

3 Q. Okay, explain.

4 A. Before this time the school system in Sierra Leone was you  
13:03:17 5 got to go to class 1 to 7 and then you take a selective entrance  
6 examination. If you are successful, then you will be enrolled  
7 into the secondary school system. From form 1 to 5 if you want  
8 you can go in for 6th form - lower 6th and upper 6th - unlike the  
9 situation we came to see after the war. Now they talk about 6334  
13:03:53 10 system and that you have got to go to primary school from --

11 PRESIDING JUDGE: Mr Witness, with respect we don't need a  
12 lecture on the education system. The question was - well, I will  
13 ask counsel to put it again.

14 MR ANYAH: Yes, Madam President:

13:04:08 15 Q. Mr Witness, it was a very simple question. The question  
16 was before you went to Liberia you had not graduated secondary  
17 school, right?

18 A. No.

19 Q. The entire time you spent in Liberia you had not graduated  
13:04:29 20 secondary school, right?

21 A. Yes.

22 Q. When you say, "Yes", you are saying you had not graduated  
23 secondary school, correct?

24 A. No.

13:04:39 25 PRESIDING JUDGE: Do you mean you're agreeing with counsel;  
26 what counsel is saying to you?

27 THE WITNESS: I understand. That's why I had wanted to  
28 make it clear.

29 PRESIDING JUDGE: I asked you a question. Are you agreeing

1 with what counsel has put to you?

2 THE WITNESS: Yes.

3 MR ANYAH:

13:04:58

4 Q. Indeed you graduated secondary school right before you met  
5 the Prosecution for the first time on 7 July 2006, yes?

6 A. Yes.

7 Q. Last week you told us - and I counted about three times -  
8 while you were with the RUF that you were arrested. The first  
9 time you said you went - they claimed you went AWOL when you had  
10 injured your foot at the front lines, right?

13:05:21

11 A. Yes.

12 Q. There was a second time involving, is it Captain Mohamed  
13 Kabbah?

14 A. Yes.

13:05:33

15 Q. Was he a captain?

16 A. He later ended up carrying that name, yes.

17 Q. Another allegation of you being AWOL, right?

18 A. Yes.

19 Q. What was the third time you were arrested and for what?

13:05:44

20 A. When I left Zogoda, I arrived at Buedu. In fact, first in  
21 Giema I was asked to give account of the satellite phone and the  
22 fax machine and again to state the number of people who were  
23 unable to make it up to Giema. I said, "Oh, we are manoeuvring  
24 individually. I cannot tell how many people got killed on the  
25 way." I can show you a mark. I was tortured completely. You  
26 can see some of the marks on my body.

13:06:14

27 Q. Mr Witness, you don't have to do that. Mr Witness --

28 PRESIDING JUDGE: It's not necessary, Mr Witness. Thank  
29 you all the same.

1 THE WITNESS: Okay, that was one other instance I was  
2 arrested.

3 MR ANYAH:

4 Q. Three times, right? About three times, right?

13:06:36 5 A. There were some other areas I was arrested.

6 Q. Yes, let's focus on this, Mr Witness. One of the  
7 allegations - first of all, what does AWOL mean? Does it mean  
8 absent without leave? Is that what it means to you?

9 A. That is if you are not on your assignment, let's say they  
13:06:55 10 have posted you here and you leave that assignment without the  
11 consent of the authority or any immediate authority, it means you  
12 are on AWOL.

13 Q. Okay, I see. Do you agree that AWOL would amount to a  
14 failure to follow instructions, Mr Witness?

13:07:13 15 A. No.

16 Q. Would you agree that it's tantamount or similar to  
17 insubordination in the military, Mr Witness?

18 A. I would agree with that, because if you are assigned at a  
19 particular position for a given period of time and if you failed  
13:07:29 20 to stay within that area then that is insubordination because --

21 Q. Okay. So three times, or at least let's say two so there  
22 is no argument, before you were sent to Liberia while in the RUF  
23 there had been allegations of insubordination against you, right?  
24 Mr Witness?

13:07:51 25 A. Yes.

26 Q. I see. Mr Witness, as you sit there now you do not know  
27 why of all the possibilities you were sent to Liberia, do you?  
28 You in particular, Mr Witness, you do not know why?

29 A. What I was told is that I was to go there to maintain

1 smooth operations. That was what they told me.

13:08:46 2 Q. I'm not asking you what they told you. What do you say is  
3 the reason they sent you to Liberia? Why of all the people  
4 Alfred Brown, Nya, Korto - well, not Korto - Foday K Lansana, CO  
5 Nya, why did they choose you, Mr Witness?

6 A. I was told that I was to take the set across Liberia to  
7 maintain smooth operations.

8 Q. That's what you were told. The Prosecution asked you in an  
9 interview. They said, "Mr Witness, tell us why?"

13:09:13 10 A. Yes, they asked me --

11 Q. Tab 2, page 11, Mr Witness.

12 A. -- and they told me there was a problem with language  
13 barrier. There was that problem and more the effective use of  
14 the code, so they suggested that I should take the set and go  
13:09:32 15 across to maintain smooth operations.

16 Q. All accurate, in your direct examination you said smooth  
17 operations and you've mentioned the language barrier. There is  
18 something deeper than that we are trying to get at. The question  
19 of why you hadn't completed high school, you had not; other  
13:09:52 20 Liberian operators in Sierra Leone that could have been chosen;  
21 having never met Benjamin Yeaten, you being sent to Benjamin  
22 Yeaten. Mr Witness, you see what I'm getting at. Let's look at  
23 the question why. Tab 2, page 11, last paragraph, ERN 2024, it  
24 reads, a very short sentence - I'll wait for you to get there,  
13:10:28 25 Mr Witness. It reads - are you there? The last paragraph,  
26 Mr Witness, says:

27 "Witness doesn't know exactly why he was chosen to be the  
28 RUF radio operator to go to Liberia."

29 Do you see that, Mr Witness?

1 A. Yes.

2 Q. Now, this was a very important assignment because you also  
3 told the Prosecution that at this particular time you were the  
4 only Sierra Leonean operator who did this for the RUF, right?

13:11:14 5 A. Yes.

6 Q. You told them that in your first interview, it's in tab 1.  
7 You said you, Mr Witness, were the only Sierra Leonean operator  
8 who did this for the RUF?

9 A. I was sent to the front line with Yeaten, yes.

13:11:29 10 Q. That's not the issue, Mr Witness. You were the only radio  
11 operator the RUF said, "Yes, this is our man in Liberia, go and  
12 work with Unit 50, General 50, Benjamin Yeaten", right?

13 A. Yes.

14 Q. And this was to ensure smooth operations between the top  
13:11:51 15 people, Benjamin Yeaten on the one hand, Base 1, Sam Bockarie,  
16 supreme commander of the RUF, Planet 1, right, Mr Witness?

17 A. Yes.

18 Q. You were the man in the middle, right?

19 A. Yes.

13:12:01 20 Q. I see. Nya Korto was more experienced as a radio operator  
21 than you at this time, right?

22 A. Yes, but --

23 Q. Nya Korto was more senior than you as a radio operator at  
24 this time, right?

13:12:18 25 A. Yes, but Nya was not in that location at that time. Nya  
26 was not there at that time at all and I was subject to  
27 instructions, to order. I had no alternative. I hadn't my own  
28 way out.

29 Q. It came from Issa Sesay and not Sam Bockarie, right?

1 A. Yes.

2 Q. We've been through that. Mr Witness, now you are in  
3 Monrovia. I asked you yesterday, I believe it was, whether you  
4 went to White Flower and you said you were in a vehicle, but you  
13:12:52 5 didn't actually go in. Do you recall that, Mr Witness?

6 A. Yes, sir.

7 Q. Okay. Let's talk about the Executive Mansion. Some time  
8 last week, I'm not sure if it's Thursday or Friday, I think it  
9 was Thursday the 10th, we came to court, you had your hand up

13:13:12 10 before a question was asked. Madam Presiding Judge said, "What  
11 is it? What is it?" You said oh, you had to correct something  
12 you said the day before, it had to do with how many times you had  
13 gone to the Executive Mansion. The day before, I think,  
14 Wednesday the 9th, you said you had been there just once.

13:13:31 15 Thursday morning, the Court allowed you to express yourself, you  
16 said you want to make it now that it's twice. You recall that,  
17 Mr Witness?

18 A. Yes.

19 Q. Just last week, right?

13:13:42 20 A. Yes.

21 Q. Okay. During the course of your examination you described  
22 the Executive Mansion for us, right?

23 A. Yes.

24 Q. Okay. You said it was a six storey building, right?

13:14:00 25 Correct me if I'm mistaken, Mr Witness?

26 A. Yes.

27 Q. You told us of a particular room you went to there, right?

28 A. Yes.

29 Q. What was the room again? What was the room again,

1 Mr Witness?

2 A. Yes, I said I can remember the number being 306 written on  
3 the door at the time I went there.

4 Q. You said it was on the fourth floor, right?

13:14:33 5 A. Yes.

6 Q. Okay. In fact, we have a very good description in one of  
7 your statements about what you said the Executive Mansion looks  
8 like. You don't have to go, I'll read it. I think at this point  
9 counsel will correct me if I'm mistaken. There might be some

13:15:00 10 trust that has developed between us at this point. Tab 1, page  
11 1, says, "Apart from Base 1 he used radio facilities." Tab 1,  
12 page 1, says, Mr Witness - I want to call this to your attention.

13 Bottom of the page, you move up about 10 lines, it says - I just  
14 saw something else we will talk about, Mr Witness. Tab 1, page

13:15:36 15 1, if you move up right beneath the line that says "he only met  
16 Charles Taylor once" - and we'll come back to that, Mr Witness.

17 A. At this mansion.

18 Q. Well, let me read the part about the Executive Mansion. It  
19 says:

13:15:50 20 "Apart from Base 1 he used radio facilities at Benjamin  
21 Yeaten's office at the Executive Mansion, room 306 on fourth  
22 floor. Worked with Sky 1, a Liberian radio operator. They  
23 called that room 020."

24 Do you see that, Mr Witness?

13:16:16 25 A. Yes.

26 Q. This is saying you used radio facilities. Does that  
27 suggest to you you were there more than twice, Mr Witness?

28 A. Somebody using radio facilities, the radio was in that  
29 particular room described. That was the radio room and at the

1 time I went with Benjamin D Yeaten he had a message which was  
2 transmitted from that station.

3 Q. We know he had messages transmitted from that station. We  
4 know it was a radio room. We're not focusing on what it was.

13:16:58 5 We're focusing on your frequency there, Mr Witness. You told us  
6 Executive Mansion twice, two times. The Prosecution has you as  
7 you saying that you used the radio facilities there. I simply  
8 want clarification. Is it just limited to two times that you  
9 used radio facilities there, or more than two times, Mr Witness?

13:17:33 10 PRESIDING JUDGE: Did you understand the question,  
11 Mr Witness?

12 THE WITNESS: The point is at this particular place, radio  
13 facilities, if you are communicating on the radio are you not  
14 using the facilities of the radio?

13:17:48 15 MR ANYAH:

16 Q. Yes, you are, but the question is: How many times did you  
17 use the facilities?

18 A. I can remember I transmitted a message from this point. In  
19 fact --

13:18:04 20 Q. Which point?

21 A. This 020.

22 Q. Yes, how many times did you do that?

23 A. The time I went there with 50 and again giving the chart to  
24 Sky 1 because I had to take my time to really explain.

13:18:27 25 Q. Did you use the facilities at that time when you gave this  
26 chart to Sky 1, Mr Witness? Did you use 020 at that time,  
27 Mr Witness?

28 A. I remained to 020 and communicated with Base 1 to tell the  
29 driver to get the vehicle and take us back home.



1 Q. So two times now, two times. Any other times you used the  
2 facilities at the Executive Mansion, Mr Witness?

3 A. I cannot recall.

13:18:53

4 Q. So it was limited to two times. Is that your evidence,  
5 Mr Witness?

6 A. I cannot recall the exact number, but I can remember when  
7 we went there 50 gave me messages and they were transmitted from  
8 this point.

13:19:06

9 Q. But you came into court last week and said you had been  
10 there only twice. You thought about it that night and you said  
11 it is only twice. So I want to know now, Mr Witness, was it on  
12 the two occasions you went to the Executive Mansion - only on  
13 those occasions you used the radio facilities there, or did you  
14 go there more than twice?

13:19:25

15 A. Let me make another point clear. This is the radio  
16 station. I am here let's say just today, I can remain here and  
17 get over three, four, five messages and have them transmitted.

18 PRESIDING JUDGE: Mr Witness, you weren't asked the number  
19 of messages. You were asked the number of times you went.

13:19:47

20 THE WITNESS: I think I stated earlier that I could  
21 remember twice, I can remember.

22 MR ANYAH:

13:20:08

23 Q. Okay. Do you know that in Liberia rooms on the ground  
24 floor for buildings start with the 100 sequence as far as  
25 numbering is concerned. That is when you approach a building and  
26 it's the ground floor, rooms on the ground floor will start with  
27 100. Are you aware of that, Mr Witness?

28 A. No, sir.

29 Q. Are you aware that on the second floor the numbering starts

1 in 200?

2 A. No, sir.

3 Q. You're telling us in Liberia at the Executive Mansion you  
4 were in room 306 on the fourth floor. Is that your evidence,  
13:20:36 5 Mr Witness?

6 A. Yes, sir. That was what I saw.

7 Q. I see. Are you aware that the Executive Mansion --

8 PRESIDING JUDGE: Just pause, Mr Anyah. I'm just looking  
9 at your arithmetic. Ground floor is 10 in sequence and then you  
13:20:57 10 said second floor is 200. What happened to the first floor?

11 MR ANYAH: In the American system --

12 PRESIDING JUDGE: The ground floor counts as the first.

13 MR ANYAH: Exactly and Liberia follows the American system.

14 PRESIDING JUDGE: Now I'm clear. Thank you.

13:21:16 15 MR ANYAH:

16 Q. Mr Witness, I don't want to put words in your mouth. I  
17 seem to recall - and I can't tell if I read it, or heard you say  
18 it, but somewhere along the line I heard somebody say the  
19 Executive Mansion was a six storey building. I see it in your  
13:21:34 20 interview notes. What did you say in court? I thought you said  
21 six as well, right? Mr Witness, did you understand what I asked?

22 A. Yes.

23 Q. How high a building is the Executive Mansion in Liberia?

24 A. From what I counted really I can remember from ULC, that is  
13:22:03 25 the Liberian University, if you are taking that direction to the  
26 mansion it's one on the ground, two, three, four, five and one on  
27 top. Of course I did not go up. I did not go up to the other  
28 steps, or the other stairs.

29 Q. I'm not asking you if you went up. There's a distinction.

1 It's a simple question, Mr Witness. In your interviews you say  
2 it's a six storey building, no equivocation, no uncertainty. In  
3 court you said before it's a six storey building. Can you tell  
4 us now, is it a six storey building, Mr Witness?

13:22:41 5 A. Yes, that was what I counted.

6 Q. The Executive Mansion is still in Liberia now, do you know,  
7 Mr Witness? It's still there right now. Are you aware of that,  
8 Mr Witness?

9 A. I cannot tell because for long I have not been there.

13:22:55 10 Q. Okay. Are you aware of the fact that the Executive Mansion  
11 - and I'm not speaking of right now, I'm speaking of the time you  
12 were there, and indeed nothing has changed since then - is an  
13 eight storey building? Are you aware of that fact, Mr Witness?

14 A. You know it better.

13:23:19 15 Q. It's not what I know that matters. I'm asking you if  
16 you're aware of this fact.

17 A. The point where I stood I counted six, six storeys, and  
18 they took us at one time to another place they called "cafeteria"  
19 just behind.

13:23:39 20 Q. Okay, we now know there's a cafeteria behind.

21 A. Behind. You are moving down. From this place you are  
22 moving down, there is a place, a white area, they called there  
23 the cafeteria. In fact, when I went to that cafeteria 50 told me  
24 that whatever I was going to take was to be put on receipt and  
13:23:56 25 the receipt was just to be taken to him. He was responsible to  
26 pay.

27 Q. Yes, let's forget the cafeteria and whether 50 had to pay  
28 or not. You have maintained for some reason, we'll find out,  
29 that you really only frequented room 306. Am I right,

1 Mr Witness?

2 A. Yes, sir. That was the number I can remember on the door.

3 It was written on the door post.

4 Q. You claim it to be on the fourth floor, right?

13:24:26 5 A. From the point I left, yes. From that point where I  
6 entered through this way, one, two, three, four, and I saw on the  
7 door, the door where the radio set was mounted was 306. I can  
8 remember.

9 Q. I see. To get to the fourth floor, as you call it, you  
13:24:47 10 have to pass through the first floor at least, right? You have  
11 to enter the building on the ground floor, right?

12 A. Yes.

13 Q. What was on the ground floor of the Executive Mansion when  
14 you used to go there in 1999 through 2000, Mr Witness?

13:25:10 15 A. It's a tile. The ground was tiled.

16 Q. Not what was on the ground, not what you step on. What did  
17 you see around you when you looked?

18 A. Around the Executive Mansion I saw --

19 Q. Inside, not around. Inside the building, Mr Witness.  
13:25:32 20 Nowhere to escape now. Inside the building.

21 A. Partitions of rooms, various rooms, various rooms and talk  
22 about apartment, you have passages right in.

23 Q. Were the secretarial staff and the budget office on the  
24 ground floor, Mr Witness?

13:26:00 25 A. I cannot really confirm that because I was led by somebody  
26 to a particular point and there I went.

27 Q. Who led you to the particular floor, Mr Witness?

28 A. Benjamin D Yeaten. General Benjamin D Yeaten.

29 Q. Himself led you up?

1 A. Yes.

2 Q. Even the time you went to share the code book with - is it  
3 Sunlight?

4 A. Not Sunlight, but Sky 1.

13:26:31 5 Q. Sky 1, yes.

6 A. Sky 1.

7 Q. Even the time when you went to explain the code book  
8 function to Sky 1 did Benjamin D Yeaten escort you?

9 A. Yes.

13:26:43 10 Q. He did?

11 A. Yes.

12 Q. Second most powerful man in Liberia escorted you, right?

13 A. Yes, sir.

14 Q. Do you know what's on the second and third floor of the  
13:26:57 15 Executive Mansion at the time you were there, Mr Witness?

16 A. I think I have explained this one. I went with him, I saw  
17 partitions, but we followed him directly to where he stopped and  
18 around the Mansion Ground I will tell you what I saw.

19 Q. Well, I didn't ask about that. I'm focusing on inside the  
13:27:26 20 building first, Mr Witness. On the fourth floor where you claim  
21 room 306 to be, Mr Witness, what else was on the fourth floor?  
22 What else besides that room?

23 A. Next to the radio room there was a place, a mechanic used  
24 to work there, he was making - he used to repair those  
13:27:55 25 communicative devices. I have just forgotten the name of the  
26 mechanic. But later on whilst on the front line we were  
27 contacted that the mechanic had died.

28 Q. Okay, Mr Witness, forget the mechanic. The question was -  
29 and you've answered part of it. You've said there was a room

1 used to repair radio devices.

2 A. By the radio room.

3 Q. Yes, what else was on the fourth floor of the Executive  
4 Mansion while you were there?

13:28:23 5 A. There was one office, one office. First we went, 50 took  
6 us to that office.

7 Q. What kind of office was it?

8 A. It was an open office. People - other authorities used to  
9 enter there. We sat down there, later on he pointed at the radio  
13:28:41 10 room, he said, "Hey, [redacted], if you want to call you can go  
11 in there." I said, "Okay, sir", and he gave me a message to  
12 transmit to the front line, from there to Base 1 to come with a  
13 vehicle to collect us.

14 PRESIDING JUDGE: Two things. First of all, I'm not sure  
13:28:57 15 if I heard the witness say something that might indicate --

16 MR ANYAH: I suggest we take the break and then we --

17 PRESIDING JUDGE: I just have to be careful. If the  
18 witness did say something and it's not on record and I didn't  
19 hear clearly, then it will have to be redacted now. That's the  
13:29:17 20 other thing. The other matter is the time.

21 THE WITNESS: Yes, I will elaborate later to the Chamber,  
22 but I agree with the proposal.

23 MR BANGURA: Your Honour is right about the something that  
24 came out, your Honour.

13:29:30 25 PRESIDING JUDGE: It's not recorded now, but it will have  
26 to be redacted when the proper transcript is put in order, so  
27 that reference to the witness's name must be redacted and we will  
28 adjourn. I note the time, Mr Anyah. I hope this is a convenient  
29 spot. We will adjourn until 2.30. Please adjourn court.

1 For purposes of elimination of doubt, it's just been  
2 pointed out to me by learned colleague here that the redaction  
3 will be of the broadcast and the transcript, both. That was my  
4 intention. I may have not made it clear enough.

13:31:03 5 [Lunch break taken at 1.30 p.m.]

6 [Upon resuming at 2.30 p.m.]

7 PRESIDING JUDGE: I indicated this morning we would deal  
8 with two preliminary matters. That's the applications relating  
9 to time in motions 469 and 471. The first one that was mentioned  
14:31:04 10 was the Defence motion, number 469. Mr Anyah, on behalf of the  
11 Defence there has been an application for more time to respond.

12 MR ANYAH: Thank you, Madam President. In the first  
13 instance I just want to make sure we are in private session. Are  
14 we in private session?

14:31:30 15 PRESIDING JUDGE: No, not as far as I'm aware. Do you wish  
16 to be in private session?

17 MR ANYAH: If we are going to address both matters they are  
18 both confidentially filed.

19 PRESIDING JUDGE: Yes, very well, we will go into private  
14:31:42 20 session. Madam Court Attendant, can you please implement that  
21 for us.

22 [At this point in the proceedings, a portion of  
23 the transcript, pages 7660 to 7691, was  
24 extracted and sealed under separate cover, as  
14:31:46 25 the proceeding was heard in private session.]  
26  
27  
28  
29

1 [Open session]

2 MS IRURA: Your Honour, we are in open session.

3 PRESIDING JUDGE: Thank you. Please proceed, Mr Anyah.

4 MR ANYAH: Thank you, Madam President:

16:03:51 5 Q. Mr Witness, we are back at the Executive Mansion in  
6 Monrovia?

7 A. Yes.

8 Q. Now I was asking you before lunch about what else was  
9 located on the fourth floor, the floor that you say you went to,  
16:04:15 10 room 306 to be specific, and you were telling us of another room  
11 where work used to be done repairing communications equipment.  
12 Do you recall that, Mr Witness?

13 A. Yes.

14 Q. There was another room which you described as a large room  
16:04:37 15 in which you usually sat. Do you remember that?

16 A. I said there was another office. Office.

17 Q. And you used to go into that office, yes?

18 A. That other day I entered there, yes.

19 Q. When you say "other day" what are you referring to,  
16:04:55 20 Mr Witness?

21 A. Twice I can remember going there. The first day I did not  
22 enter that office, but directly to the radio room.

23 Q. Whose office was that?

24 A. I met people working there and Benjamin Yeaten took me  
16:05:11 25 there. I sat for some time and they later on directed me to the  
26 signal room. He told me, "Go over there." He called the number  
27 and I went there and I met Sky 1 on the set.

28 Q. Are you aware that the President's office was on the fourth  
29 floor of the Executive Mansion at the time you claim to have been



1 there, Mr Witness?

2 A. I cannot - I cannot tell.

3 Q. You cannot tell?

4 A. At all.

16:05:43 5 Q. Are you aware that the Secret Service's office was on the  
6 fourth floor at the time that you were there, or claim to be  
7 there, Mr Witness?

8 A. No, sir, I cannot tell.

9 Q. Are you aware that there was a cabinet room on the fourth  
16:06:01 10 floor at the time you claim to have been there?

11 A. No, sir.

12 Q. I see. Did you ever go past the fourth floor of the  
13 Executive Mansion, Mr Witness?

14 A. No, sir.

16:06:12 15 Q. Did you go to the fourth floor by elevator, or by the  
16 stairs, Mr Witness?

17 A. We walked.

18 Q. By the stairs?

19 A. Yes.

16:06:24 20 Q. Do you know if the President had a sleeping quarters in the  
21 Executive Mansion, Mr Witness?

22 A. No, sir.

23 Q. "No" means you do not know?

24 A. No, sir.

16:06:35 25 Q. "No" means you do not know?

26 A. No, sir.

27 PRESIDING JUDGE: So your answer is you don't know about  
28 that?

29 THE WITNESS: No, I don't know. I don't know anything

1 about that.

2 PRESIDING JUDGE: Thank you.

3 MR ANYAH:

4 Q. Were there any guests to the Executive Mansion when you  
16:07:06 5 were there? By that I mean were there any visiting Heads of  
6 State during the period when you went there?

7 A. No, sir, I cannot tell.

8 Q. Correct me if I am wrong, you saw, is it, saw or met  
9 Mr Taylor, President Taylor, at the Executive Mansion during this  
16:07:33 10 muster parade? How would you characterise it, met or saw?

11 A. I will explain. Allow me to explain the situation.

12 Q. Yes.

13 A. And I had wanted to explain this one to Chuck Kolot who  
14 first met me. There is a space in front of the Executive Mansion  
16:07:54 15 Ground. That morning we went, just after the gate we met Sierra  
16 Leoneans and there we stood by them talking and 50 told me to  
17 stay over there and the President was talking to the officers.  
18 Then he marched, the distance was not too far and he stated - he  
19 said, "Those men helped in taking - in capturing Voinjama." Then  
16:08:19 20 he said - he shook hands with 50 and he said, "You have done so  
21 well." I did not go there myself to shake hands. He did not say  
22 anything about us. 50 left us down and they all went up the  
23 mansion.

24 Q. So would that be that you saw him?

16:08:36 25 A. Yes.

26 Q. It would not be that you met him, right? This is different  
27 from the time in Gbarnga?

28 A. Yes.

29 Q. Right?

1 A. Yes, sir.

2 Q. Okay. Do you now agree that you have in the past said that  
3 while you were in Gbarnga Yeaten introduced you to Taylor?

4 A. Not in Gbarnga. Not in Gbarnga.

16:09:03 5 Q. Well, I read you a paragraph this morning.

6 A. The introduction I am talking about was at the Mansion  
7 Ground and to the investigators I was explaining to them, but not  
8 necessarily in the incident of going to Gbarnga and seeing him.

9 Q. Okay, you maintain you only saw him in Gbarnga.

16:09:22 10 A. Yes.

11 Q. Yes, even though I read you something this morning. That  
12 is fine. That is okay.

13 Mr Witness, did you tell the Prosecution someone told you  
14 that Mr Taylor's office was on the sixth floor of the Executive  
16:09:37 15 Mansion?

16 A. Yes.

17 Q. Someone told you that?

18 A. Yes, sir.

19 Q. Did anybody tell you the President's office was on the  
16:09:44 20 fourth floor of the Executive Mansion?

21 A. Not the fourth floor.

22 Q. The sixth?

23 A. But the sixth floor, yes.

24 Q. I see. Did you ever go to the Executive Mansion in the  
16:10:02 25 evenings, Mr Witness?

26 A. I have told the investigator that I did not go there in the  
27 night.

28 Q. Mr Witness, do you see the problem?

29 PRESIDING JUDGE: Mr Witness, you must answer counsel's

1 questions --

2 THE WITNESS: Okay.

3 PRESIDING JUDGE: -- not repeat what you said to someone  
4 else.

16:10:24 5 THE WITNESS: Okay.

6 PRESIDING JUDGE: Proceed with your questions, Mr Anyah.

7 MR ANYAH: Yes:

8 Q. Mr Witness, did you ever go to the Executive Mansion in the  
9 evenings?

16:10:38 10 A. Not in the evenings, no. In the morning I was, but the  
11 second time I left there late and I had to call at home Base 1  
12 and the vehicle came to collect me back to the house - to the  
13 base there in Congo Town.

14 Q. Let me read you one paragraph about your level of access to  
16:11:05 15 the Executive Mansion. It is in tab 2, page 15, the last four  
16 digits of the ERN number is 2028 and it is a little bit below the  
17 middle of the page. It reads:

18 "The Executive Mansion in Monrovia is a six storey building  
19 near the Liberian University facing the sea. Witness only went  
16:11:45 20 there with Yeaten and he was only allowed on the fourth floor.  
21 The only room number he remembers is 306, the office where the  
22 radio set was, i.e. call sign 020."

23 Do you see that, Mr Witness?

24 A. What paragraph are we talking about?

16:12:07 25 Q. I am sorry. It is the one that starts with, "The Executive  
26 Mansion in Monrovia", if you go up --

27 A. Okay.

28 Q. Do you want me to read it again, or can you read it?

29 A. No, I have seen the place.

1 Q. Okay, I want you to focus on the language that says,  
2 "Witness only went there with Yeaten," and here is the key  
3 language, "he was only allowed on the fourth floor", "only  
4 allowed on the fourth floor". Can you focus on that, Mr Witness?

16:12:29 5 A. Yes.

6 Q. You are the same person in Liberia Yeaten welcomed to his  
7 compound, right, at this time?

8 A. Yes.

9 Q. You lived in a structure next to his home, right?

16:12:42 10 A. Yes.

11 Q. You are the same person, you have told us, he was taking  
12 you on helicopter flights from Monrovia to Foya, from Monrovia to  
13 Gbarnga, right?

14 A. Yes.

16:12:51 15 Q. You are the same person he allowed you to be present when  
16 Eddie Kanneh brought diamonds, right, Mr Witness? In 2000 --

17 MR BANGURA: Your Honours, counsel is misstating the  
18 evidence.

19 PRESIDING JUDGE: Which aspect?

16:13:10 20 MR BANGURA: Perhaps saying the point just made, that the  
21 witness said that he was the only person allowed by --

22 MR ANYAH: I said "you are the same person".

23 MR BANGURA: The same person allowed by Bockarie when Eddie  
24 Kanneh brought diamonds.

16:13:26 25 MR ANYAH: Not Bockarie, I meant Benjamin Yeaten. Did I  
26 say Bockarie?

27 MR BANGURA: When diamonds were brought.

28 PRESIDING JUDGE: No name is recorded, but "he" I think it  
29 is Yeaten.

1 MR ANYAH: Sorry?

2 JUDGE LUSSICK: The question you are referring to,  
3 Mr Bangura, is the one that says, "You are the same person he  
4 allowed you to be present when Eddie Kanneh brought diamonds",  
16:13:50 5 right?

6 MR BANGURA: That is right.

7 JUDGE LUSSICK: That is the question.

8 MR BANGURA: That is the question. I believe counsel needs  
9 to refer to the evidence where the witness says he has been  
16:14:03 10 present and been allowed to be in a situation where Eddie Kanneh  
11 brought diamonds.

12 MR ANYAH: Before we broke for lunch he admitted that he  
13 was present when Sesay, Kanneh, Sam Bockarie, visited Yeaten and  
14 he told us yesterday in 2000 he was present when Kanneh brought  
16:14:20 15 diamonds. I am not going to cite the record.

16 THE WITNESS: I said Kennedy. Kennedy yesterday. Kennedy  
17 from Kono. He would bring diamonds right in front of the house.  
18 The photo was displayed to me this morning and right in that  
19 veranda, we were in the vehicle in front of that.

16:14:40 20 PRESIDING JUDGE: Mr Witness, we are talking about a  
21 different issue.

22 MR ANYAH:

23 Q. That was in Buedu, Mr Witness. I am talking of Monrovia.  
24 You have testified in this court - and before the break, the  
16:14:50 25 lunch break, I read four names. Indeed, you know what, let's go  
26 to tab 2, page 14, and you will see the names where you told the  
27 Prosecution, in addition to what you have said in court. If you  
28 look at tab 2, page 14, the ERN number ends in 2027.

29 A. Yes, I am there.

1 Q. And I still stand about the record in court. That is for  
2 the Court to decide, but if you see where it says, "Sam Bockarie  
3 had a compound in Monrovia during this time" - do you see that,  
4 Mr Witness, in the middle of the page?

16:15:51 5 A. Which paragraph?

6 Q. I am sorry, Mr Witness. If you count the first paragraph  
7 has the word "White Flower", you go down to the second paragraph  
8 which has the word "Yeaten", you go down to the third paragraph  
9 it says "The radio operator Sunlight", and I am on the fourth  
10 paragraph, "Sam Bockarie"?

11 A. Yes.

12 Q. Okay. Paragraph reads:

13 "Sam Bockarie had a compound in Monrovia during this time  
14 and he was at Yeaten's residence almost every day. Witness also  
15 saw Issa Sesay there on numerous occasions. Superman had a  
16 Lebanese wife in Monrovia, so he was in Monrovia a lot and  
17 witness saw him at Yeaten's residence several times as well.  
18 Witness also saw General Gibril Massaquoi there at Yeaten's  
19 twice."

16:16:38 20 Do you see that, Mr Witness?

21 A. Yes.

22 Q. And in court you told us - in court you told us Eddie  
23 Kanneh, you saw him there in Yeaten's house with diamonds in  
24 2000. That is what you said, right?

16:16:56 25 A. Let's go to the area where you have that.

26 Q. I am there. I am asking you now. There are two things  
27 here, Mr Witness. One is the document we are looking at. Did  
28 you tell the Office of the Prosecution what I have just read, yes  
29 or no?

1 A. I explained to the investigators about diamonds and that it  
2 was Eddie Kanneh who used to travel with diamonds, and before his  
3 arrival message would be transmitted to the effect that he was on  
4 the way travelling with the parcel, meaning diamonds.

16:17:41 5 PRESIDING JUDGE: Very well now, Mr Witness, we have heard  
6 that. Now I want you to answer the question. The question  
7 referred to the extract that counsel has read you.

8 THE WITNESS: Okay.

9 MR ANYAH:

16:17:51 10 Q. Did you tell the Office of the Prosecution what is written  
11 there on that paper?

12 A. In this area read there is no name stated like Eddie  
13 Kanneh.

14 Q. I am not asking only about Eddie Kanneh. You see the issue  
16:18:06 15 now is which people did you see visit Benjamin Yeaten's place and  
16 their names there: Issa Sesay, Sam Bockarie, Superman?

17 A. I am really confused.

18 MR BANGURA: Your Honours, there is a bit of confusion here  
19 on my side as well. My learned friend started with a question  
16:18:24 20 about diamonds and Kanneh and I took an objection to the effect  
21 that he was misstating the evidence. I don't think we have quite  
22 moved away from that.

23 PRESIDING JUDGE: I understood counsel to be putting a  
24 prior piece of evidence to the witness, not necessarily about  
16:18:42 25 diamonds, but in any event let us move out of this confusion.

26 Mr Anyah, I understand you are putting a prior statement to the  
27 witness.

28 MR ANYAH: That is correct.

29 PRESIDING JUDGE: That statement is on page 14 of tab 2.



1 Mr Witness, I am going to ask counsel to read it out to you  
2 again.

3 THE WITNESS: Okay.

16:19:05

4 PRESIDING JUDGE: Listen to it fresh in your mind and  
5 answer and focus on that question. Mr Anyah, for purposes of  
6 clarification, please put it again.

7 MR ANYAH:

16:19:29

8 Q. Mr Witness, the question is this. These are notes from the  
9 Prosecution's interview with you on 19 July 2006 and this is what  
10 they say you told them. It reads:

16:20:00

11 "Sam Bockarie had a compound in Monrovia during this time  
12 and he was at Yeaten's residence almost every day. Witness also  
13 saw Issa Sesay there on numerous occasions. Superman had a  
14 Lebanese wife in Monrovia, so he was in Monrovia a lot and  
15 witness saw him at Yeaten's residence several times as well.  
16 Witness also saw General Gibril Massaquoi there at Yeaten's  
17 twice."

18 Did you tell the Office of the Prosecution what I have just  
19 read, on 19 July 2006, yes or no?

16:20:20

20 A. Yes.

21 Q. Thank you.

22 A. Yes.

23 PRESIDING JUDGE: Yes, Mr Anyah, please proceed.

24 MR ANYAH:

16:20:51

25 Q. Now, Mr Witness, the point of this whole exercise was to  
26 ask you this: If you are the same person Benjamin Yeaten allowed  
27 to be present when Issa Sesay came, when Superman came, when  
28 Gibril Massaquoi came, and I will get back to Kanneh, but let's  
29 leave him out of this for now, how is it that you, living next

1 door to Benjamin Yeaten, next to his family, you the same person  
2 he took on all his helicopter flights, how is it your access and  
3 movement in only one place, the Executive Mansion, is restricted?  
4 How come all of a sudden you are no welcome to roam about the  
16:21:37 5 Executive Mansion as you had been embraced by Benjamin Yeaten  
6 during this time?

7 MR BANGURA: Your Honours, I feel constrained to - my  
8 learned friend is putting questions on a premise which has not  
9 been established and that is misleading to the witness. The  
16:21:54 10 question which my learned friend has asked is how come that you  
11 are no longer allowed to roam about. There has never been any  
12 evidence to the effect that the witness has been roaming about in  
13 the Executive Mansion. Counsel --

14 JUDGE SEBUTINDE: Mr Bangura, now you are misrepresenting  
16:22:11 15 what counsel said. Counsel said, "How come all of a sudden you  
16 are no longer welcome to roam about?"

17 MR BANGURA: Your Honours, the record may not have brought  
18 up everything he said, but I recall him saying "roam about the  
19 Executive Mansion."

16:22:30 20 MR ANYAH: Well, I read a paragraph where the witness says  
21 he was only allowed on the fourth floor and all I am trying to  
22 find out is why the restriction in the context of one location.  
23 I can rephrase the question.

24 PRESIDING JUDGE: Please do so, because Benjamin Yeaten's  
16:22:49 25 house and the Executive Mansion are not necessarily the same  
26 place. There is a different owner for the Executive Mansion and  
27 he may have his own rules and regulations.

28 MR ANYAH: Yes, Madam President, and I will rephrase it. I  
29 don't know if the witness - I saw him bending his head and I

1 don't know if he needs something, but I will proceed:

2 Q. Mr Witness, let's break it down and I am sure we can get  
3 through this quickly. We have confirmed you rode helicopters  
4 with Benjamin Yeaten, right?

16:23:21 5 A. Yes.

6 Q. We have confirmed that you lived next door to Benjamin  
7 Yeaten, right?

8 A. Yes.

9 Q. We have confirmed that his family was situated next door  
16:23:31 10 where you lived to him, right?

11 A. Yes.

12 Q. We have confirmed that when it came to the Executive  
13 Mansion you were only allowed on the fourth floor, right?

14 A. There I stopped, yes.

16:23:43 15 Q. Okay. And what I want to know is why do you think, or was  
16 a reason given to you, rather - let's start with that question.  
17 Was there a reason given to you why you were only allowed on the  
18 fourth floor of the Executive Mansion when it seems everywhere  
19 else that I have mentioned you were allowed more access,  
16:24:04 20 Mr Witness?

21 A. I do not know.

22 Q. You do not know?

23 A. No.

24 Q. I see. That's what I thought. I withdraw that, Madam  
16:24:17 25 President. Now have you ever told us during the course of your  
26 examination that Eddie Kanneh - you were present at Benjamin  
27 Yeaten's house when Eddie Kanneh came with diamonds?

28 A. I have stated that I was in Monrovia when I received a call  
29 from General Issa Sesay that Eddie Kanneh was on his way coming

1 with a parcel and that meant diamonds and indeed I saw him come  
2 to Benjamin D Yeaten.

3 Q. This is the question I was asking. He came to Benjamin D  
4 Yeaten. Where was that? Was that in Monrovia?

16:25:12 5 A. In Monrovia, yes.

6 Q. Yes, I knew I recalled it. And was it at Yeaten's house?

7 A. Yes.

8 Q. And it was in the year, I think you said, 2000, right?

9 A. Yes.

16:25:24 10 Q. Okay, that's where we were. So Eddie Kanneh is one of the  
11 people that you were allowed to be present when he brought  
12 diamonds - well, you were present when Eddie Kanneh brought  
13 diamonds to Yeaten's place in 2000?

14 A. Before his arrival at Yeaten's house, in fact in Monrovia I  
16:25:46 15 had received the message about his coming and I presented that  
16 message to Benjamin D Yeaten and indeed Eddie Kanneh came and he  
17 was directed. He went to Benjamin D Yeaten's house. In fact  
18 before that time --

19 PRESIDING JUDGE: Mr Witness, the question was were you  
16:26:02 20 present when Eddie Kanneh came?

21 THE WITNESS: I was there, yes.

22 MR ANYAH:

23 Q. Okay. Mr Witness, the RUF had a guesthouse in Monrovia.  
24 Are you aware of that?

16:26:22 25 A. Yes.

26 Q. Did they have the guesthouse during the period when you  
27 were in Monrovia?

28 A. That was the time I knew the guesthouse.

29 Q. When you say that was the time you knew the guesthouse are

1 you answering my question? My question is was that guesthouse  
2 operational when you were in Monrovia?

3 A. Yes.

16:26:56

4 Q. When you got to Monrovia in December 1999 did the RUF have  
5 a guesthouse at that time, in Monrovia that is?

6 A. Yes.

7 Q. But Sam Bockarie was not staying at the guesthouse, right?

8 A. I cannot remember.

16:27:23

9 Q. Well, Sam Bockarie came to Monrovia in December 1999,  
10 right?

11 A. Yes.

12 Q. Did he get there before you or after you, Mr Witness?

13 A. After I went to Liberia.

16:27:40

14 Q. You were already in Liberia when he went to Monrovia,  
15 right? I am not trying to confuse you. It's 1999, it's  
16 December, my original question was when you were in Monrovia did  
17 Sam Bockarie get there before or after you?

18 A. I was not staying in Monrovia permanently. I was on the  
19 front line in Lofa and --

16:28:05

20 PRESIDING JUDGE: Mr Witness, did you know if Sam Bockarie  
21 arrived in Monrovia before or after you were staying there?

22 THE WITNESS: I went to Monrovia and returned.

23 PRESIDING JUDGE: I see.

16:28:18

24 THE WITNESS: I went to Monrovia and returned to the front  
25 line, Lofa, far away from Monrovia.

26 MR ANYAH:

27 Q. Mr Witness, at some point though were you and Sam Bockarie  
28 ever in Monrovia at the same time in 1999?

29 A. No.

1 Q. Were you and Sam Bockarie ever in Monrovia at the same time  
2 in the year 2000?

3 A. Yes.

16:28:42

4 Q. Okay. Was this before or after the operations you  
5 described in Voinjama and Vahun when Sam Bockarie participated in  
6 RUF operations in the year 2000?

7 A. That was after and before.

8 Q. Okay.

9 A. Before and after.

16:29:01

10 Q. Yes, it's possible, because there were two operations,  
11 right?

12 A. Yes.

13 PRESIDING JUDGE: Sorry to interrupt you, Mr Anyah, but I  
14 think we have run up to our time limit.

16:29:10

15 MR ANYAH: Thank you, Madam President.

16 PRESIDING JUDGE: Unfortunately we will have to adjourn at  
17 this point. Just to ensure that there was a proper record, it  
18 has been referred to but we did go into private session for  
19 reasons of security of the witness in the course of this  
20 afternoon. We will adjourn now until tomorrow at 9.30.

16:29:26

21 Mr Witness, I am going to remind you as I have done every other  
22 day that until your evidence is finished you should not discuss  
23 your evidence with anyone.

24 THE WITNESS: I will not.

16:29:39

25 PRESIDING JUDGE: Very good. Please adjourn court to 9.30  
26 tomorrow.

27 [Whereupon the hearing adjourned at 4.30 p.m.  
28 to be reconvened on Wednesday, 16 April 2008 at  
29 9.30 a.m.]