



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

FRI DAY, 4 JUNE 2010
9.33 A. M.
TRI AL

TRI AL CHAMBER 11

Before the Judges:

Justice Julia Sebutinde, Presidi ng
Justice Richard Lussick
Justice Teresa Doherty
Justice El Hadji Malick Sow, Al ternate

For Chambers:

Ms Sidney Thompson

For the Registry:

Ms Rachel Irura
Ms Zainab Fofanah

For the Prosecution:

Mr Nicholas Koumjian
Mr Mohamed A Bangura
Ms Kathryn Howarth
Ms Ula Nathai-Lutchman
Ms Maja Dimitrova

For the accused Charles Ghankay Taylor:

Mr Terry Munyard
Ms Logan Hambrock
Ms Fatiah Balafas

1 to Charles Taylor in Danane. Do you recall the name?

2 A. Yes.

3 Q. Who is Joseph Workapue?

4 A. He was one of the elders from Nimba County.

09:36:12 5 Q. Was he a member of the NPFL?

6 A. He was - they were the ones who ran away and went to Ivory
7 Coast. But he was not working. He was based in Ivory Coast,
8 waiting for the war.

9 Q. Do you know whether he took part at all in any fighting
09:36:40 10 during the war?

11 A. No.

12 Q. Do you know whether he occupied or held any position within
13 the NPFL?

14 A. No.

09:36:52 15 Q. Thank you. Yesterday you testified about your role in the
16 NPFL and you told this Court that you were limited mostly to
17 giving nursing care to wounded fighters, correct?

18 A. Yes.

19 Q. You however became very close to the NPFL leadership,
09:37:30 20 didn't you?

21 A. Yes.

22 Q. Prince Johnson trusted you enough to send you as an
23 emissary to Charles Taylor in Danane, didn't he?

24 A. Yes.

09:37:46 25 Q. And Charles Taylor himself also entrusted you with the
26 responsibility of encouraging the elders of Nimba to talk to
27 Prince Johnson and get him not to break away, correct?

28 A. Yes.

29 Q. When you got arrested by Special Forces fighters at

1 Gborplay, Charles Taylor came to your rescue, didn't he?

2 A. Yes.

3 Q. He then gave you an assignment after this incident which
4 you took, correct?

09:38:42 5 A. I said he sent me to Garplay to start doing my work.

6 Q. So that was an assignment given to you by Charles Taylor,
7 correct?

8 A. Yes, that was the same work that I was doing.

9 Q. Initially you had been asked to work as a nurse by Prince
09:39:07 10 Johnson, isn't that right?

11 A. Yes.

12 Q. And this time around after you were released from jail in
13 Gborplay, Charles Taylor asks you to perform that same role,
14 right?

09:39:22 15 A. Yes.

16 Q. And you willingly accepted this decision, even though you
17 had been in jail for about ten days, didn't you?

18 A. Yes.

19 Q. In effect, you came to be much more close to the leadership
09:39:53 20 than you have led this Court to believe, didn't you?

21 A. Yes.

22 Q. I would like to show you some photographs and I would ask
23 you to identify persons in those photographs that you recognise.

24 Your Honours, we have two photographs that have been
09:40:21 25 distributed.

26 MR MUNYARD: Madam President, before these photographs are
27 shown to the witness, on 12 April this year we wrote to the
28 Prosecution asking for them to disclose any relevant material
29 relating to this witness whose name had already been disclosed.

1 Moments before the Court sat this morning we've been presented
2 with two photographs. I've had no opportunity, obviously, to
3 take instructions from this witness because she's now part way
4 through her evidence. But if the Prosecution really are seeking
09:40:54 5 to put material that they claim is relevant to this witness, then
6 they should have done so in good time following our letter to
7 them for us to take instructions on them.

8 PRESIDING JUDGE: Mr Bangura, what is your response?

9 MR BANGURA: Your Honour, the Prosecution did in fact
09:41:16 10 disclose these photographs as part of a number of materials
11 seized from Charles Taylor's residence in Liberia and they were
12 disclosed to the Defence on 28 March 2007.

13 PRESIDING JUDGE: Mr Munyard, do you still maintain your
14 objection?

14 MR MUNYARD: At this stage, no, Madam President, but I'll
15 ask those in Court to assist me to see if we did indeed receive
16 those then. I'm not saying we didn't, but it has been said
17 before in relation to other witnesses that something has been
18 disclosed to us a long time ago and then later on during the same
19 Court day it was then revealed that that was a mistake. So I'm
09:42:01 20 not saying this is a mistake, but I will not pursue my objection
21 at this point.

22 PRESIDING JUDGE: Very well. Mr Bangura, please proceed
23 and the witness should be shown - Mr Bangura, are there originals
09:42:18 24 in your custody?

25 MR BANGURA: No, your Honour. The originals of these
26 photographs are still in Liberia where the seizure was made. The
27 Prosecution was never able to obtain those originals.

28 PRESIDING JUDGE: Very well. I think you'll refer to the

1 photographs by the serial number you've stamped on them.

2 MR BANGURA: Thank you, your Honour. May I, before we look
3 at the photographs, consult on a point made by counsel about
4 previous situations where we have indicated that material had
09:43:01 5 been disclosed and the situation has turned out to be that --

6 PRESIDING JUDGE: Mr Bangura, I would not spend Court's
7 time on such an inquiry. This can be done outside of the sitting
8 hours of the Court.

9 MR BANGURA: Thank you, your Honour. May the witness be
09:43:20 10 shown photograph P0000854. Perhaps it might be helpful if we
11 have the witness take the seat by the projector so that she can
12 make any indications needed by her.

13 PRESIDING JUDGE: Could these photographs be put on the
14 overhead, please.

09:44:45 15 MR BANGURA:

16 Q. Madam Witness, look at the photograph and can you tell the
17 Court whether you do recognise anybody in it?

18 A. Yes.

19 Q. Who do you recognise in it? Maybe just point out - may the
09:45:13 20 witness be given a pen or something to use. Just simply point to
21 who you recognise at this stage.

22 A. Yes.

23 Q. Yes, go on.

24 A. I recognise Mr Taylor and Benjamin Yeaten.

09:45:40 25 Q. And who is Benjamin Yeaten? Can you point to Benjamin
26 Yeaten also on the photograph?

27 A. This.

28 Q. Who else do you recognise?

29 A. No, I don't know the other people.

1 Q. Madam Witness, would you like to mark - use a pen, draw an
2 arrow, and write the names of the persons whom you have
3 identified in the photograph for the Court.

4 Can you draw an arrow from the head of the person who you
09:47:54 5 have identified as Benjamin Yeaten to where you've written the
6 name, and do the same for the second person, Charles Taylor.

7 Mrs Yeney, if you would just get the arrow moving from the
8 head of the person to the name rather than the other direction,
9 as you seem to have done. From the head to the name.

09:48:59 10 Is there anyone else you recognise in that photograph?

11 A. No.

12 Q. Can you sign your name on that photograph and put a date on
13 it. You can do that at the top - top left hand. Can we for the
14 moment put that - I take it that your name at the top there is
09:49:52 15 your signature, correct?

16 A. No, it's just my name that I have written but if you want
17 me to sign, I can sign.

18 Q. Well, you can sign if you - and put the date as well.
19 Today is 3 June.

09:50:27 20 A. June 4th.

21 Q. Thank you. Can we put that aside for a moment. I'm going
22 to show you another photograph, Mrs Yeney, and again I would like
23 you to look at the photograph - it's going to be displayed on the
24 overhead - and see if you identify anybody in it and we'll go
09:51:08 25 through the same procedure as we've done for the first.

26 PRESIDING JUDGE: Mr Bangura, this photo also has a serial
27 number, for the record.

28 MR BANGURA: Yes, it does.

29 PRESIDING JUDGE: You didn't say the serial number.

1 MR BANGURA: I'm sorry. The photograph that is about to be
2 shown to the witness is P0000864:

3 Q. Mrs Yeney, again take a look at the photograph there and
4 can you indicate firstly to the Court whether you recognise
09:52:03 5 anybody in it. You can use your pen to point to who you
6 recognise?

7 A. I recognise Mr Enoch Dogolea.

8 Q. Can you point to Enoch Dogolea?

9 A. Yes.

09:52:36 10 Q. Thank you. Anybody else?

11 A. Mr Taylor.

12 Q. Yes?

13 A. Mrs Dogolea.

14 Q. And when you say Mrs Dogolea, is this the person - who is
09:53:02 15 this Mrs Dogolea? Is this the person who you referred to as your
16 sister?

17 MR MUNYARD: I'm afraid Mr Bangura is getting people
18 completely mixed up. She's never said that she was related to
19 the Dogolea family.

09:53:17 20 MR BANGURA: Sorry. She said Dokie. I'm sorry:

21 Q. Who else do you recognise there?

22 A. Please bring it closer to me because I don't have my
23 eyeglasses.

24 MR MUNYARD: In those circumstances I wonder if inquiry
09:53:43 25 could be made of the witness whether her eyeglasses are within
26 the building. If they are, it would obviously be much better if
27 she can use them.

28 THE WITNESS: I was told not to even bring anything along
29 with me, so it's not here, except for my coat.

1 PRESIDING JUDGE: Madam Witness, can you actually see the
2 photographs in front of you if you hold them close to you? Is
3 that a yes?

4 THE WITNESS: Yes.

09:54:46 5 MR BANGURA:

6 Q. In that case, if you can hold the photograph closer to you
7 and make a note of - mental note of those that you recognise, we
8 can then put it on the overhead and you point to them after you
9 have made a note of who you recognise. So are there any others
09:55:26 10 that you recognise apart from the three that you have already
11 indicated?

12 A. Yes.

13 Q. Who else do you recognise?

14 A. I recognise Esther, Esther Dahn. And I recognise the chief
09:55:59 15 of elders, but I've forgotten his name.

16 Q. You mentioned earlier - you indicated one of the persons in
17 the photograph as Mrs Dogolea. What is her full name, if you
18 know?

19 A. Regina Dogolea.

09:56:36 20 PRESIDING JUDGE: Do we have a spelling of Dahn? Esther
21 Dahn. Could you kindly spell her surname, please.

22 MR BANGURA:

23 Q. Are you able to help the Court with a spelling?

24 A. Yes.

09:56:43 25 Q. Please go ahead.

26 A. Dahn is D-A-H-N. Esther is E-S-T-H-E-R. Esther Dahn.

27 Q. Again as you did with the first photograph, can you take it
28 off - Madam Court Assistant, will you take it off the projector
29 and, Mrs Yeney, could you then write the names of those that you

1 have identified in this photograph, doing the same thing as
2 before. Put an arrow from the head and write the name.

3 I'm not sure whether it's the image from the projector that
4 makes some of the writing look so illegible or - Madam Court
10:00:25 5 Assistant, can I take a look at the photograph and see just how
6 legible the writing is.

7 PRESIDING JUDGE: Also the witness didn't indicate the
8 chief of elders.

9 MR BANGURA: It's legible enough:

10:00:43 10 Q. Mrs Yeney, you mentioned - you identified somebody as the
11 chief of elders, do you recall?

12 A. Yes.

13 Q. Can you put an arrow against his - and again don't forget
14 to sign your name and date the photograph. Thank you. May the
10:02:05 15 witness take her seat again. Thank you, madam.

16 Your Honours, may I ask that the two photographs marked by
17 the witness be marked for identification.

18 PRESIDING JUDGE: Certainly. The first photograph, that is
19 serial P0000854 as marked by the witness, is marked MFI-1. The
10:02:45 20 second photograph, serial P0000864, is marked MFI-2.

21 MR BANGURA: Thank you, your Honour.

22 JUDGE DOHERTY: Mr Bangura, before you proceed can I see
23 MFI-1, please.

24 MR BANGURA: Madam Court Assistant, can you please
10:04:41 25 facilitate the request made by Justice Doherty.

26 MR MUNYARD: [Microphone not activated] can I see them?
27 Because the United Nations logo completely obliterated some of
28 the writing on my screen, so I haven't been able to see the
29 writing.

1 PRESIDING JUDGE: After Mr Munyard has seen particularly
2 MFI-1, I would like both photographs returned to the witness
3 because we have a query that we want to raise with her. Please
4 pass this to Mr Munyard - both of them.

10:05:15 5 MR MUNYARD: It was actually MFI-2 where the writing was
6 obliterated, but I'll look at both if I may.

7 Thank you, Madam President. You may well want to raise a
8 question about an arrow that doesn't have a name attached to it
9 in MFI-2.

10:06:16 10 PRESIDING JUDGE: We actually haven't seen MFI-2.

11 If the witness could be shown MFI-2, which is the second of
12 the photographs. The arrow pointing to the chief of elders,
13 could you please write, Madam Witness, the words "chief of
14 elders" by that arrow.

10:09:06 15 Can we see this. Okay, that covers it.

16 Now, Madam Witness, we were looking at both photographs and
17 on the photograph where you've just indicated the chief of
18 elders, you also indicated one Esther Dahn in the right-hand
19 corner. Now, if you look at the first photograph, the person
20 that you have indicated as Benjamin Yeaten appears to us to be
21 dressed the same way as Esther Dahn. Appears to be dressed in
22 the same way. I'm not saying it is the same person, but appears
23 to have the same sunglasses, the same necklace, and the same blue
24 camouflage except that this person is wearing also a green
camouflage on top. Green camouflage jacket.

25 Can you please look at those two people, perhaps side by
26 side. The person that you have indicated as Benjamin Yeaten on
27 the one picture and the person you have indicated as Esther Dahn.
28

29 Yes, it's just been drawn to my attention that what I

1 described as a green camouflage on the first picture is actually
2 somebody's arm in front of this person. So the person you
3 described as Benjamin Yeaten is standing behind two tall
4 gentlemen whose arms are blocking this person's view but the
10:11:25 5 person is actually dressed in blue. And I hope everybody is
6 taking note of what I'm saying. There are two people in front of
7 this person that you've named as Benjamin Yeaten standing and
8 their arms are partly covering this person behind - or in front
9 of her. So can you please look again and confirm to us whether
10:11:55 10 you still say this is Benjamin Yeaten.

11 MR BANGURA: Your Honour, perhaps it might help if the
12 witness is asked to pick up the photograph, because when we had
13 her identify the first photograph she did not complain about not
14 having glasses and perhaps that might --

10:12:17 15 PRESIDING JUDGE: Mr Bangura, the photographs are sitting
16 in front of the witness. If she cannot see it, she can pick them
17 up. You don't need to make an application for that.

18 And, Mrs Yeney, I look particularly at the necklace of the
19 person you've described as Benjamin Yeaten.

10:12:38 20 MR MUNYARD: Madam President, I'm having the greatest
21 difficulty in seeing on either of these photographs a necklace on
22 that person.

23 MR BANGURA: I object to my learned friend making any
24 comments about the photograph. The photographs are the subject
10:13:03 25 of an identification exercise by the witness and I don't think it
26 would be fair for any kind of comments regarding - relating to
27 identity of anyone in the photograph by --

28 PRESIDING JUDGE: Mr Munyard, both counsel, please. These
29 are observations from the Bench. Let us give the witness an

1 opportunity to comment on them without both of you making
2 comments on a possible identification --

3 MR MUNYARD: Very well.

4 PRESIDING JUDGE: -- of the witness. She may well confirm
10:13:35 5 her testimony. If you are unable to say one way or another,
6 Mrs Yeney, that is even all right. You can still say you are not
7 sure or you don't know.

8 THE WITNESS: I don't know. My eyes are not too clear.

9 PRESIDING JUDGE: Then, Mr Bangura, in view of the answer
10:14:21 10 that's been given I don't know if you want the witness to delete
11 one of the names or something, but I think this is - we've taken
12 note of the fact that the witness cannot see clearly. That is
13 one. Secondly, the photographs themselves are quite hazy. These
14 are not originals. They are quite hazy even for someone with
10:14:47 15 good eyesight. And we've made these observations that I think
16 are quite pertinent. It's up to you, Mr Bangura.

17 MR BANGURA: [Microphone not activated].

18 PRESIDING JUDGE: Would you please switch your microphone
19 on before you speak.

10:15:12 20 MR BANGURA: Your Honour, I understood the witness
21 answering to a question which was posed by yourself, Madam
22 President, about whether - about what her position is, does she
23 know, does she not know, and I think that was what she responded
24 to. But I understand that - my position is that the
10:15:45 25 identification which the witness has made already on the
26 photograph stands, unless I'm wrong, but --

27 PRESIDING JUDGE: How? How can it stand when she says she
28 doesn't know? How?

29 MR BANGURA: Your Honours put a question to the witness

1 about whether she thinks that --

2 PRESIDING JUDGE: I asked her to confirm after looking
3 again whether this is indeed Benjamin Yeaten, even though this
4 person has features similar to the person described on the other
10:16:22 5 photograph as Esther Dahn. And after looking and looking again
6 she says, "I don't know." I then turn to you and ask you: In
7 view of her comment, do you think it's fair to leave the
8 photograph MFI -1 with the name Benjamin Yeaten as indicated?
9 Would that really be her testimony?

10:16:46 10 MR BANGURA: May I pursue this with the witness briefly
11 again, your Honour. I think it might be best to have the witness
12 clarify her position in light of the question that your Honours
13 put to the witness:

14 Q. Mrs Yeney, regarding the first photograph that you looked
10:17:15 15 at where you identified one person as Benjamin Yeaten and another
16 as Charles Taylor, you have been given an opportunity to look at
17 the photograph again and the judges have put a question to you
18 about the identification that you made. Do you wish to change
19 any identification that you made earlier, or does that remain to
10:17:50 20 be - does the position remain the same?

21 A. I think the best way forward is if I can get my reading
22 glasses to see these pictures clearly. That would be good for
23 me.

24 Q. We're talking only of one picture here, and that is the one
10:18:20 25 where you have identified somebody as Benjamin Yeaten and you
26 have just said that you changed. So what would be your position
27 regarding that identification?

28 PRESIDING JUDGE: Before the witness answers, is it
29 possible for the witness to secure her reading glasses? Are

1 these nearby? Madam Witness, where did you leave your glasses?

2 MR BANGURA:

3 Q. Madam Witness, you've been asked a question by the
4 Presiding Judge. Are you --

10:18:58 5 A. I left my glasses at the house.

6 Q. When you say at the house, where? Is it here in The Hague?

7 A. Yes.

8 Q. And at the place where you are staying in The Hague?

9 A. Yes.

10:19:21 10 MR BANGURA: Your Honour, I'm not sure where, but if we're
11 talking of the safe house, it's probably 45 minutes at the least.
12 Perhaps efforts can be made to get the glasses while we continue
13 with the testimony of the witness and see whether they could be
14 brought here before we - by about the break, if possible.

10:19:52 15 PRESIDING JUDGE: Really, Mr Bangura, we can't do anything
16 about this. You are the one that's put the photographs before
17 her. My only concern was for you to have these marked and put in
18 the custody of the officer with this name Benjamin Yeaten that
19 the witness now is not sure of. If you want to revisit this
10:20:16 20 evidence sometime later, then by all means. But for now, please
21 continue.

22 MR BANGURA: Your Honour, what I just want to be very clear
23 about is if the witness is saying that she is not now sure and we
24 have that clearly noted and then we may probably have a deletion
10:20:33 25 of that name and we can move on and the records will bear us out
26 that she is not sure of the particular name.

27 PRESIDING JUDGE: Madam Witness, can you take the
28 photograph where you have identified someone as Benjamin Yeaten
29 and cross out "Benjamin Yeaten" for now.

1 THE WITNESS: This is the picture that I had pointed to.

2 MR BANGURA:

3 Q. Can you take a pen - now that you say you are not sure
4 whether this person is Benjamin Yeaten, can you take a pen and
10:21:28 5 just strike out the name that you wrote there.

6 Your Honours, we still have the request for the photographs
7 to remain marked as they are and we'll move on with the
8 testimony.

9 PRESIDING JUDGE: Please move on.

10:22:18 10 MR BANGURA: Thank you:

11 Q. Mrs Yeney, you mentioned - you identified one person in the
12 photographs as Esther Dahn, correct?

13 A. Yes.

14 Q. Who is Esther Dahn?

10:22:37 15 A. She was a bodyguard to Taylor.

16 Q. What rank did she carry?

17 A. They were in the SSS.

18 Q. Yes, I'm asking about the rank. Did she carry a rank?

19 A. I don't know her rank.

10:23:26 20 Q. Did you ever hear her being referred to as a general?

21 A. I don't know that and I never heard people call her
22 general.

23 Q. Thank you. Let's move on to something else. Yesterday you
24 told this Court about - we briefly discussed your uncle Jackson F

10:23:58 25 Doe, do you recall?

26 A. Yes.

27 Q. He had run in the presidential election against the former
28 President Samuel Doe, correct?

29 A. Yes.

1 Q. Jackson F Doe was a widely popular figure - a national
2 figure in Liberia, correct?

3 A. Yes.

4 Q. In fact, you agreed with me yesterday that he was widely
10:24:37 5 believed to have won the elections which you said were in fact
6 rigged. Isn't that so?

7 A. Yes.

8 Q. When was the last time that you saw Jackson Doe?

9 A. I saw him before the war.

10:25:04 10 Q. And when you say before the war, are you able to put a year
11 to when that was?

12 A. I saw him in 1980. That was the last time that I saw him.

13 Q. You told the Court yesterday that you were somehow
14 affiliated with his political party. Do you recall that?

15 A. Yes.

16 Q. And you had been involved in his elections for the
17 presidency. Do you recall that?

18 A. Yes.

19 Q. And when were these elections, if you recall?

10:26:06 20 A. The election took place in 1985. Oh, I made a mistake.
21 The last time I saw my uncle was not 1980. It was in 1985 that
22 we had the elections. The last time I saw him was the time
23 Quiwonkpa came in.

24 Q. And this was in 1985?

10:26:42 25 A. Yes, Quiwonkpa came in in 1985.

26 Q. Now, during the early part of the NPFL war it was
27 considered safe for people to move away from Monrovia into areas
28 where the NPFL had control; wasn't that the case? People fled
29 Monrovia for safety into areas that the NPFL had taken over?

1 A. Yes.

2 Q. Jackson Doe had been living in Monrovia, correct, during
3 the - when the war broke out?

4 A. Yes.

10:27:36 5 Q. He was encouraged to move into territory held by the NPFL
6 for his safety. Isn't that so?

7 A. Yes.

8 Q. It was widely believed that Samuel Doe considered him his
9 rival and an enemy. Isn't that so?

10:28:11 10 A. Please repeat.

11 Q. Samuel Doe considered Jackson Doe an enemy - or a rival.
12 Isn't that so?

13 A. Yes.

14 Q. And so it was considered safe that Jackson Doe move out of
15 Monrovia into NPFL territory where he would be safer, correct?

16 A. Yes.

17 Q. When Jackson Doe made this move into NPFL territory, he was
18 welcomed by NPFL fighters. Isn't that so?

19 A. Yes.

10:29:04 20 Q. In fact, this was big news in Liberia at the time, correct?

21 A. Yes.

22 Q. He was welcomed and was taken to Charles Taylor at Harbel,
23 correct?

24 A. I was not closer to them. At that time I was at the
10:29:35 25 hospital in LAMCO.

26 Q. But the word out at the time was that he had been received
27 very well by Charles Taylor, correct?

28 A. Yes.

29 Q. He was assured of his safety in NPFL territory, wasn't he?

1 A. Yes.

2 Q. In fact, Charles Taylor had informed other politicians like
3 Johnson-Sirleaf and Amos Sawyer that Jackson Doe had crossed over
4 to NPFL territory, had he not?

10:30:23 5 A. I don't know.

6 Q. It is true, isn't it, that just one week after Jackson Doe
7 crossed over into NPFL territory he disappeared and was found
8 dead?

9 A. I was in the hospital. I don't know the time he entered,
10 but I heard about his death whilst I was in the hospital.

11 Q. And you heard about his death not long after you heard that
12 he had crossed over into NPFL territory, didn't you?

13 A. Yes.

14 Q. A matter of one week, wasn't that the case?

10:31:17 15 A. It was about two weeks, because my late sister Janet used
16 to visit me in the hospital and she used to visit him too. She
17 would come and tell me greetings from him.

18 Q. And you say where did your sister used to visit Jackson
19 Doe?

10:31:56 20 A. He was in Kakata.

21 Q. And this was after he had crossed over into NPFL territory,
22 correct?

23 A. Yes.

24 Q. And yourself, where were you hospitalised at this time?

10:32:18 25 A. LAMCO hospital in Nimba.

26 JUDGE LUSSICK: Was the witness hospitalised or did she
27 work in the hospital?

28 MR BANGURA: I'll get a clarification, your Honour:

29 Q. When you say you were - you said earlier that at the time

1 that this incident occurred you were in hospital, what do you
2 mean?

3 A. I said I was sick and I had been admitted in the hospital
4 at LAMCO.

10:32:55 5 PRESIDING JUDGE: This is a hospital - LAMCO is acronym
6 obviously, is it, L-A-M-C-O?

7 MR BANGURA: I'll get the witness to clarify:

8 Q. Madam Witness, you've heard the question from the Presiding
9 Judge. LAMCO was acronym for a place, correct? L-A-M-C-O. Was
10 that how that place was called?

11 A. Yes.

12 Q. And those letters stood for a meaning, each of those
13 letters had a meaning, correct?

14 A. Yes.

10:33:43 15 Q. Do you know what they stood for or what they stand for?

16 A. I do not recall that.

17 Q. Thank you. Madam Witness, do you know the name Liberian
18 American Mining Company? Have you heard that name before?

19 A. Was that LAMCO? I don't know.

10:34:29 20 Q. Yesterday you also testified about your brother-in-law Sam
21 Dokie and his wife, correct?

22 A. Yes.

23 Q. Sam Dokie was also a very popular man in Liberia, wasn't
24 he?

25 A. Yes.

26 Q. He was held in high esteem by most Liberians, especially
27 among the Gios, correct?

28 A. Yes.

29 Q. In fact, Sam Dokie had led a group of Niamba people in a

1 bank robbery that resulted in the death of the son of Charles
2 Julu. Remember that?

3 A. No.

4 Q. He had been in a way connected with this robbery in Nimba
10:35:43 5 of a bank. Do you recall that incident?

6 A. No.

7 Q. You don't recall an incident where the son of Charles Julu
8 was killed in Nimba?

9 A. No.

10:36:05 10 Q. In any event, Sam Dokie was one of the founding members of
11 the NPFL, wasn't he?

12 A. Yes.

13 Q. In 1994 Dokie, along with some other members, broke away
14 from the NPFL, didn't he?

10:36:30 15 A. Yes.

16 Q. With him were Tom Woweyu and Laval Supuwood, correct?

17 A. Yes.

18 Q. They then formed a rival faction to the NPFL after they
19 broke away from the NPFL, correct?

10:36:54 20 A. Yes.

21 Q. So they had always been viewed by Charles Taylor as rivals
22 to his aspirations for the presidency, correct?

23 A. I don't know to them.

24 Q. Now you told this Court yesterday about how you learned
10:37:22 25 about the death of Sam Dokie and your sister?

26 A. Yes.

27 Q. Do you recall that? One of your sisters gave you the
28 information about the arrest, correct?

29 A. Yes.

1 Q. And she informed you that Benjamin Yeaten had arrested
2 Dokie and your sister. Do you recall that?

3 A. Yes.

4 Q. So you went to see Benjamin Yeaten in Gbarnga about the
10:37:58 5 arrest?

6 A. Yes.

7 Q. How did you know that Benjamin Yeaten was in Gbarnga at
8 this time?

9 A. My sister who came to tell me about the arrest, she told me
10:38:19 10 that Ben was in Gbarnga.

11 Q. Do you know why Ben was in Gbarnga at this time?

12 A. I don't know.

13 Q. Now, when you asked Benjamin Yeaten why your sister and
14 Dokie had been arrested, he said to you - and this is what you
10:38:47 15 told the Court. I'm quoting exactly your words:

16 "According to the information, Sam Dokie was trying to
17 escape to Guinea because Mr Taylor is not here. So he wants to
18 go to Supuwood."

19 This is what you said Benjamin Yeaten told you, correct?

20 A. Yes.

21 Q. Supuwood at this time was in Guinea, correct?

22 A. That was what Ben told me.

23 Q. When you asked about your sister and Sam Dokie, Benjamin
24 Yeaten called Zigzag Marzah and he asked him where those two
10:40:02 25 people were, correct?

26 A. Yes.

27 Q. Zigzag Marzah then said that they were locked up in the
28 Post Stockade in Monrovia, right?

29 A. Yes.

1 Q. You went there and they were not there?

2 A. Yes.

3 Q. You searched around in other places as well apart from the
4 Post Stockade, other prisons, and you were not able to find them,
10:40:39 5 correct?

6 A. Yes.

7 Q. And you went to see Dogolea, the Vice-President?

8 A. Yes.

9 Q. What did Dogolea say to you?

10 A. He told me that I should wait for Charles Taylor to return
11 from his trip, so he told me to hold my peace and I told him that
12 it's been two days that they have not been eating and that I
13 wanted to prepare food to take to them, but he told me to wait.

14 Q. So you indeed waited until Mr Taylor came from his trip
10:41:35 15 abroad and you went to see him, didn't you?

16 A. Yes, I waited.

17 Q. And you told Charles Taylor when you went to see him that
18 your sister and your brother-in-law had been arrested by Benjamin
19 Yeaten and Zigzag Marzah had informed you that they were locked
10:42:12 20 up in the Post Stockade. You told Charles Taylor this, didn't
21 you?

22 A. Yes.

23 Q. You also told him that you had gone to the Post Stockade,
24 you could not find them there - you did not find them there?

10:42:33 25 A. Yes, I said I checked all over, all the jails in Monrovia
26 in case I could find them, but I did not find them.

27 Q. In fact, your words to Charles Taylor specifically were -
28 you said, "When you were not here, the people carried - they took
29 my sister and her husband." This is what you told Charles

1 Taylor, correct?

2 A. Yes.

3 Q. And you also said to him, "Please tell Benjamin Yeaten and
4 Zigzag to show the whereabouts of these people." You told

10:43:19 5 Charles Taylor that, didn't you?

6 A. Yes.

7 Q. This was - after this you said Charles Taylor made an
8 announcement about the deaths of Dokie and your sister, correct?

9 A. Yes. After that, he called all the Nimbadians at the
10 mansion and that was when he made the announcement. He announced
11 the death of my sister and her husband, and that was the moment I
12 said I fell and fainted.

13 Q. And was this the same day that you had gone to see Charles
14 Taylor to complain? Was it the same day that he made the
10:44:14 15 announcement?

16 A. No. Like I said, he told me that he will call the
17 Nimbadians to the mansion and the following day he called, so we
18 went there.

19 Q. So how many days after you made this complaint to Charles
10:44:40 20 Taylor did he call the Nimbadians to the mansion?

21 A. When I went to his house in the morning, he told me, that
22 was on the Friday, and he said on Saturday he was calling all the
23 Nimbadians, the prominent Nimbadians, to the mansion, so, please,
24 hold your peace. And the following day he called. We all went
10:45:09 25 there.

26 Q. When you went there the first time and complained to
27 Charles Taylor about what had happened, what did he say to you?
28 Apart from asking you to wait, did he say anything else?

29 A. No.

1 Q. Now, you told this Court that you mentioned to Charles
2 Taylor about the fact that Benjamin Yeaten and Zigzag Marzah had
3 arrested your sister and her husband. When you mentioned this to
4 - when you mentioned Benjamin Yeaten, did Charles Taylor say
10:46:08 5 anything?

6 A. I said that the only thing he said was that he was going to
7 call the prominent Nimbadians at the mansion the following day.
8 He told me that he got the news whilst he was away. He said that
9 was the reason why he returned even before time.

10:46:39 10 Q. So when you mentioned these two names, Benjamin Yeaten and
11 Zigzag Marzah, Charles Taylor never said anything about either of
12 them, correct?

13 A. No.

14 Q. Benjamin Yeaten --

10:47:02 15 PRESIDING JUDGE: What does that answer mean?

16 MR BANGURA: I'll pursue that, your Honour:

17 Q. Madam Witness, when you said no to the question that I
18 asked - you mentioned Benjamin Yeaten and Zigzag Marzah to
19 Charles Taylor, he did not say anything, you said no, did he say
10:47:24 20 - did you mean that he did not say anything at all? Or what do
21 you mean when you said no?

22 A. I repeat this and I've said over and over that when I told
23 him, he told me to hold my peace and that he will call on all the
24 prominent Nimbadians to come to the mansion the following day.

10:47:58 25 And the following day - and that was on the Saturday - we all
26 went to the mansion and he made the announcement. He pronounced
27 the death.

28 Q. So I put it to you earlier that when you mentioned the name
29 of Benjamin Yeaten as the person who had arrested your sister and

1 Sam Dokie, Charles Taylor did not say anything about that, did
2 he?

3 A. You talked about the names - about what he said when you
4 called the two names. I said he did not say anything. I said he
10:48:49 5 only said that he was going to call all the Ni mbadi ans to the
6 mansi on.

7 Q. Thank you. Benjamin Yeaten was never tried for killing Sam
8 Dokie and your sister, was he?

9 A. The trial or the case? I did not see Zigzag Marzah. I did
10:49:29 10 not see him. But for Ben, I got the news that he was under
11 detention until the investigation was conducted.

12 Q. Now, when you say you got the news that he was under
13 detention, who did you get this news from?

14 A. The news was from the radio and the newspapers.

10:50:03 15 Q. And what happened after that detention that you heard
16 about?

17 A. The case was sent to Gbarnga. The Dokie case, the murder
18 of Dokie, the case was sent to Gbarnga for investigation.

19 Q. Mrs Yeney, the two people who, according to you, conducted
10:50:40 20 the arrest of your sister and her husband - that is, Benjamin
21 Yeaten and Zigzag Marzah - were never tried for the deaths of
22 your sister and her husband, were they?

23 A. I said the case was sent to Gbarnga for trial.

24 PRESIDING JUDGE: Madam Witness, that's not the question
10:51:12 25 that was asked. The question was were these two people, Benjamin
26 Yeaten and Zigzag Marzah, ever tried for the death of your sister
27 and her husband?

28 THE WITNESS: Yes, in Gbarnga. Yes.

29 MR BANGURA:

1 Q. So you're telling this Court that Benjamin Yeaten was tried
2 in court in Gbarnga?

3 A. Yes.

4 Q. As well as Zigzag Marzah?

10:51:48 5 A. I never saw Zigzag since then.

6 PRESIDING JUDGE: Again that is not the question asked.

7 Nobody asked you whether you saw Zigzag, Madam Witness. The
8 question was: Was Zigzag Marzah ever tried in court for these
9 two murders?

10:52:10 10 THE WITNESS: We went to the Court, I only saw Ben. I said
11 I never saw Zigzag.

12 MR BANGURA:

13 Q. When you saw Benjamin Yeaten in court, was he being charged
14 for the crimes - for the murders of your sister and Sam Dokie?

10:52:46 15 A. The Court never charged him.

16 Q. So I come back to the point that Benjamin Yeaten was never
17 tried for the murders of your sister and Sam Dokie. Do you
18 agree?

19 A. Please repeat.

10:53:12 20 Q. Madam Witness, it's very straightforward and clear.

21 Benjamin Yeaten was never tried in court for the murders of your
22 sister and her husband?

23 A. He was tried.

24 JUDGE LUSSICK: Mr Bangura, I think there might be some
10:53:40 25 confusion here on the witness's part between - she said the Court
26 never charged him. She may have been confusing charge with
27 convict. She's already said clearly that Benjamin Yeaten was
28 tried and then she said the Court never charged him, but she
29 might be referring to conviction.

1 MR BANGURA: I'll pursue this again, your Honour. There
2 may be some intricacies there:

3 Q. Mrs Yeney, you do understand what it means to be charged
4 with an offence in court, correct?

10:54:30 5 A. The meaning of charging someone in court, it's like if
6 someone did something to you, then you can issue a writ and that
7 person will be charged.

8 Q. Thank you. After that person is charged, then you go to
9 court and there is a trial, correct?

10:54:58 10 PRESIDING JUDGE: Did I hear "a judgment" being translated?
11 I think there's an absolute misinterpretation here.
12 Mr Interpreter, did you say "judgment"?

13 THE INTERPRETER: Your Honours, I think that was a mistake
14 on the part of the interpreter in the Liberian English booth.

10:55:25 15 PRESIDING JUDGE: Mr Bangura, perhaps the witness could
16 explain to us what she means when she says Benjamin Yeaten was
17 tried. What does she mean?

18 MR BANGURA: Thank you, your Honour:

19 Q. Mrs Yeney, you said that Benjamin Yeaten was tried. What
10:55:47 20 do you mean by that?

21 A. The first time we went to court, the judge asked him and he
22 said, "Ben, we've been here. We've got the information that you
23 arrested Mr Dokie and his wife, so this is what we've heard and
24 we have not seen them since then." And that the President had
10:56:14 25 made announcement that they are dead, "So the reason you are here
26 for is for you to tell the Court about how you arrested these
27 people." So that was the reason why I said they were tried.

28 Q. And this process or proceeding that you have just talked
29 about was in an open court setting, was it?

1 A. Yes, it was in an open court in Gbarnga.

2 Q. And did you testify at that trial?

3 A. They never asked me.

4 PRESIDING JUDGE: Madam Witness, if I may ask, was this a
10:57:09 5 trial that you attended or was it an investigation - a public
6 investigation?

7 THE WITNESS: It was an investigation.

8 MR BANGURA: Thank you, your Honour.

9 PRESIDING JUDGE: And were there other witnesses that you
10:57:31 10 saw in this investigation that spoke or testified?

11 THE WITNESS: No.

12 PRESIDING JUDGE: So is your testimony still that Benjamin
13 Yeaten was tried - stood trial?

14 MR MUNYARD: Madam President, I'm sorry but the previous
10:58:01 15 answer is ambiguous because you asked, "Were there other
16 witnesses that you saw in this investigation that spoke or
17 testified?" She said no. That could either mean, no, she didn't
18 see any others, or it could mean, no, that there weren't any
19 others who were in the investigation, and I wonder if we could
10:58:23 20 have that clarified.

21 PRESIDING JUDGE: Mr Bangura, I don't wish to take over
22 your cross-examination but if you could - we just want to
23 ascertain the nature of the proceedings that the witness is
24 describing and therefore to correct her testimony or to
10:58:41 25 understand what she is saying. If you could establish from the
26 witness whether there were in fact other witnesses or any
27 witnesses that appeared in this investigation or not.

28 MR BANGURA: I will pursue that, your Honour:

29 Q. Mrs Yeney, you have told this Court now that what was held

1 in Gbarnga was an investigation into these killings. Were there
2 any witnesses called during these investigations?

3 A. No.

4 Q. So the only person who was questioned was Benjamin Yeaten;
10:59:28 5 is that what you are saying?

6 A. Yes.

7 Q. And what was the outcome of the investigations?

8 A. They held the investigation and the judge in the Court told
9 us that we should give chance and that the two suspects that they
10 heard about have run away, but that they were looking for them
11 and if they got them, they will recall the Court to order. And
12 from there, I went to America.

13 Q. And those two suspects that you talk about were neither
14 Benjamin Yeaten nor Zigzag Marzah, were they?

11:00:19 15 A. They never called their names.

16 Q. You testified that you - the bodies of your sister and her
17 husband were taken to a funeral home, Stryker Funeral Home. Do
18 you recall that?

19 A. Yes.

20 Q. But you were not permitted to view the bodies. Do you
21 recall that?

22 A. Yes.

23 Q. And you had gone to view the bodies with the children and
24 other family members of the Dokies, correct?

11:01:16 25 A. Yes.

26 Q. Why were you prevented from viewing the corpses?

27 A. The people who were working at the funeral home said they
28 would not do that. So they said we cannot see the bodies. So
29 they refused allowing us to see the bodies.

1 Q. Did they give a reason why they would not allow you to see
2 the bodies?

3 A. They only said that they would not do that in the funeral
4 home. They said it was their law and that they would not do it.

11:02:06 5 Q. Now, the Stryker Funeral Home did have provision for family
6 members to view dead bodies, didn't they? They had those
7 facilities?

8 A. Again, please.

9 Q. The Stryker Funeral Home where the bodies of the Dokies
11:02:44 10 were taken, they had the facilities - they had the means to
11 display the corpses of - the corpses that they were treating
12 there, didn't they, to relatives?

13 A. That was my first time going there. I don't know, but they
14 did say that they would not do it in that place.

11:03:06 15 Q. Did the staff or the people working in the funeral home
16 tell you that they were acting on instructions from anybody to
17 not allow you to view the bodies?

18 A. They said the instruction was given to them by their boss
19 and that they would not do that.

11:03:34 20 Q. And they didn't tell you where the boss got his
21 instructions from, did they?

22 A. No.

23 MR MUNYARD: That assumes the boss got instructions from
24 somebody and that hasn't been established yet by anything.

11:03:59 25 MR BANGURA:

26 Q. Mrs Yeney, now Jackson Doe whom we've talked about earlier
27 and Sam Dokie are both Nimbadians - they were both Nimbadians,
28 correct?

29 A. Yes.

1 PRESIDING JUDGE: Mr Bangura, before you leave the issue of
2 the bodies, I would like to know from the witness, in view of her
3 earlier testimony that she never laid eyes on the body of her
4 sister or brother-in-law, were these bodies eventually released
11:04:35 5 to the family members for burial, or what happened to these
6 bodies?

7 Madam Witness, can you shed some light on that?

8 THE WITNESS: After that the four caskets were given to us,
9 the family, but it was not opened.

11:05:07 10 PRESIDING JUDGE: Sorry, how many caskets were given to the
11 family?

12 THE WITNESS: Four.

13 MR BANGURA:

14 Q. You have mentioned four. We have been talking all along
11:05:18 15 about Mrs Dokie, your sister, and her husband. Were there other
16 people killed in this - during this incident?

17 A. Serena Dokie. Yes, Serena Dokie and Emmanuel Voker,
18 Dokie's bodyguard.

19 Q. Who was Serena Dokie?

11:05:47 20 A. Serena Dokie was Dokie's sister.

21 PRESIDING JUDGE: There's something important that the
22 witness said that I do not see on the record. When I asked her
23 to shed some light she said - and I don't quite remember exactly
24 what she said, but something to the effect that four caskets were
11:06:12 25 given to them with instructions not to open the caskets. Is that
26 what you said, Madam Witness?

27 THE WITNESS: Yes, the caskets were sealed closed. They
28 were not to be opened.

29 MR BANGURA:

1 Q. Were you told not to open them or were there some - some
2 writing instructing that they should not be opened? Why or how
3 did it happen that you are telling this Court they were not to be
4 opened? How did you get such instructions?

11:07:00 5 A. The instruction was given to the Stryker Funeral Home for
6 the caskets not to be opened.

7 Q. Mrs Yeney, it is true, is it not, that Sam Dokie was
8 decapitated?

9 A. I never saw the body. I don't know what happened to them.

11:07:33 10 I never saw the body.

11 PRESIDING JUDGE: I would like to know - the witness has
12 just said instructions were given to the Stryker Funeral Home for
13 the caskets not to be opened. Who gave the instructions, if the
14 witness knows?

11:07:51 15 THE WITNESS: The owner of the funeral home, the Stryker.
16 When we went for the bodies to be taken to Nimba, he told us, the
17 family of Janet and the family of Dokie, not to open the caskets
18 but to just take them and bury them.

19 MR BANGURA:

11:08:13 20 Q. Who was this manager or the owner of the Stryker Funeral
21 Home? Do you recall the name of that person?

22 A. It was Mr Samuel Stryker.

23 Q. And do you know whether Mr Samuel Stryker was acting on
24 some instructions when he told you not to open those caskets?

11:08:47 25 A. I don't know.

26 Q. Did Mr Stryker explain to you why you were not to open the
27 caskets?

28 A. He did not explain anything. He just told us that.

29 Q. These two, Sam Dokie and Jackson F Doe, were very popular

1 figures within Nimba County, isn't it?

2 A. Yes.

3 Q. And it is true, isn't it, that Charles Taylor considered
4 Jackson Doe as a threat to his political ambitions, didn't he?

11:09:44 5 A. I don't know.

6 Q. And Charles Taylor did in fact fear that Sam Dokie and
7 Laval i Supuwood would form an alliance against him. That's why
8 he had Sam Dokie prevented from going to Guinea. Isn't that
9 true?

11:10:17 10 A. I don't know.

11 Q. These two people had broken away from the NPFL before and
12 he - and had formed their own group, which was a rival group to
13 his at one point in time. So he was quite afraid that them being
14 together again would be a threat to his position, wasn't he?

11:10:44 15 A. I don't know. I don't know.

16 Q. Now, the killing of these two people was not a simple
17 coincidence, was it?

18 A. Yes.

19 Q. So it was a coincidence that very important figures from
11:11:10 20 Nimba County got killed in circumstances which were not very
21 clear? You said that is a coincidence? Is that your testimony?

22 A. Please repeat.

23 Q. The deaths of Sam Dokie and Jackson F Doe were not simple
24 matters that happened by chance?

11:12:00 25 PRESIDING JUDGE: But surely, Mr Bangura, if you have a
26 proposition to make, make it first and then put that to the
27 witness.

28 MR BANGURA: I believe I have been putting positions, but I
29 will go over that:

1 Q. Mrs Yeney, these people were ordered executed by Charles
2 Taylor, were they not?

3 A. I don't know.

4 Q. Their deaths did not occur just by chance?

11:12:33 5 A. I don't really know what happened.

6 Q. This was part of Charles Taylor's effort to eliminate
7 potential rivals to him, wasn't it?

8 A. I don't know.

9 Q. It was part of his efforts to eliminate political
11:12:57 10 opponents, wasn't it?

11 A. I don't really know what happened. I don't know.

12 PRESIDING JUDGE: Mr Bangura, the witness gave the names of
13 the two other people that were killed. I think one of them
14 appears on the record as Serena Dokie, but the other one doesn't
11:13:30 15 appear. It appears as indiscernible. Madam Witness, can you
16 please repeat names of the two other people that were in the two
17 other caskets.

18 MR BANGURA:

19 Q. You heard the Presiding Judge?

11:13:47 20 A. Yes, Serena Dokie, Dokie's sister. And Emmanuel Voker,
21 Dokie's bodyguard.

22 Q. Can you help the Court with a spelling of the surname of
23 Emmanuel, the bodyguard? The surname. Just the surname?

24 A. The Voker? V-O-K-E-R.

11:14:28 25 PRESIDING JUDGE: Before you move on, Madam Witness, I wish
26 to understand your testimony relating to these four bodies that
27 were handed presumably to your family for burial. Are you saying
28 that when the funeral home advised you not to open - as a family
29 to open these caskets, that you simply accepted that and you

1 di dn't open these caskets to ensure that i n fact these caskets
2 contained bodies? Is that what your family di d?

3 THE WI TNESST: We never opened i t. It was sealed. We
4 never.

11:15:08 5 PRESIDI NG JUDGE: Why? Why? Why di dn't you open? Si nce
6 you were so concerned that your people had disappeared, I'm just
7 wondering as a fami ly why di dn't you just break open the caskets?

8 THE WI TNESST: We never opened i t. Like I told you
9 yesterday, some information came to us that they were burned,
11:15:43 10 that they killed them and placed them i n Dokie's car. After
11 killing them they put fuel on them and burnt them, so their
12 bodies - I was trying to force it open but they said maybe for
13 some reason it was burnt, it was not something to see.

14 PRESIDI NG JUDGE: So i n other words as a fami ly you don' t
11:16:17 15 even know i f you actually buried your people or you buried
16 stones, do you?

17 THE WI TNESST: We buried them.

18 MR BANGURA:

19 Q. Madam Wi tness, that answer did not quite - was not quite
11:16:43 20 directly addressing the question you did not know whether you
21 were burying your fami ly members or you were burying stones.
22 What did you think you were burying when you said you buried
23 them? You buried what?

24 A. We buried the caskets. We buried the caskets.

11:17:14 25 Q. Now, just on the four caskets, the two others that you have
26 named, Serena and Emmanuel , were also i n the car with your sister
27 Janet and her husband, correct?

28 A. Yes. They were all going for the weddi ng.

29 Q. Can I ask you - you told this Court that you ran for

1 election to the House of Representatives. This was in 1997,
2 correct?

3 A. Yes.

4 Q. And how long were you in the House of Representatives after
11:18:20 5 the elections?

6 A. From '97 to 2003.

7 Q. Now, after 2003 what has been your occupation?

8 A. I was just doing my business. I had no job to do.

9 Q. And have you been doing business since 2003 - 2003 or up
11:18:54 10 until present?

11 A. Yes.

12 Q. What kind of business do you do?

13 A. I go to buy wares from the Marketing Association. I am
14 doing the same used clothing business.

11:19:16 15 Q. Where is your business based at the moment?

16 A. I have one in Monrovia and another one in Nimba.

17 Q. You are no longer president of the Marketing Association,
18 are you?

19 A. Yes, I am doing my own private business.

20 Q. Let me understand your answer again. Are you or are you
21 not still the president of the Marketing Association?

22 A. No, I am not president of the Marketing Association any
23 more.

24 Q. You do not hold any executive position in the Marketing
11:20:07 25 Association, do you?

26 A. After I had left the House of Representatives, I have no
27 other position.

28 Q. And you support yourself and your family from the income
29 you get from your business, right?

1 A. Yes.

2 Q. And you say that your business interests are located in
3 Ni mba and i n Monrovia, right?

4 A. Yes.

11:20:44 5 Q. So what have you got i n Ni mba?

6 A. I opened the same used clothing business i n Ni mba, i n
7 Monrovia.

8 Q. Apart from your income from business have you been getting
9 support from any other source?

11:21:07 10 A. No.

11 Q. Have you been getting assistance to support your family
12 from anybody?

13 A. Only my son, who i s a footballer, helps us. Only my son,
14 who plays football, sometimes he would help.

11:21:41 15 Q. And what about outside of family? Have you been receiving
16 assistance from anybody outside of your family?

17 A. My sister - my late sister's children that are abroad
18 sometimes help us because I am taking care of our mother.

19 Q. You know some members of Charles Taylor's family i n
11:22:22 20 Li beria, don't you?

21 A. Yes.

22 Q. And you have been close to his family, haven't you?

23 A. Yes, sometimes we do visit one another.

24 Q. Which one of them have you been paying visits to?

11:22:52 25 A. In the family --

26 THE INTERPRETER: Your Honour, can she kindly take the
27 answer slowly.

28 PRESIDING JUDGE: Sorry, Madam Witness, please pause, the
29 interpreter didn't hear what you said, and repeat your answer

1 slowly.

2 THE WITNESS: Okay. I said in Mr Taylor's family I have my
3 play daughter called Jubia Taylor. She can visit me and I would
4 visit her.

11:23:38 5 MR BANGURA:

6 Q. When you say play daughter, what do you mean?
7 A. When you love somebody you tell the person I want you to be
8 my daughter. In Liberia we call that person a play daughter.
9 When you love someone, you see somebody and you love that person,
10 you'll say I want you to be my own daughter. So we call that
11 play daughter in Liberia.

12 Q. How old is Jubia, your play daughter?

13 A. Jubia should be about - I don't really know her age but I
14 think she should be about 37 years old.

11:24:36 15 Q. And is she the only one in the Taylor family that you are
16 so closely associated with?

17 A. Yes.

18 Q. You are aware that Charles Taylor's got supporters in
19 Liberia who are making an effort to support his trial here in The
20 Hague, are you not?

21 A. I don't know.

22 Q. Have you heard the name Association for the Defence of
23 Charles Taylor? It's a group of people working in the interests
24 of Charles Taylor in The Hague. Have you heard that name before?

11:25:40 25 A. No.

26 Q. Do you know someone called Sando Johnson?

27 A. Sando Johnson? Yes, I know him.

28 Q. Where do you know him - where does he live right now?

29 A. We were all in the House of Representatives. Sando, he and

1 I were representatives.

2 Q. When was last time you were in touch with Sando Johnson?

3 A. I have not seen him for a long time now. For a long time
4 now.

11:26:22 5 Q. What about John T Richardson?

6 A. No.

7 Q. When you say no, do you know him or do you not know him?

8 A. I know them, but I don't visit them and I don't know where
9 they are now. I am busy with my business.

11:26:47 10 Q. When you were appointed president of the Marketing
11 Association - first of all, what year were you appointed
12 President? I'm going back.

13 A. 1991 in Gbarnga.

14 Q. This was as a way of compensating you for your loyalty to
15 Charles Taylor, correct?

16 A. Repeat that.

17 Q. That appointment as president of the Marketing Association
18 by Charles Taylor was to compensate you for your loyalty to him
19 and to the NPFL at the time. Wasn't that the case?

11:27:39 20 A. My appointment came from the late Samuel Dokie, because he
21 was the Minister for Internal Affairs.

22 Q. But this was in the government of Charles Taylor at the
23 time?

24 A. Yes.

11:28:06 25 Q. Was this the NPRAG government?

26 A. Yes.

27 PRESIDING JUDGE: Yes, but the witness hasn't answered your
28 question. She is sort of going around it.

29 Madam Witness, we would like your response to the

1 suggestion that your appointment as a president of the
2 association was a compensation to you for your loyalty to Charles
3 Taylor. What do you say to that?

4 THE WITNESS: No. No. If you want me to explain how I got
11:28:50 5 my appointment, I will tell you.

6 MR BANGURA:

7 Q. You'll spare us that explanation. But you no doubt were
8 very loyal to Charles Taylor, weren't you?

9 A. It was not because I was loyal to him. I said if you want
11:29:10 10 me to explain it, I will explain it for you to understand.

11 Q. I have moved away from that. The question I asked is you
12 were very loyal to Charles Taylor, weren't you?

13 A. No, it was not because I was loyal to him that they gave me
14 that appointment, no.

11:29:40 15 PRESIDING JUDGE: Madam Witness, this has now nothing to do
16 with the appointment. This is generally. The question that the
17 lawyer is asking you is whether generally you would agree with
18 him that you were in fact loyal to Mr Taylor generally. Do you
19 agree?

11:30:06 20 THE WITNESS: Loyal to him in what way?

21 MR BANGURA:

22 Q. You understand loyalty. But you have been by him in the
23 NPFL supporting his efforts and wanting him to succeed in
24 whatever he was doing within the NPFL, haven't you?

11:30:35 25 A. Yes.

26 PRESIDING JUDGE: I think that would be an appropriate
27 place to take the break. We will break for half an hour and
28 reconvene at 12 noon.

29 [Break taken at 11.30 a.m.]

1 [Upon resuming at 12.04 p.m.]

2 PRESIDING JUDGE: Yes, Mr Bangura, please continue.

3 MR MUNYARD: Before my learned friend does, may I announce
4 a change of appearance on the Defence bench in that we are joined
12:04:49 5 now by Logan Hambrock.

6 MR BANGURA: On the Prosecution side, your Honours,

7 Mr Nicholas Koumjian has left us. Thank you:

8 Q. Mrs Yeney, we are going to continue with your testimony.

9 Before the break we were discussing your appointment as president
12:05:17 10 of the Marketing Association, correct?

11 A. Yes.

12 Q. Now, you told this Court that you were able to establish
13 markets in many places across the country when you were appointed
14 president of that association. Do you recall?

12:05:47 15 A. Yes.

16 Q. And the reason why you were able to open markets, as you
17 say, was because these were all areas controlled by the NPFL.
18 Isn't that so? The areas where you said you were able to open
19 markets, these were areas controlled largely by the NPFL, right?

12:06:12 20 A. Yes.

21 Q. You have told this Court that your tenure in parliament -
22 in the House of Representatives was for five years and that ended
23 in 2003, right?

24 A. Yes.

12:06:29 25 Q. After that tenure ended, did you seek re-election for a
26 seat in the House of Representatives?

27 A. No.

28 Q. Was there a reason why you did not?

29 A. There was no reason.

1 Q. Now, under the system that you ran for office in 1997 -
2 first of all, this was a system called proportional
3 representation, correct? The elections of 1997 were conducted
4 under a system called proportional representation, correct?

12:07:30 5 A. Yes.

6 Q. And under that system you were appointed to parliament - to
7 the House of Representatives based on the seats which your party
8 was allocated after the elections, correct?

9 A. Please repeat.

12:08:02 10 Q. You got appointed to the House - or members got appointed
11 to the House based on the number of seats which their party is
12 given after the votes are cast at the elections, correct?

13 A. That your district can vote for you.

14 THE INTERPRETER: Your Honours, can she kindly repeat this
12:08:33 15 answer more clearly.

16 THE WITNESS: My district voted for me and I won the
17 election.

18 MR BANGURA:

19 Q. Under this system the people voted for the party; they did
12:08:49 20 not vote for the individual candidates, correct?

21 A. Yes, they can send your name in.

22 Q. You, as a --

23 JUDGE DOHERTY: Sorry, I cannot relate that answer to the
24 question.

12:09:08 25 MR BANGURA: I'll repeat the question for the witness.

26 Q. Under this system the people did not vote for you as a
27 candidate directly. They voted for the party, and then the party
28 then appoints you to the House of Representatives, correct?

29 A. The district would send your name - would forward your name

1 to the party that they want this person to represent our House -
2 our district.

3 Q. Then the party puts your name on a list, correct?

4 A. Yes.

12:09:58 5 Q. And then at the elections the people vote for your party,
6 not for you personally, correct?

7 A. Yes.

8 Q. And your party then is given seats in parliament which are
9 equal to the amount of votes which your party has got in the
12:10:20 10 elections, correct?

11 PRESIDING JUDGE: You mean proportionate to, not equal to.

12 MR BANGURA: Thank you, your Honour:

13 Q. Your party is then given a number of seats in parliament
14 proportionate to the percentage of votes which your party has got
12:10:41 15 at the elections, correct?

16 A. You said my party will not give seats? Please repeat that
17 all over for me to get it clearly.

18 Q. I don't know whether the translation is going through or
19 not - perhaps too clear. At the elections, after you have given
12:11:00 20 your - your name has been given to your party and your party has
21 now listed your name, at the elections, the people, they vote for
22 your party; they do not vote for you, correct?

23 A. I said yes.

24 Q. And after the elections, your party is allocated a certain
12:11:24 25 number of seats in the House of Representatives, correct?

26 A. No, except the county that you come from, they would send
27 the name of whosoever they want to occupy their seat at the
28 party. It is not just the party that gives you seat.

29 Q. Mrs Yeney, I suggest to you and I'm putting it to you that

1 it is the party that appoints you to - or allocates a seat to you
2 in parliament after the elections, and this was what happened in
3 your case, correct?

4 A. Yes, my district sent - forwarded my name and the party
12:12:20 5 gave me the seat.

6 Q. Thank you. And the body - there is a body in the party
7 that takes that decision to give you a seat, correct?

8 A. Yes.

9 Q. And that's the national executive, correct? In your party,
12:12:46 10 the NPP, it was the national executive, correct?

11 A. Yes.

12 Q. And Mr Taylor was a member of that executive, right?

13 A. Yes.

14 Q. So in effect, your position in the House of Representatives
12:13:07 15 was one which was appointed? You got the position by an
16 appointment from your party, right?

17 A. Yes, I continue to say it. It was not the party per se
18 that gives you the appointment. Your district or county would
19 send the names of people who were supposed to occupy or represent
12:13:41 20 for their county at the party headquarters, and the party
21 executives would appoint you.

22 Q. It is true that the party executives may choose to appoint
23 a different person than yourself. They have a discretion as to
24 who they want to appoint to the seats granted the party in
12:14:02 25 parliament, correct?

26 A. Yes.

27 Q. And you held your position, I suggest to you, because of
28 your loyalty to the party. You were appointed to parliament
29 because of that loyalty?

1 A. I said it's not because - it's not because of my loyalty
2 per se, but my district. My people loved me and they sent my
3 name.

4 Q. The reason why you did not seek re-election after your
12:14:45 5 first term is because you would not have been able to run an
6 election on your own. You did not have the popularity that you
7 needed with the people, did you?

8 MR MUNYARD: Does my learned friend mean she would have
9 been able to run in an election or run the election? At the
12:15:15 10 moment it sounds as though he's proposing that she's in charge of
11 it.

12 PRESIDING JUDGE: The witness was answering something.
13 Madam Witness, what was your answer?

14 THE WITNESS: I said he said because I was not having
12:15:27 15 supporters. I said no, that was not it. In Liberia when you
16 come from a district and you run for that district in another
17 election, you would give chance to other people to go into the
18 House. It was not because my people did not love me.

19 MR BANGURA:

20 Q. So you would like the Court to believe that you gave chance
21 to some other person after your term ended, right?

22 A. Yes, I gave way to another person. We were doing it step
23 by step.

24 Q. And who did you give a chance to in the elections that
12:16:13 25 followed the 1997 one?

26 A. I gave one to Duna.

27 Q. Who is that person, say again?

28 A. Duna. Duna is right now in the House of Representatives
29 for my district. They call him Duna.

1 Q. Can you help the Court with the spelling?

2 A. It's D-U-N-A. Duna.

3 Q. And from what you're telling this Court, Duna would be
4 making way for you in the upcoming elections? Is that what
12:17:04 5 you're telling this Court?

6 A. For the next election we would give way to another person.

7 We have our districts. We go from one district to the other.

8 Q. Now, this Duna who you say you gave way to, is it a male or
9 a female person?

12:17:31 10 A. He is male.

11 Q. Is he from the NPP party?

12 A. No.

13 Q. So how would you give way to somebody who is from a
14 different party and who has different political aspirations than
12:17:50 15 yours?

16 A. In the district we can do it. It is not because he is from
17 a different party. In the district we do it.

18 Q. I put it to you again that you held that position because
19 of your loyalty to Charles Taylor, correct?

12:18:22 20 A. It was not because of my loyalty. I said my people loved
21 me and they forwarded my name. It was not Mr Taylor who sent my
22 name to my people. My people sent my name to the party.

23 Q. After you left office - after your tenure in the House of
24 Representatives you went back into business and you are again in
12:18:50 25 the Marketing Association. With the support and popularity which
26 you have told this Court you had, you haven't been made president
27 of that association again, have you?

28 A. I am not president of the Marketing Association any more.
29 I told you earlier what I was appointed for and if you ask me, I

1 would explain. In Gbarnga - I was appointed in Gbarnga. Now the
2 Marketing Association has a new president.

3 THE INTERPRETER: Your Honour, can she repeat her answer
4 slowly.

12:19:39 5 PRESIDING JUDGE: Pause, Madam Witness. Something the
6 interpreter didn't get. You said, "Now the Marketing Association
7 has a new president." Continue from there.

8 THE WITNESS: I said now the Marketing Association have
9 their own president now. If you want to run for it, you run for
12:20:09 10 it. I never ran for it.

11 MR BANGURA:

12 Q. And the reason you did not run for it was because you did
13 not have the popularity that it requires to run for that office.
14 You were merely appointed there because of your loyalty to
12:20:24 15 Charles Taylor, correct?

16 A. It's not so. People were even coming to me to run
17 again to become the Marketing Association's president, but I
18 refused. That's not so. I want to do my business.

19 Q. You could not seek re-election in the House of
12:20:47 20 Representatives again because you did not have what it takes to
21 run an election and face the people. You did not have it, did
22 you?

23 A. I had it. I have it. I said my son is a footballer.
24 Whatever I need he will send for me. I have it if I want to.

25 Q. Mrs Yeney, that loyalty which you have for Charles Taylor
26 is what brings you here today to testify in his favour, correct?

27 A. It's not loyalty that brought me here. What Zigzag Marzah
28 said about me is what - that is what brought me here. It's not
29 loyalty.

1 Q. You served food to Mr Taylor - you've served food to
2 Mr Taylor before, correct?

3 A. We serve food in the market. Not to Mr Taylor.

4 Q. I believe you misunderstood my question. I'm not talking
12:22:00 5 about sell. You have served - served - food to Mr Taylor before,
6 haven't you?

7 A. No. I am not his cook. How can I give him food? I'm not
8 his cook, no.

9 Q. You have served Mr Taylor soup at some point in time,
12:22:24 10 haven't you?

11 A. No. Never. Nothing. I never gave him food before.

12 Q. Around the time that Sam Dokie was killed - after he was
13 killed you did serve food to Mr Taylor, didn't you?

14 A. No, no. When Sam Dokie was killed, no, I never. Even when
12:22:57 15 we were in Gbarnga I never gave him food. No, I never gave him
16 food.

17 Q. You served him soup which was prepared in a ceremonial way,
18 didn't you?

19 A. No. I don't know anything about society. I'm not in a
12:23:17 20 society, no.

21 Q. This was to serve a ritualistic purpose, correct?

22 A. No.

23 MR BANGURA: Your Honours, there will no further questions
24 for the witness. Thank you.

12:23:35 25 RE-EXAMINATION BY MR MUNYARD:

26 Q. Mrs Yeney, do you have any current plans to run for office
27 in Liberia?

28 A. My people are asking me to run again. In this coming
29 election I would run, and I would win.

1 Q. So do you plan to stand for office in the next election?

2 A. Yes.

3 Q. Thank you. You were asked about appointments to the House
4 of Representatives being made by the party executive, the NPP
12:24:36 5 executive. How many people are on that executive committee?

6 A. At the party level?

7 Q. At the national executive level, I'm asking.

8 A. I can't remember now.

9 Q. Roughly, if you can?

12:25:14 10 A. I don't want to make mistakes. The executive members - the
11 number of executive members - I don't want to make a mistake. I
12 can't remember.

13 Q. Is it more or less than ten, for example?

14 A. Oh, okay. Yes, more than ten persons, but their exact
12:25:49 15 figure is what I can't recall.

16 Q. You mentioned that your son plays football. Where does
17 your son play football? In what country?

18 A. He is in Europe. He was in Europe and now he is in France.

19 Q. At the time of Samuel Dokie's death did he have any
12:26:30 20 position or role in the government in Liberia?

21 A. That was the time I was a representative in the House - the
22 members of the House of Representatives.

23 Q. Yes, I'm asking you about Mr Dokie. From what you told
24 us - when was it that he died? Let's take it step by step. When
12:26:59 25 was it that he died?

26 A. He died in November 28, 1997.

27 Q. At that time did he have any position in the government in
28 Liberia?

29 A. No, at that time he was not working.

- 1 Q. And when was Mr Taylor or elected President?
- 2 A. Mr Taylor or was elected President in June - on 17 June 1997.
- 3 Q. I'd like you, please, to be shown the photograph MFI-1
- 4 again, please. Now, you've identified Mr Taylor or on that
- 12:28:24 5 photograph. Can you just look at him again on that photograph
- 6 and tell us what colour his hair is there?
- 7 A. The colour of the hair is brown. Brown head.
- 8 Q. He appears to be holding something in his hand. Can you
- 9 see that he's holding something in his right hand?
- 12:29:12 10 A. Yes.
- 11 Q. Do you know what that is? Are you able to help us?
- 12 A. His walking stick.
- 13 Q. Now, it's already been pointed out to you by the learned
- 14 judges that on the left-hand side of this photograph is a man in
- 12:29:46 15 uniform - in green camouflage uniform, do you see him, wearing a
- 16 pair of sunglasses?
- 17 A. Yes.
- 18 Q. Can you help us with this: After Mr Taylor was elected
- 19 President in the middle of 1997, were ECOMOG troops still
- 12:30:13 20 deployed in Liberia?
- 21 A. Yes.
- 22 Q. Thank you very much. Mrs Yeney, just answer yes or no to
- 23 this question, please. Have you ever seen a badly burned human
- 24 body?
- 12:30:58 25 A. Burnt? Human being burnt?
- 26 Q. Yes, have you ever seen a badly burned human body?
- 27 A. Yes, I saw some in hospital.
- 28 MR MUNYARD: Thank you very much. Those are my questions.
- 29 Do your Honours have any questions?

1 PRESIDING JUDGE: The judges have no questions. Mrs Yeney,
2 this is now the end of your testimony, and we want to thank you
3 for your testimony and we wish you a good journey home.

4 Perhaps before the witness leaves, there's the issue of the
12:31:49 5 outstanding exhibits.

6 MR BANGURA: Your Honours, the Prosecution requested two
7 documents to be marked for identification, two photographs. The
8 Prosecution will move the Court for the second of the two, that
9 is, MFI-2, to be admitted as an exhibit. That is the photograph
12:32:25 10 marked P0000864.

11 PRESIDING JUDGE: Only that photograph?

12 MR BANGURA: Only that, your Honour.

13 PRESIDING JUDGE: Does the Defence object?

14 MR MUNYARD: No.

12:32:40 15 PRESIDING JUDGE: The photograph that was MFI-2, that is,
16 0000864, is now admitted as exhibit P-542.

17 [Exhibit P-542 admitted]

18 PRESIDING JUDGE: Mrs Yeney, you may now leave the Court.

19 MR MUNYARD: Madam President, as I foreshadowed yesterday,
12:33:30 20 I'm afraid we're not in a position to call another witness right
21 now, which means that we are approximately 57 minutes short of
22 when we would normally have risen.

23 PRESIDING JUDGE: In the circumstances, we will adjourn
24 early today. As you know, Friday afternoon is not a sitting
12:34:06 25 afternoon. We will adjourn the proceedings to Monday at 9.30.

26 MR MUNYARD: We're very much obliged.

27 [Whereupon the hearing adjourned at 12.34 p.m.
28 to be reconvened Monday, 7 June 2010 on at
29 9.30 a.m.]

I N D E X

WITNESSES FOR THE DEFENCE:

DCT-224	42120
CROSS-EXAMINATION BY MR BANGURA	42120
RE-EXAMINATION BY MR MUNYARD	42167

EXHIBITS:

Exhibit P-542 admitted	42170
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