



អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា

Extraordinary Chambers in the Courts of Cambodia
Chambres extraordinaires au sein des tribunaux cambodgiens

ព្រះរាជាណាចក្រកម្ពុជា

ជាតិ សាសនា ព្រះមហាក្សត្រ

Kingdom of Cambodia
Nation Religion King

Royaume du Cambodge
Nation Religion Roi

អង្គបុរេជំនុំជម្រះ

Pre-Trial Chamber
Chambre Préliminaire

Case File No. 004/2/07-09-2009-ECCC/OCIJ(PTC60)

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REPORT OF THE CASE & APPEALS

- I- Introduction
- II- Identification of the Charged Person
- III- Case Background
- IV- The Closing Orders Under Appeal
- V- Overview of the appeal proceedings and the issues raised
- VI- Conclusion

I- INTRODUCTION

This report is issued on behalf of the whole Pre-Trial Chamber. It sets out the relevant facts and procedural history of Case 004/2, as well as the details of the appeals currently before this Chamber.

II- IDENTIFICATION OF THE CHARGED PERSON

The Charged Person is AO An—whose birth name is recorded as OAM Yoeung or AO Yoeung—a Cambodian male born in 1933 in Taing Svay Village, Peam Commune, Kampong Tralach District, Kampong Chhnang Province. He currently resides in Battambang Province.¹ AO An has provided the Pre-Trial Chamber with a medical report stating that for health reasons he is unfit to travel the long distance to the Court.

AO An is represented by Defence Co-Lawyers Mr. MOM Luch, Mr. Richard ROGERS and Mr. Göran SLUITER.

¹ [REDACTED]

The International Co-Prosecutor therefore requests the Pre-Trial Chamber to reverse the Closing Order (Dismissal), find that AO An was one of “those most responsible” for DK-era crimes and send him for trial on the basis of the Closing Order (Indictment).⁸¹

VI- CONCLUSION

The Pre-Trial Chamber has provided this brief report on the case and the current appeal proceedings in the interests of justice and transparency, while still recognising the principle of maintaining confidentiality at the pre-trial stage. This report will be placed on the Case File and will be made available to the public on the ECCC’s website.

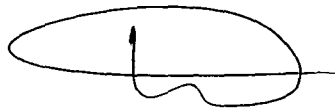
Phnom Penh, 19 June 2019

Pre-Trial Chamber

President



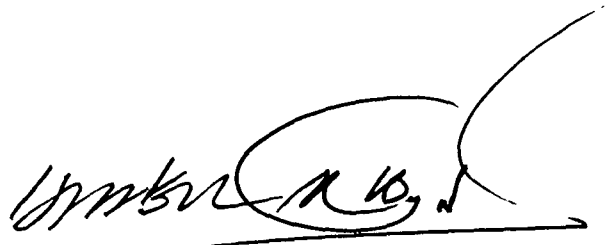
PRAK Kimsan



Olivier BEAUVALLET



NEY Thol



Kang Jin BAIK

HUOT Vuthy

⁸¹ International Co-Prosecutor’s Appeal (D359/3/1), para. 112.