

**ក្រុមបេឡាទីការពារក្តី អៀង សារី**  
**IENG SARY DEFENCE TEAM**  
**EQUIPE DE DEFENSE DE IENG SARY**

ANG Udom and Michael G. KARNAVAS

Co-Lawyers for IENG Sary

26 October 2012

សាធារណៈ / Public

To: **Matteo Crippa**  
Trial Chamber Greffier

Cc: **Susan Lamb**  
Trial Chamber Senior Legal Officer

**Office of the Co-Prosecutors**

**Civil Party Lead Co-Lawyers**

**Case 002 Defence Teams**

**Defence Support Section**

<b>ឯកសារដើម</b>
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អ្នកទទួលខុសត្រូវឯកសារករណី/Case File Officer/L'agent chargé du dossier: ..... SANN RANA .....

Re: The need for specialists to examine Mr. Ieng Sary, prepare a report and give testimony and for the experts' medical reports to be provided sufficiently in advance of the next hearing on Mr. Ieng Sary's health

Dear Mr. Crippa,

While we are grateful that the Trial Chamber has scheduled Professor Campbell and Dr. Lor Vann Thary to examine Mr. Ieng Sary the week of 4 November 2012 and to testify before the Chamber on 7 November 2012, we do wish to raise some concerns and to make certain related requests.

**The expertise of Professor Campbell and Dr. Lor Vann Thary may be insufficient for a complete examination of Mr. Ieng Sary**

We are concerned that Professor Campbell, a geriatrician, and Dr. Lor Vann Thary, a general physician (who, according to his *curriculum vitae*, does not appear to currently be practicing medicine), may not have the specialized training required to determine Mr. Ieng Sary's current medical condition and treatment needs. According to Mr. Ieng Sary's treating physician at the Khmer-Soviet Friendship Hospital, Dr. Lim Sivutha, Mr. Ieng Sary's treatment requires consultation with specialists, including neurologists, radiologists and heart specialists.<sup>1</sup>

<sup>1</sup> Transcript, 21 September 2012, E1/125.1, p. 20-23, 27-28, 36-42, 57, 64.

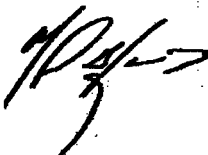




It is unclear what the Trial Chamber will learn from Professor Campbell and Dr. Lor Vann Thary that it could not learn from Dr. Lim Sivutha, apart from generally assessing the quality of care Mr. Ieng Sary is receiving at the Khmer-Soviet Friendship Hospital.<sup>2</sup> For the reasons stated above, the Defence requests that the Trial Chamber order the specialists who have been examining Mr. Ieng Sary to prepare a detailed report on his current physical and mental conditions with recommendations for treatment and to appear before the Trial Chamber to give testimony.

**The experts' report**

We respectfully request the Trial Chamber to inform us as to exactly when Professor Campbell and Dr. Lor Vann Thary will be examining Mr. Ieng Sary and whether they will prepare a written report which will be made available to the Trial Chamber and the parties. Trial Chamber memorandum E239 states that Mr. Ieng Sary will be examined the week of 4 November and that one or both of the experts' testimony will be heard 7 November, implying that the experts will be examining Mr. Ieng Sary on 5 and/or 6 November. This time frame would leave very little time for a report to be prepared and circulated to the parties, let alone for the parties to have sufficient time to examine the report in order to prepare for questioning the experts. If the experts are preparing a written report, we request that this report be provided as soon as possible in advance of their testimony.

Respectfully requested,



ANG Udom

Michael G. KARNAVAS

Co-Lawyers for Mr. IENG Sary

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<sup>2</sup> This does appear to be one of the tasks assigned to Professor Campbell, who was ordered by the Trial Chamber to “[a]dvise the Trial Chamber of any changes he would recommend in IENG Sary’s medical care.” Trial Chamber memorandum entitled “Re-Appointment of Professor A. John Campbell (IENG Sary),” 8 October 2012, E238, para. 2(g).