

BEFORE THE SUPREME COURT CHAMBER
EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA

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**IMMEDIATE APPEAL AGAINST TRIAL CHAMBER DECISION ON
APPLICATION FOR IMMEDIATE ACTION PURSUANT TO RULE 35**

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CAMBODIAN LAW**Constitutions, Statutes, and Rules**

1. ECCC Internal Rules: Rule 35 *(not included—ECCC Legal Compendium)*
2. ECCC Internal Rules: Rule 104 *(not included—ECCC Legal Compendium)*
3. ECCC Internal Rules: Rule 105 *(not included—ECCC Legal Compendium)*
4. ECCC Internal Rules: Rule 107 *(not included—ECCC Legal Compendium)*


ECCC Case Law and Pleadings*Case 002*

5. Document No. **E-189/3** ‘Decision on Application for Immediate Action Pursuant to Rule 35’, 22 November 2012, ERN 00859224-00859231 *(not included—ECCC Case File)*.
6. Document No. **E-189** ‘Application for Immediate Action Pursuant to Rule 35’, 25 April 2012, ERN 00803004-00803019 *(not included—ECCC Case File)*.
7. Document No. **E-189/1**, ‘Co-Prosecutors’ Response to Nuon Chea Application for Immediate Action Pursuant to Rule 35’, 3 May 2012, ERN 00805168-0080518. *(not included—ECCC Case File)*.
8. Document No. **E-189/2/1** ‘Appeal Against Constructive Dismissal of Application for Immediate Action Pursuant to Rule 35’, 10 October 2012, ERN: 00855149-00855151 *(not included—ECCC Case File)*.
9. Document No. **E-189/2/3** ‘Decision on NUON Chea’s “Appeal Against Constructive Dismissal of Application for Immediate Action Pursuant to Rule 35”’, 26 November 2012, ERN 00865011-00865013 *(not included—ECCC Case File)*.
10. Document No. **E-116/1/1** ‘Immediate Appeal Against the Trial Chamber Decision Regarding the Fairness of the Judicial Investigation’, 10 October 2011, ERN 00746636-00746658. *(not included—ECCC Case File)*.
11. Document No. **E-116/1/7** ‘Decision on Immediate Appeal by NUON Chea Against the Trial Chamber’s Decision on Fairness of Judicial Investigation’, 27 April 2012, ERN 00794483-00794497 *(not included—ECCC Case File)*.
12. Document No. **E-176/2** ‘Decision on Rule 35 Application for Summary Action’, 11 May 2012, ERN 00806873-00806883 *(not included—ECCC Case File)*.

13. Document No. **E-176/2/1/4** 'Decision on NUON Chea's Appeal Against the Trial Chamber's Decision on Rule 35 Application fro Summary Action', 21 September 2012, ERN 00847628-00847662. *(not included—ECCC Case File)*.
14. Document No. **E-131/2** 'Request for Adjournment of Opening Statements and Substantive Hearing', 26 October 2012. ERN 00749600-00749612 *(not included ECCC Case File)*.
15. Document No. **E-131/2/1** 'Trial Chamber Response to NUON Chea's Request to Temporarily Stay the Proceedings in Case 001 (131/2)' 2 November 2011, ERN 00750105 *(not included—ECCC Case File)*.
16. Document No. **E-116** 'Decision on Nuon Chea Motions Regarding Fairness of Judicial Investigation (E51/3, E82, E88 and E92)', 9 September 2011, ERN 00729330-00729339 *(not included—ECCC Case File)*.
17. Document No. **D-427** 'Closing Order', 15 September 2010. ERN 00604508-00605246 *(not included—ECCC Case File)*.
18. Document **D-314/2/7** 'Decision on Nuon Chea's and Ieng Sary's Appeal Against OC/J Order on Request to Summon Witnesses', 8 June 2010, ERN 00527392-00527420 *(not included—ECCC Case File)*.
19. Document No. **E-137/5/1/3**, 'Decision on IENG Sary's Appeal Against the Trial Chamber's Decision on Motion for Disqualification of Judge Silvia Cartwright', 17 April 2012, ERN 00797036-00797045 *(not included—ECCC Case File)*.
20. Document No. **D-384/5/2**, ' Decision on Appeal Against the Order on Nuon Chea's Second Request for Investigation', 2 November 2010, ERN 00608821-00608839 *(not included—ECCC Case File)*.
21. Document No. **D-11/2/4/4** 'Public (Redacted Version) Considerations of the Pre-Trial Chamber Regarding the Appeal Against Order on the Admissibility of Civil Party Applicant Robert Hamill'. 24 October 2011, ERN: 00748542-00748564 *(not included—ECCC Case File)*.
22. Document No. **D-314/2/6** 'Decision to Determine the Appeal on Written Submissions and Direction for Reply', 12 April 2010, ERN 00492902-00492904 *(not included—ECCC Case File)*.
23. Document No. **D-301** 'Note by the Co-Investigating Judge', 11 January 2010, ERN 00455446-00455449 *(not included—ECCC Case File)*.
24. . **E-176/2/1/1** 'Immediate Appeal Against Trial Chamber Decision on Rule 35 Request for Summary Action Against Hun Sen', 11 June 2012, 00815298-00815309 *(not included—ECCC Case File)*.

25. Document No. **D-314/1/12** 'Second Decision on Nuon Chea's and Ieng Sary's Appeal Against OCIJ Order on Request to Summons Witnesses', 9 September 2010, ERN 00600748-00600774 (*not included -ECCC Case File*).
26. Document No. **D-314/3** 'Order Responding to the PTC Decision On Appeal On Requests for Summons of Witnesses filed by NUON Chea and IENG Sary', 15 June 2010, ERN 00532792-00532794 (*not included—ECCC Case File*).
27. Document No. **E-214/1** 'Professional Misconduct of Lawyer(s) Admitted to Your Bar Association', 29 June 2012, ERN 00821219-00821229 (*not included—ECCC Case File*).
28. Document No. **D-314/2/7** 'Decision on Nuon Chea's and Ieng Sary's Appeal Against OCIJ Order on Request to Summon Witnesses', 8 June 2010, 00527392-00527420 (*not included - ECCC Case File*).

Case 003 & Case 004

29. Document No. **D-38** 'Note of the International Reserve Co-Investigating Judge to the Parties on the Egregious Dysfunctions within the ECCC Impeding the Proper Conduct of Investigations in Case 003 and 004'. 21 March 2012, ERN 00791885-00791898 (*not included—ECCC Case File*).
30. 'Introductory Submission for Case 003


OTHER Material

31. "Tell them that I want to Kill Them. Two decades of impunity in Hun Sen's Cambodia." Human Rights Watch. 2012 (http://www.hrw.org/sites/default/files/reports/cambodia1112webwecover_1.pdf) (attached)
32. Court drops triple shooting charge against Bavet governor," Cambodia Daily, 19 December 2012 (<http://www.cambodiadaily.com/news/court-drops-triple-shooting-charge-against-bavet-governor-6759/>) (attached)
33. Julia Wallace, 'From Phnom Penh with Love', *International Justice Tribune*, No. 148, 28 March 2012 (attached) .
34. ECCC Press Release By the International Co-Investigating Judge, 10 October 2011 (attached)