


Re: Form of Response to Khieu Samphan 's Rule 87 (4) Application

Roger PHILLIPS to: William Smith

19/04/2013 03:15 PM

 Susan Lamb, Andrew CAYLEY, antaguisse, Arun Son,
 Cc: a.vercken.cetc, CHAN.Dararasmey, Chea.Leang,
 CHIFFERT.Mathilde, Dale Lysak, diablinoir, FERNANDEZ.Eleanor,

Dear Bill,

The Chamber has authorized me to respond as follows. The KHIEU Samphan Request (E280) was made in the context of the request for immediate release on bail (E275). As the Chamber decided to hear the request for immediate release without considering the new evidence proposed by the Defence, the Chamber now considers E280 to be moot. Therefore, no responses are required to E280 at this time. This is without prejudice to the right of any party to seek to place new evidence on the Case File outside the context of the hearing on KHIEU Samphan's request for immediate release.

 Best Regards,
 Roger

William Smith

Dear Susan, Last Thursday 11 April 2012, aftern...

18/04/2013 10:40:55 AM

 From: William Smith/UNAKRT
 To: Susan Lamb/UNAKRT@UNAKRT
 Cc:

 Date: 18/04/2013 10:40 AM
 Subject: Form of Response to Khieu Samphan's Rule 87 (4) Application

Dear Susan,

Last Thursday 11 April 2012, afternoon session, the Trial Chamber discussed a Khieu Samphan's Defence Request to put excerpts of Marcel Lemonde's book before the Trial Chamber pursuant to Internal Rule 87(4) ("Première demande visant à faire verser aux débats des extraits du livre de M. Marcel Lemonde", E280). As a courtesy copy of the Request was sent to the parties one hour before the hearing on the application for immediate release on bail, the Trial Chamber let the parties know that it did not have enough time to examine or decide upon the Defence's request (and the OCP request to use additional documents during the hearing on the request for immediate release). Judge Cartwright informed the parties at around 14:10 that the Request would follow the normal procedure and that the parties would have the possibility to make observations. Judge Cartwright also said that the Chamber would indicate in due course whether it



prefers to receive the parties' observations in writing or orally during a hearing.

As no further indication has been provided to the parties following the 11 April 2013 hearing, we would like to ask you to clarify whether we should file a written response to the Request (normally due on Monday 22 April 2013) or prepare for oral arguments on the matter at one of the next hearings.

Thank you very much

Best regards

Bill