

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

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**NUON CHEA'S SIXTH REQUEST TO CONSIDER AND OBTAIN
ADDITIONAL EVIDENCE IN CONNECTION WITH THE APPEAL AGAINST
THE TRIAL JUDGEMENT IN CASE 002/01**

TABLE OF AUTHORITIES

Filed By

Nuon Chea Defence Team:
SON Arun
Victor KOPPE
LIV Sovanna
PRUM Phalla
Doreen CHEN
Xiaoyang NIE
Marina HAKKOU
Henri DECOEUR

Distribution

Co-Lawyers for Khieu Samphân:
KONG Sam Onn
Anta GUISSÉ
Arthur VERCKEN

Co-Prosecutors:
CHEA Leang
Nicholas KOUMJIAN

Co-Lawyers for the Civil Parties:
PICH Ang
Marie GUIRAUD

I. ECCC LAW

1. ECCC Internal Rules (Rev. 9), revised on 16 Jan 2015

II. ECCC DECISIONS AND ORDERS

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2. **F2/5/1**, ‘Decision on Group 1 Civil Parties’ Co-Lawyers’ Supplementary Request to Admit Additional Evidence’, 29 Mar 2011
3. **F2/4**, ‘Decision on Requests by Co-Lawyers for Accused and Civil Parties Groups 1, 2, 3 to Admit Additional Evidence’, 25 Mar 2011

B. Case 002

(i) *Supreme Court Chamber*

4. **F22**, ‘Directions Concerning Proposed Witnesses in Appeal Proceedings of Case 002/01’, 26 Mar 2015
5. **F22.1**, ‘Annex A – List of Pseudonyms for Witnesses Proposed in Case 002/01 Appeal’, 26 Mar 2015
6. **F2/5**, ‘Decision on Part of NUON Chea’s Requests to Call Witnesses on Appeal’, 29 May 2015
7. **F2/4/2**, ‘Decision on Part of NUON Chea’s Third Request to Obtain and Consider Additional Evidence in Appeal Proceedings of Case 002/01’, 16 Mar 2015
8. **F2/4/3**, ‘Interim Decision on Part of NUON Chea’s First Request to Consider Additional Evidence in Appeal Proceedings of Case 002/01’, 1 Apr 2015
9. **F2/4/3/3/5**, ‘Third Interim Decision on the Additional Investigation’, 20 Aug 2015
10. **F2/5**, ‘Decision on Part of Nuon Chea’s Requests to Call Witnesses on Appeal’, 29 May 2015

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11. **E282/2/1/2**, ‘Decision on the Co-Prosecutors’ Request for Reconsideration of the Decision Regarding Admission of Newly Available United State Diplomatic Cables (E282/2/1) and KHIEU Samphan’s Response (E282/2/1/1), 1 Aug 2013
12. **E305/17**, ‘Decision on Objections to Documents Proposed to be put Before the Chamber in Case 002/02’, 30 Jun 2015
13. **E313**, ‘Case 002/01 Judgement’, 7 Aug 2014
14. **E314/12/1**, ‘Reasons for Decision on Applications for Disqualification’, 30 Jan 2015

III. TRANSCRIPTS

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15. **F1/1.1** ‘Transcript of SAO Van - 2 Jul 2015’, 2 Jul 2015
16. **F1/3.1** ‘Transcript of TOAT Thoeun - 6 Jul 2015’, 6 Jul 2015

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17. **E1/14.1** ‘Transcript of Nuon Chea 002/01 Opening Statement - 22 Nov 2011’, 22 Nov 2011
18. **E1/199.1** ‘Transcript of Civil Party Impact - 30 May 2013’, 30 May 2013
19. **E1/232.1** ‘Transcript of Closing Oral Submissions - 22 Oct 2013’, 22 Oct 2013
20. **E1/237.1** ‘Transcript of Closing Oral Submissions - 31 Oct 2013’, 31 Oct 2013
21. **E1/242.1** ‘Transcript of 002/02 Opening Statements - 17 Oct 2014’, 17 Oct 2014
22. **E1/320.1** ‘Transcript of SÈM Hoeun - 23 Jun 2015’, 23 Jun 2015

IV. ECCC PARTY FILINGS

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23. **F2**, ‘Request to Obtain and Consider Additional Evidence in Connection with the Appeal Against the Trial Judgment in Case 002/01’, 1 Sep 2014

24. **F2/1**, ‘Second Request to Consider Additional Evidence in Connection with the Appeal Against the Trial Judgment in Case 002/01’, 2 Sep 2014
25. **F2/4**, ‘Third Request to Consider and Obtain Additional Evidence in Connection with the Appeal Against the Trial Judgment in Case 002/01’, 25 Nov 2014
26. **F2/6**, ‘Nuon Chea’s Fourth Request to Consider Additional Evidence in Connection with the Appeal Against the Trial Judgement in Case 002/01’, 15 Jun 2015
27. **F2/6/2**, ‘Co-Prosecutors’ Response to Nuon Chea’s Fourth Request to Consider and Obtain Additional Evidence in Connection with the Appeal Against the Trial Judgment in Case 002/01’, 30 Jun 2015
28. **F2/7**, ‘Nuon Chea’s Fifth Request to Consider and Obtain Additional Evidence in Connection with the Appeal Against the Trial Judgement in Case 002/01’, 25 Jun 2015
29. **F2/7/1**, ‘Co-Prosecutors’ Response to Nuon Chea’s Fifth Request to Consider and Obtain Additional Evidence in Connection with the Appeal Against the Trial Judgment in Case 002/01’, 13 Jul 2015
30. **F16**, ‘Nuon Chea’s Appeal Against the Case 002/01 Judgement’, 29 Dec 2014
31. **F27**, ‘Nuon Chea’s Urgent Request for an Extension of the Page Limit for its Forthcoming Sixth Request to Consider and Obtain Additional Evidence in Connection with the Appeal Against the Trial Judgement in Case 002/01’, 12 Aug 2015
32. **F27/1**, ‘Decision on NUON Chea’s Request for an Extension of the Page Limit for His Prospective Sixth Request for Additional Evidence’, 17 Aug 2015

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33. **E295/6/3**, ‘NUON Chea’s Closing Submissions in Case 002/01’, 26 Sep 2013
34. **E305/17/2**, ‘Nuon Chea’s Response to the Trial Chamber’s Request to Indicate Portions of Doc. No. E307/5.2.8 to Put Before the Trial Chamber in Case 002/02’, 14 Jul 2015
35. **E307/5**, ‘Initial Document List for Case 002/02’, 24 Jul 2014
36. **E313/1/1**, ‘Notice of Appeal Against the Judgment in Case 002/01’, 29 Sep 2014

37. **E319/13**, International Co-Prosecutor's Disclosure of Documents from Case File 004 Relevant to Case 002 Pursuant to Case 004-D193/11, 18 February 2015
38. **E319/13/1**, 'Notice of Acceptance of Documents', 26 February 2015

V. ATTACHMENTS

A. Requested Additional Evidence

39. **E319/13.3.39**, 'Written Record of Interview [Witness 5]', 11 October 2013 - Attached as *Attachment 1 (Confidential)*
40. **E1/316.1**, 'Transcript of KEO Loeur - 15 Jun 2015,' 15 Jun 2015 - Attached as *Attachment 2*
41. **E1/317.1**, 'Transcript of KEO Loeur - 16 Jun 2015,' 16 Jun 2015 - Attached as *Attachment 3*
42. **E1/319.1**, 'Transcript of SÈM Hoeun - 22 Jun 2015', 22 Jun 2015 - Attached as *Attachment 4*
43. **E1/320.1**, 'Transcript of SÈM Hoeun - 23 Jun 2015', 23 Jun 2015 - Attached as *Attachment 5*
44. **E3/9076**, 'Interview with [Witness 6]', 16 Jun 2011 - Attached as *Attachment 6*
45. **E3/8991**, 'Statement of [Witness 7]', 16 Jun 2011 - Attached as *Attachment 7*
46. **E3/9060**, 'Interview with Lat Suoy', 18 May 2011- Attached as *Attachment 8*
47. **E1/329.1** 'Transcript of LAT Suoy - 12 Aug 2015', 12 Aug 2015 - Attached as *Attachment 9*
48. **E3/9094**, 'Interview with [2-TCW-918]', 18 Jun 2011 - Attached as *Attachment 10*
49. **E307/5.2.8**, 'Compilation of 21 Kurzbiographies Produced by the German Democratic Republic Ministry of State Security (Stasi)' (extract – biography of Ouk Bunchhoeun) - Attached as *Attachment 11*

50. **E307/5.2.8**, ‘Compilation of 21 Kurzbiographies Produced by the German Democratic Republic Ministry of State Security (Stasi)’ (extract – biography of Heng Samrin) - Attached as **Attachment 12**
51. **E307/5.2.8**, ‘Compilation of 21 Kurzbiographies Produced by the German Democratic Republic Ministry of State Security (Stasi)’ (extract – biography of Hun Sen) - Attached as **Attachment 13**
52. **E307/5.2.8**, ‘Compilation of 21 Kurzbiographies Produced by the German Democratic Republic Ministry of State Security (Stasi)’ (extract – biography of Pen Sovan) - Attached as **Attachment 14**
53. U.S. Diplomatic Cable: *Vulnerability of the Phnom Penh Regime*, U.S. Embassy Bangkok, 18 Aug 1978 - Attached as **Attachment 15**
54. U.S. Diplomatic Cable: *More Khmer Border Raids on Thailand*, U.S. Embassy Bangkok, 16 Feb 1978 - Attached as **Attachment 16**
55. U.S. Diplomatic Cable: *Cambodia-Conversations with the Resistance*, U.S. Embassy Bangkok, 29 Sep 1977 - Attached as **Attachment 17**
56. U.S. Diplomatic Cable: *Thai-Cambodian Relations: Fonman Uppadit visit to Phnom Penh*, U.S. Embassy Bangkok, 9 Feb 1978 - Attached as **Attachment 18**
57. U.S. Diplomatic Cable: *Cambodian and Lao Resistance: Recruitment [sic] Campaigns in Thailand*, U.S. Embassy Bangkok, 9 Feb 1978 - Attached as **Attachment 19**
58. U.S. Diplomatic Cable: *Foreign Diplomat’s Observations of Alleged US Bombing of Siem Reap*, U.S. Embassy Paris, 8 Mar 1976 - Attached as **Attachment 20**
59. U.S. Diplomatic Cable: *Incident at Siem Reap: Soviet Line*, U.S. Embassy Bangkok, 16 Mar 1976 - Attached as **Attachment 21**
60. U.S. Diplomatic Cable: *Swedish Report Concerning Cambodia and Vietnam*, U.S. Embassy Paris, 16 Mar 1976 - Attached as **Attachment 22**
- B. Other**
61. Email from Supreme Court Chamber Senior Legal Officer 10 Sep 2015 – Attached as **Attachment 23**

62. ‘Tweede Kamer der Staten – Generaal’, no. 587, 1976-1977, pp. 1171-1172 - Attached as **Attachment 24**
63. Christian Oesterheld, ‘East-German Socialism and the Khmer Rouge Revolution: Insights from the GDR’s Diplomatic Archives’, Vienna 10th International Academic Conference, 3 Jun 2014, pp. 559-574 - Attached as **Attachment 25**
64. Hoang Van Hoan, *A Drop in the Ocean: Hoang Van Hoan’s Revolutionary Reminiscences*, 1988 (extracts) - Attached as **Attachment 26**
65. Nayan Chanda, ‘The Timetable for a Takeover’, *Far Eastern Economic Review*, 23 Feb 1979 - Attached as **Attachment 27**
66. Jon James Alexiou, ‘The Foreign Policy of the People’s Republic of China Towards the Socialist Republic of Vietnam, 1975-1979’, 1982 (extracts) - Attached as **Attachment 28**
67. Kuch Naren, ‘PM Orders Senator’s Arrest Over Facebook Post’, *Cambodia Daily*, 14 Aug 2015 - Attached as **Attachment 29**
68. U.S. Policy Towards Indochina Since Vietnam’s Occupation of Kampuchea: Hearings Before the Subcommittee on Asian and Pacific Affairs of the Committee on Foreign Affairs, House of Representatives’, 15, 21, 22 Oct 1981 (extracts) - Attached as **Attachment 30**
69. Margaret Slocomb, *The People’s Republic of Kampuchea, 1979-1989: The Revolution After Pol Pot*, 2003 (extracts) - Attached as **Attachment 31**
70. Anthony Paul, ‘Plot Details Filter Through’, *Far Eastern Economic Review*, 19 May 1978 - Attached as **Attachment 32**
71. James Fenton, ‘Cambodia: Communism Alters Lifestyle’, *Washington Post*, 24 Nov 1974 - Attached as **Attachment 33**
72. Huang Hua, ‘Problems with Indochina, Albania and Yugoslavia’, in King C. Chen (ed.), *China and the Three Worlds*, 1979 (extract) - Attached as **Attachment 34**
73. Nayan Chanda, ‘Cambodia: Fifteen Days that Shook Asia’, in *Far Eastern Economic Review*, 19 Jan 1979 – Attached as **Attachment 35**

74. Email from Trial Chamber Senior Legal Officer to the Parties, 17 Aug 2015 - Attached as *Attachment 36*