

BEFORE THE TRIAL CHAMBER**EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA****FILING DETAILS****Case No:** 002/19-09-2007-ECCC/TC**Party Filing:** The Defence for IENG Sary**Filed to:** The Trial Chamber**Original language:** ENGLISH**Date of document:** 12 October 2012**CLASSIFICATION****Classification of the document
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**IENG SARY'S RULE 87(4) REQUEST REGARDING MATERIAL WHICH MAY BE
USED DURING THE EXAMINATION OF EXPERT ELIZABETH BECKER
TABLE OF AUTHORITIES**

Filed by:Distribution to:**The Co-Lawyers:**ANG Udom
Michael G. KARNAVAS**The Trial Chamber Judges:**Judge NIL Nonn
Judge YOU Ottara
Judge YA Sokhan
Judge Silvia CARTWRIGHT
Judge Jean-Marc LAVERGNE
Reserve Judge THOU Mony
Reserve Judge Claudia FENZ**Co-Prosecutors:**CHEA Leang
Andrew CAYLEY**All Defence Teams****All Civil Parties**

ECCC Law and Procedure – ECCC Legal Compendium

1. Rules 87(3), 87(4).

ECCC Filings and Jurisprudence – Available on the Case File

2. Introductory Submission, 18 July 2007, D3.
3. Lawyer’s Recognition Decision, 12 November 2007, D36.
4. IENG Sary’s Second Request for Investigative Action, 2 April 2009, D160, para. 15.
5. Co-Prosecutors’ Rule 80 Expert, Witness and Civil Party Lists, Including Confidential Annexes 1, 2, 3, 3A, 4 and 5, 28 January 2011, E9/4.2.
6. IENG Sary’s Initial Objection to the OCP Proposed Experts & Request for Leave to File Supplementary Submissions within 30 Days, 24 February 2011, E9/4/9, paras. 15-16.
7. IENG Sary’s Joint Observations to Certain Witnesses and Experts Requested by the Co-Prosecutors, Civil Parties and NUON Chea Following the Trial Chamber’s Tentative List of Witnesses, 15 July 2011, E93/12, para. 19.
8. Decision Concerning New Documents and Other Related Issues, 30 April 2012, E190, para. 23.
9. IENG Sary’s Rule 87(4) Request Regarding Material Which May Be Used During the Examination of Expert David Chandler, 13 June 2012, E172/24/3, para. 7.
10. Trial Chamber Memorandum titled “Proposed testimony of Benedict KIERNAN before the Trial Chamber,” 13 June 2012, p. 2.
11. Trial Chamber Memorandum titled “Response to Co-Prosecutors’ Request to provide Case File 002 Documents to Experts and IENG Sary’s Rule 87(4) request regarding material to be used during the examination of Expert David CHANDLER (E172/24/2 and E172/24/3),” 21 June 2012, E172/24/4, paras. 7-8.
12. Decision on Assignment of Experts, 5 July 2012, E215, para. 18.

13. Response by Co-Prosecutors to Rule 87 Requests by IENG Sary and NUON Chea to Use Material During the Examination of Philip Short, 5 September 2012, E226/2, para. 1.
14. Trial Chamber Memorandum titled “Preliminary indication of individuals to be heard during population movement trial segments in Case 002/01,” 2 October 2012, para. 6.

ECCC Miscellaneous Documents – Available in zylab

15. Shared Materials Drive “SMD” Protocol, paras. 1-2 – available at <http://zylab/Exe/ZyNET.exe?Client=Common+Collection&Init=1&ZyAction=ZyActionr>.

Trial Transcripts – Available on the Case File

16. Case of *KAING Guek Eav alias “Duch,”* Case 001/18-07-2007-ECCC/TC, Transcript, 6 August 2009, E1/59.1.
17. Transcript, 5 April 2012, E1/60.1, p. 51.
18. Transcript, 18 July 2012, E1/91.1, p. 10, 12-17, 19.
19. Transcript, 19 July 2012, E1/92.1.
20. Transcript, 20 July 2012, E1/93.1.
21. Transcript, 23 July 2012, E1/94.1.
22. Transcript, 24 July 2012, E1/95.1.
23. Transcript, 25 July 2012, E1/96.1.

Books and Articles – Available in zylab, SMD or on the Case File

24. David P. Chandler, *Requiem for the 1970s: Elizabeth Becker’s When The War Was Over*, 1986, at 2-5, 7-8 – English ERNs 00850333-00850336, Khmer ERNs 00852445-00852452 and French ERNs 00852981-00852987.
25. ELIZABETH BECKER, *WHEN THE WAR WAS OVER* 15 (Simon & Schuster, 1st ed. 1986).

26. ELIZABETH BECKER, WHEN THE WAR WAS OVER xiv (PublicAffairs, 2nd ed. 1998), E3/20.
27. PHILIP SHORT, POL POT: THE HISTORY OF A NIGHTMARE 290 (John Murray 2004), E3/9.

Miscellaneous Correspondence

28. Emails between Professor Vickery and Professor Chandler, 21 January 2008 – *Attachment A.*
29. Emails between Professor Chandler and Professor Vickery, 21 January 2008 – *Attachment B.*
30. Email from Professor Vickery to IENG Sary Defence team’s Legal Consultant, 29 September 2012 – *Attachment C.*
31. Email from Professor Vickery to IENG Sary Defence team’s Legal Consultant, 1 October 2012 – *Attachment D.*