

**BEFORE THE TRIAL CHAMBER  
OF THE EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA**

**FILING DETAILS**

**Case File No.:** 002/19-09-2007-ECCC/TC

**Party Filing:** Co-Lawyers for the Defence of Mr Khieu Samphan

**Filed Before:** The Trial Chamber

**Original:** French

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**CLASSIFICATION**

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**UNCONTESTED FACTS**

Filed by:

**Lawyers for the Defence of Mr KHIEU**

**Samphan**

SA Sovan

Jacques VERGÈS

Philippe GRÉCIANO

Before:

**The Trial Chamber**

Judge NIL Nonn

Judge Sylvia CARTWRIGHT

Judge THOU Money

Judge Jean-Marc LAVERGNE

Judge YA Sokhan

**Co-Prosecutors**

CHEA Leang

Andrew CAYLEY

**Lawyers for the Civil Parties**

PICH Ang

Elisabeth SIMMONNEAU FORT

**MAY IT PLEASE THE TRIAL CHAMBER**

1. On 13 January 2011, the Trial Chamber issued its Order to File Material in Preparation for Trial, pursuant to Rule 80 of the Internal Rules (“the **Rules**”).<sup>1</sup> The Trial Chamber invited the Co-Prosecutors and each Defence team to file their joint list of uncontested facts.<sup>2</sup>
2. Mr KHIEU Samphan is presumed innocent.<sup>3</sup>
3. The onus is on the Co-Prosecutors to prove the guilt of the accused.<sup>4</sup>
4. Whilst Mr KHIEU Samphan does not support any of the facts set out in the Closing Order, he will nonetheless actively contribute to the work of justice in providing his account of the facts during trial in the interests of historical and legal Truth for the international community and the people of Cambodia.

**WITHOUT PREJUDICE,  
AND JUSTICE SHALL BE DONE**

	SA Sovan Jacques VERGÈS Philippe GRÉCIANO	Phnom Penh Paris Paris	
Date	Name	Place	Signature

<sup>1</sup> Order to File Material in Preparation for Trial, 13 January 2011, Document No. E9.

<sup>2</sup> *Ibidem*, paras. 9-11.

<sup>3</sup> Article 31 of the Constitution of the Kingdom of Cambodia, Article 13(1) of the Agreement, Article 35 (new) of the Law on the Establishment of the ECCC, and Rule 2 (1) of the Rules.

<sup>4</sup> Rule 87 of the Rules.