

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

FILING DETAILS

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**INTERNATIONAL CO-PROSECUTOR'S RESPONSE TO THE NATIONAL CO-
PROSECUTOR'S REQUEST TO FILE HER APPEAL AGAINST THE ICIJ'S
INDICTMENT IN KHMER FIRST**

Filed by:

**International Co-
Prosecutor (Reserve)**
Brenda J. HOLLIS

Distributed to:

Pre-Trial Chamber
Judge PRAK Kimsan
Judge Olivier BEAUVALLET
Judge NEY Thol
Judge Kang Jin BAIK
Judge HUOT Vuthy

Co-Lawyers for YIM Tith
SO Mosseny
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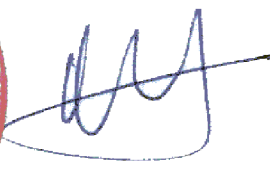
National Co-Prosecutor
CHEA Leang

**All Civil Party Lawyers
in Case 004**

I. RESPONSE

1. On 28 June 2019, the International Co-Investigating Judge (“ICIJ”) issued a closing order (“Indictment”) indicting Yim Tith for genocide, crimes against humanity, war crimes, and violations of the 1956 Cambodian Penal Code, and committing him for trial.¹ On 23 August 2019, the National Co-Prosecutor (“NCP”) gave notice that she intends to appeal the Indictment.² On 12 September 2019, she sought leave from the Pre-Trial Chamber to file her appeal in Khmer only, with the English translation to follow at the first opportunity.³
2. The International Co-Prosecutor has no objection to the NCP’s request to file in Khmer first with the translation to follow.

Respectfully submitted,

Date	Name	Place	Signature
13 September 2019	William SMITH International Deputy Co-Prosecutor for Brenda J. HOLLIS Reserve International Co-Prosecutor	Phnom Penh	

¹ **D382** Closing Order (Indictment), 28 June 2019, EN 01620059-71. The Khmer translation was notified to the parties on 15 August 2019.

² **D382/4** National Co-Prosecutor’s Notice of Appeal Against the International Co-Investigating Judge’s Closing Order (Indictment), 23 August 2019, notified to the parties on 26 August 2019.

³ **D382/7** National Co-Prosecutor’s Request for Filing Her Appeal Brief Against the International Co-Investigating Judge’s Closing Order (Indictment) in Khmer First, 12 September 2019.