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SCSL-04-14-T  
(18550 - 18553)

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**SPECIAL COURT FOR SIERRA LEONE  
In Trial Chamber I**

Before: Justice Pierre Boutet, Presiding Judge  
Justice Bankole Thompson  
Justice Benjamin Mutanga Itoe

Registrar: Mr Lovemore Munlo, SC

Date: 15 June 2006

**THE PROSECUTOR**

**-against-**

**SAMUEL HINGA NORMAN, MOININA FOFANA, and ALLIEU KONDEWA**

SCSL-2004-14-T

**Public**

**First Accused Urgent Motion for Extension of Time to Comply with Order Contained in  
'Decision on Norman Motion to Defer Further Evidence and Closing of His Case to  
September – December Trial Session'**

**For the Prosecutor:**  
Mr Christopher Staker  
Mr James Johnson  
Mr Joseph Kamara

**For Samuel Hinga Norman:**  
Dr Bu-Buakei Jabbi  
Mr Alusine Sani Sesay

**For Moinina Fofana:**  
Mr Victor Koppe  
Mr Arrow Bockarie  
Mr Michiel Pestman

**For Allieu Kondewa:**  
Mr Charles Margai  
Mr Yada Williams  
Mr Ansu Lansana

<b>SPECIAL COURT FOR SIERRA LEONE</b>	
<b>RECEIVED</b>	
<b>COURT MANAGEMENT</b>	
16 JUN 2006	
NAME	<i>Bankole Thompson</i> <b>GEORGE WOLAGR</b>
SIGN	<i>[Signature]</i>
TIME	<b>9:59</b>

## I. INTRODUCTION

1. On 15 June 2006, Trial Chamber I released its “Decision on Norman Motion to Defer Further Evidence and Closing of His Case to September – December Trial Session”<sup>1</sup> (the “Decision”).
2. In its Disposition the Trial Chamber ordered, *inter alia*, that the Defence for the First Accused (the “Defence”) to submit documents pursuant to Rule 92bis of the Rules no later than the 16th of June 2006 at 4:00 pm.<sup>2</sup>
3. Due to a number of factors set out below, the Defence is hereby requesting an extension of time.

## II. SUBMISSIONS

4. The Defence is requesting the Court to extend the deadline for complying with its Order contained in its Decision in order to enable the Defence sufficient time to file a complete submission of documents pursuant to Rule 92bis. While the Defence has been compiling the documents, there are a number of key documents that we have been attempting to obtain but have yet not been able to do so.
5. The Defence would submit that, of course, these documents as with all other evidence must be submitted into the Court before the closing of the Defence case. However, the Trial Chamber in its Decision noted that the Defence shall close its case in September 2006.<sup>3</sup>

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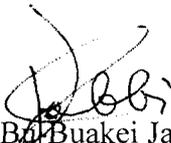
<sup>1</sup> *Prosecutor v. Norman et al.*, Decision on Norman Motion to Defer Further Evidence and Closing of His Case to September – December Trial Session, SCSL-04-14-T-619, 14 June 2006.

<sup>2</sup> *Ibid.* para. 17 (c).

<sup>3</sup> *Ibid.* para. 17 (d): “The Chamber denies the relief sought by Counsel for Norman under (d) and orders that the Defence case for the First Accused shall be closed, upon the completion of the testimony of witness No 21, Major General Abdul One Mohammed , in September 2006.

6. The Defence also notes that Rule 92*bis* does not contain a specific timeframe that the documents have to be submitted, other than the notice period and timeframes for objection.<sup>4</sup>
7. The Defence therefore requests the Trial Chamber to grant an extension of time until July 14th 2006. The Defence respectfully submits that this would be sufficient time to allow the Defence to make a complete submission of its Rule 92*bis* documents. This would also allow the Defence sufficient time to afford the Prosecution the required notice as specified in Rule 92*bis*.
8. The Defence also submits that there would be no prejudice to the Prosecution if the submission of Rule 92*bis* documents are submitted at a later stage.
9. Therefore in accordance with Rule 7*bis*<sup>5</sup> (Motions for Extensions of Time) of the Rules, the Defence requests that the Chamber exercises its prerogative to dispose of this motion without giving the other party the opportunity to respond.

Submitted June 16, 2006 in Freetown,

  
Dr B. Buakei Jabbi  
Court Appointed Counsel

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<sup>4</sup> Rule 92*bis* (c) states: "A party wishing to submit information as evidence shall give 10 days notice to the opposing party. Objections, if any, must be submitted within 5 days."

<sup>5</sup> Rule 7*bis* states: "Any response to a motion for extension of time shall be filed within three days of the receipt of the motion. Any reply to the response shall be filed within two days of the receipt of the response. However, a motion for an extension of time may be disposed of without giving the other party the opportunity to respond if a Judge or Chamber is of the opinion that no prejudice would be caused to the other party."

**Authorities****Cases**

1. *Prosecutor v. Norman et al.*, Decision on Norman Motion to Defer Further Evidence and Closing of His Case to September – December Trial Session, SCSL-04-14-T-619, 14 June 2006.

**Rules of Procedures and Evidence**

2. Rule 92bis
3. Rule 7bis