

Annex 5

Public

[REDACTED]

From: Trial Chamber I Communications
Sent: 13 January 2023 11:06
To: Do Duc, Hai; Trial Chamber I Communications; Abd Al Rahman Prosecution Team; D31 Abd-Al-Rahman Defence Team; V47 Abd Al Rahman LRV Team
Cc: Associate Legal Officer-Court Officer; Chamber Decisions Communication
Subject: RE: Calling order January - February 2023

Dear Mr Do Duc,
Dear colleagues,

The Chamber has taken note of the amended calling order sent on 11 January 2023. In order to avoid large gaps in the hearing schedule, the Chamber instructs the Prosecution to bring forward the dates of testimony of the witnesses scheduled to testify after 17 January 2023 (i.e. P-1062, P-0060, P-0921, P-0131 and P-0885). The Chamber further instructs the Prosecution to provide an updated calling order by **Monday 16 January 2023, COB**.

Kind regards,

[REDACTED]
(on behalf of Trial Chamber I)

From: Do Duc, Hai [REDACTED]
Sent: 11 January 2023 17:42
To: Trial Chamber I Communications [REDACTED] Abd Al Rahman Prosecution Team [REDACTED]; D31 Abd-Al-Rahman Defence Team [REDACTED] V47 Abd Al Rahman LRV Team [REDACTED]
Cc: Associate Legal Officer-Court Officer [REDACTED] Chamber Decisions Communication [REDACTED]
Subject: RE: Calling order January - February 2023

Dear Trial Chamber I,
Dear colleagues,

Please see below the amended calling order with two witnesses now being withdrawn.

- P-0987 informed the VWS in December 2022 that he is no longer willing to testify. After several unsuccessful attempts to contact the witness by the OTP (the last attempt being made this morning 11 January 2023), the Prosecution decided to withdraw the witness from its LOW;
- P-0926 informed the Prosecution in November 2022 that she is no longer willing to testify and since that time has not been reached. The last attempt to contact the witness was made this morning as well. Therefore, the Prosecution decided to withdraw the witness from its LOW.

Regarding P-0973, the [REDACTED]. The Prosecution intends to file with the Chamber an application to submit the witness's evidence under rule 68(2)(c). The Prosecution will discuss this issue with the Defence before filing any motion.

In addition, the Prosecution wishes to update the Chamber, the parties and participants of the status of the remaining witnesses.

- The expected testimony dates for P-1048, P-1061, P-1062 and P-0060 have been arranged with these witnesses and remain unchanged;
- Regarding P-0885's testimony, the VWS and the Prosecution have experienced delays in obtaining his Schengen Visa. After several discussions with the VWS, the Prosecution proposes to move P-0885's testimony to 7 and 13 February. This will enable the VWS sufficient time to apply for a Schengen Visa for the witness;
- P-0921 still does not have travel documents. The VWS and the Prosecution are working on getting travel documents for the witness, as well as on the AVL option [REDACTED] in the event the witness cannot travel to The Hague;
- P-0131 has been contacted by both, the VWS and the Prosecution but his willingness to testify is still unclear. The Prosecution is making continued efforts with VWS to secure the testimony of the witness as soon as possible. The Prosecution will inform the Chamber, the parties and participants of any developments;
- P-1049 may be able to testify at a date to be determined if needed depending on ongoing medical assessment.

The Prosecution regrets that these difficulties are occurring which will lead to gaps in the schedule at the end of the Prosecution case. As previously stated, the remaining witnesses for which their testimony is uncertain have been difficult to resolve for some time but the Prosecution remains committed to bringing their testimony before the Chamber if at all possible.

Kind regards,
Hai

#	Witness	Expected date of testimony	Estimated length of testimony	Language of testimony	Mode of testimony
1.	P-1048	16 January	3-4.5 hrs	English	Viva Voce in person in The Hague
2.	P-1061	17 January	2 hrs	English	Viva Voce in person in The Hague
3.	P-0987	18-19 January	9 hrs	Standard Arabic	Viva Voce in person in The Hague or if VWS is not able to secure travel to The Hague, via AVL [REDACTED]
4.	P-0885	23-24 January	7.5 hrs	Standard Arabic	Viva Voce in person in The Hague
3.	P-1062	25 January	3-4.5 hrs	English	Viva Voce in person in The Hague
4.	P-0060	26 January	4.5 hrs	Fur	Rule 68(3) via AVL from a State Party
5.	P-0921	30-31 January	9 hrs	Standard Arabic	Viva Voce in person in The Hague or via AVL [REDACTED]
6.	P-0131	1, 6 February	7.5 hrs	Fur	Viva Voce in person in The Hague or via AVL from a State Party
7.	P-0885	7, 13 February	7.5 hrs	Standard Arabic	Viva Voce in person in The Hague
9.	P-0926	7, 13 February	6 hrs	Fur	If available Viva Voce in person in The Hague or via AVL [REDACTED]
10.	P-0973	14-15 February	9 hrs	Fur	If available Viva Voce in person in The Hague or via AVL [REDACTED]

From: Do Duc, Hai [REDACTED]
Sent: 09 January 2023 10:41
To: Trial Chamber I Communications [REDACTED] Abd Al Rahman Prosecution Team [REDACTED] D31 Abd-Al-Rahman Defence Team [REDACTED] V47 Abd Al Rahman LRV Team [REDACTED]
Cc: Associate Legal Officer-Court Officer [REDACTED] Chamber Decisions Communication [REDACTED]
Subject: RE: Calling order January - February 2023

Dear Trial Chamber I,
Dear colleagues,

Please see the amended calendar correcting one mistake on 6 February 2023.

My apologies for the inconvenience.

Kind regards,
Hai

#	Witness	Expected date of testimony	Estimated length of testimony	Language of testimony	Mode of testimony
1.	P-1048 or P-1049	16 January	3-4.5 hrs	English	Viva Voce in person in The Hague
2.	P-1061	17 January	2 hrs	English	Viva Voce in person in The Hague
3.	P-0987	18-19 January	9 hrs	Standard Arabic	Viva Voce in person in The Hague or if VWS is not able to secure travel to The Hague, via AVL [REDACTED]
4.	P-0885	23-24 January	7.5 hrs	Standard Arabic	Viva Voce in person in The Hague
5.	P-1062	25 January	3-4.5 hrs	English	Viva Voce in person in The Hague
6.	P-0060	26 January	4.5 hrs	Fur	Rule 68(3) via AVL [REDACTED]
7.	P-0921	30-31 January	9 hrs	Standard Arabic	Viva Voce in person in The Hague or via AVL [REDACTED]
8.	P-0131	1, 6 February	7.5 hrs	Fur	Viva Voce in person in The Hague or via AVL [REDACTED]
9.	P-0926	7, 13 February	6 hrs	Fur	If available Viva Voce in person in The Hague or via AVL [REDACTED]
10.	P-0973	14-15 February	9 hrs	Fur	If available Viva Voce in person in The Hague or via AVL [REDACTED]

From: Do Duc, Hai [REDACTED]
Sent: 16 December 2022 17:18
To: Trial Chamber I Communications [REDACTED] Abd Al Rahman Prosecution Team [REDACTED] D31 Abd-Al-Rahman Defence Team [REDACTED] V47 Abd Al Rahman LRV Team [REDACTED]
Cc: Associate Legal Officer-Court Officer [REDACTED] Chamber Decisions

Communication [REDACTED]

Subject: Calling order January - February 2023

Dear Trial Chamber I,
Dear colleagues,

Please see below the anticipated calling order from 16 January through 16 February 2023.

Kind regards,

Hai

#	Witness	Expected date of testimony	Estimated length of testimony	Language of testimony	Mode of testimony
1.	P-1048 or P-1049	16 January	3-4.5 hrs	English	Viva Voce in person in The Hague
2.	P-1061	17 January	2 hrs	English	Viva Voce in person in The Hague
3.	P-0987	18-19 January	9 hrs	Standard Arabic	Viva Voce in person in The Hague or if VWS is not able to secure travel to The Hague, via AVL [REDACTED]
4.	P-0885	23-24 January	7.5 hrs	Standard Arabic	Viva Voce in person in The Hague
5.	P-1062	25 January	3-4.5 hrs	English	Viva Voce in person in The Hague
6.	P-0060	26 January	4.5 hrs	Fur	Rule 68(3) via AVL [REDACTED]
7.	P-0921	30-31 January	9 hrs	Standard Arabic	Viva Voce in person in The Hague or via AVL [REDACTED]
8.	P-0131	1, 7 February	7.5 hrs	Fur	Viva Voce in person in The Hague or via AVL [REDACTED]
9.	P-0926	13-14 February	6 hrs	Fur	If available Viva Voce in person in The Hague or via AVL [REDACTED]
10.	P-0973	15-16 February	9 hrs	Fur	If available Viva Voce in person in The Hague or via AVL [REDACTED]