

ANNEX 19
Public Redacted
Version

From: Trial Chamber V Communications
Sent: 01 December 2023 09:48
To: D29 Yekatom Defence Team; OTP CAR IIB; Court Management-Court Records
Cc: D30 Ngaissona Defence Team; V44 LRV Team; V44 LRV Team OPCV; V45 LRV Team; Associate Legal Officer-Court Officer; Chamber Decisions Communication; Trial Chamber V Communications
Subject: Decision regarding reclassification requests
Attachments: Prosecution Request - Reclassification of filings : Prosecution's Response to "Yekatom Defence Request for Disclosure of Telecommunication Related Material" (ICC-01/14-01/18-2038-Conf); Request for reclassification of ICC-01/14-01/18-2040-Conf

Dear counsel,
Dear colleagues from the CMS,

The Single Judge notes the reclassification requests from the Yekatom Defence and the Prosecution (*see attached emails*). He notes that the incorrect email was attached to the previous decision and now the correct emails containing the reclassification requests are attached.

Noting his obligations under Article 68 of the Rome Statute, the Single Judge considers that filing ICC-01/14-01/18-2040-Conf cannot be reclassified to public at this point. Therefore, the Single Judge rejects the Yekatom Defence's request. He instructs the Yekatom Defence to file a public redacted version of the filing in light of the information contained in paragraph 36, and bearing in mind the redactions applied to the referenced filing (ICC-01/14-01/18-1973-Red) in paragraph 25 and related footnote.

Regarding filing ICC-01/14-01/18-2070-Conf, in light of the explanation provided by the Prosecution, the Single Judge grants the request. He instructs the CMS to reclassify it from confidential to public.

Also, taking note of ICC-01/14-01/18-2186-Red, the Single Judge instructs the CMS to reclassify filing ICC-01/14-01/18-2204-Conf from confidential to public.

Kind regards,
TC V

[REDACTED]

From: OTP CAR IIB
Sent: 08 November 2023 14:47
To: Trial Chamber V Communications
Cc: Ameerli, Carline; Associate Legal Officer-Court Officer; [REDACTED]
[REDACTED] OTP CAR IIB
Subject: Prosecution Request - Reclassification of filings : Prosecution's Response to "Yekatom Defence Request for Disclosure of Telecommunication Related Material" (ICC-01/14-01/18-2038-Conf)

[ICC] RESTRICTED

Dear Trial Chamber V,

The Prosecution has reviewed its filing "Prosecution's Response to "Yekatom Defence Request for Disclosure of Telecommunication Related Material" (ICC-01/14-01/18-2038-Conf)", - ICC-01/14-01/18-2070-Conf.

We respectfully request for reclassification of the OTP document from "Confidential" to "Public".

Kind regards,

[REDACTED]
OTP Case Manager

[REDACTED]

From: [REDACTED]
Sent: 21 September 2023 14:58
To: Trial Chamber V Communications
Cc: D29 Yekatom Defence Team; D30 Ngaissona Defence Team; OTP CAR IIB; V44 LRV Team; V45 LRV Team; V44 LRV Team OPCV; Associate Legal Officer-Court Officer
Subject: Request for reclassification of ICC-01/14-01/18-2040-Conf

Dear Trial Chamber V,

Further to the Chamber's 'Decision on the Prosecution's Third Application for Notice to be Given Pursuant to Regulation 55(2) on Mr Yekatom's Individual Criminal Responsibility' of 14 September 2023 (ICC-01/14-01/18-2097), the Yekatom Defence respectfully requests that the 'Yekatom Defence Response to Third Prosecution Application for Regulation 55(2) Notice' of 21 August 2023 (ICC-01/14-01/18-2040-Conf) be reclassified as public. The Defence requests that the Annex to this response remain classified as confidential; a public redacted version thereof will be filed today.

Best regards,

[REDACTED]
Legal Assistant, Yekatom Defence

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