

# ANNEX I



Ana Cristina Rodríguez Pineda

The Netherlands

Reference: CSS/2018/5

Date: 23 January 2018

*Object: Application to the List of Counsel of the International Criminal Court*

Dear Ms Rodríguez Pineda,

After careful deliberation of your application to the List of Counsel, based on the information provided in your file, we regret to inform you that, according to the information in our possession, you do not fulfil the requisite criteria enumerated in Rule 22 of the Rules of Procedure and Evidence (RPE) and regulation 67 of the Regulations of the Court (RoC). Consequently, we are not in a position to respond favourably to your request for admission to the List of Counsel this time.

In order to provide you with a detailed explanation on the assessment of your candidacy carried out by the Counsel Support Section of the Registry, we invite you to take note of the results of the evaluation of your file vis-à-vis the criteria outlined below in conformity with the relevant provisions:

- Competence (Rule 22 (1), RPE) – Fulfilled
- Knowledge of Languages (Rule 22 (1), RPE) – Fulfilled
- Absence of criminal and/or disciplinary sanctions (regulation 67(2), RoC) – Fulfilled
- Ten years of experience in criminal proceedings (Rule 22(1), RPE and regulation 67(1), RoC) – Not fulfilled

Based on the information provided in your file, it is not demonstrated that you have minimum 10 years of relevant and necessary experience in criminal proceedings, as a judge, prosecutor, advocate, or similar capacity. From your Curriculum Vitae, it is apparent that you have worked as Chef de Cabinet at the Office of the President of the ICTY for 2 years and 2 months and as Associate Attorney at Law at Rodríguez, Archila, Castellanos, Solares & Aguilar, S.C. for 1 year and 7 months. Diplomatic activity, such as your position at the Permanent Mission of Guatemala to the United Nations, cannot be

considered as relevant experience in criminal proceedings for the purposes of the List of Counsel. Therefore you only have 3 years and 9 months of relevant experience; hence regrettably you do not meet the criteria to be admitted to the List of Counsel this time.

Please be informed that you have the possibility, in accordance with regulations 70(2) and 72 of the RoC, to file an application for review before the Presidency to have the present decision re-examined. Please note that this request for re-examination is subject to the conditions enumerated in regulation 23 of the RoC, and that it must be filed with the Court Administration Section of the Registry ([judoc@icc-cpi.int](mailto:judoc@icc-cpi.int)) within fifteen calendar days from the date of the notification of the present decision, in accordance with regulation 72(2) of the RoC. All communications referring to the review will have to be sent at the same electronic address specified above.

We would also like to inform you of the possibility to reintroduce your candidacy to the List of Counsel, once you fulfil the conditions required by the pertinent texts of the Court. Furthermore, we would like to draw your attention to the existence of the List of Assistants, also created and maintained by the Registry of the Court, to allow counsel to benefit from competent legal assistance in the presentation of their cases before the Court. Should you be interested, we invite you to complete the application form for this List. You will find the relevant information in this respect on the Court's website, at the following address: <https://www.icc-cpi.int/get-involved/Pages/legal-professionals.aspx>.

In the event you are interested in being considered for admission to the List of Assistants, kindly note that you do not need to resubmit to us a complete file, but only your intention for such a consideration, and any new documents which are required for the admission to the List of Assistants.

Please do not hesitate to contact us if you have any questions concerning the information contained herein.



Prof. Dr. Esteban Peralta Losilla  
Chief, Counsel Support Section