

ANNEX D

Table of intercepts used to demonstrate persecutory *mens rea*

TJ page and paragraph	Date of intercept	Logbook cited	DO alleged to be online	Direct evidence of DO/inference/corroboration
p. 379, para. 1108	27 July 2002	ISO (Gulu), UGA-OTP-0063-0194, at 0327-28	No	Evidence of LRA persecutory policy (JK)
p. 379, para. 1109	9 August 2002	ISO (Gulu), UGA-OTP-0064-0002, at 0025	No	Evidence of LRA persecutory policy (JK)
p. 379, para. 1110	31 August 2002	ISO (Gulu), UGA-OTP-0064-0002, at 0085 and 0086	No	Evidence of LRA persecutory policy (JK + RL)
p. 379, para. 1111	31 August 2002	ISO (Gulu), UGA-OTP-0064-0002, at 0086	No	Evidence of LRA persecutory policy (JK + Tabuley)
p. 380, para. 1112	9 September 2002	ISO (Gulu), UGA-OTP-0064-0093, at 0124	No	Evidence of LRA persecutory policy (JK + VO)
p. 380, para. 1113	9 October 2002	ISO (Gulu), UGA-OTP-0068-0002, at 0053	No	Evidence of LRA persecutory policy (JK)
p. 380, para. 1114	10 November 2002	ISO (Gulu), UGA-OTP-0065-0002, at 0020 and 0019	Yes	Inference DO knowledge + JK
p. 380, para. 1115	27 November 2002	ISO (Gulu), UGA-OTP-0065-0002, at 0064	No	Evidence of LRA persecutory policy (JK)
p. 381, para. 1116	13 December 2002	ISO (Gulu), UGA-OTP-0065-0002, at 0105	No	Evidence of LRA persecutory policy (JK)
p. 381, para. 1117	18 March 2003	ISO (Gulu), UGA-OTP-0063-0002, at 0026 and 0024	Yes	Inference DO knowledge + JK
p. 381, para. 1118	31 March 2003	Transcript, UGA-OTP-0286-0165, at 0196-97; ISO (Gulu), UGA-OTP-0063-0002, at 0067	Yes	Inference DO knowledge + JK
p. 382, para. 1119	4,5, 28 April 2003	fn2252 to 2258	Yes	DO direct evidence + VO + JS; nb: not charged attack - Lagile; nb: look at this one - lots of doubt about evidence

TJ page and paragraph	Date of intercept	Logbook cited	DO alleged to be online	Direct evidence of DO/inference/corroboration
p. 382, para. 1120	16 April 2003	ISO Logbook (Gulu), UGA-OTP-0063-0002, at 0124. See also UPDF Logbook (Gulu), UGA-OTP-0254-0455, at 0490	Yes	Inference DO knowledge + JK
p. 383, para. 1121	27 April 2003	ISO Logbook (Gulu), UGA-OTP-0063-0002, at 0157	No	Evidence of LRA persecutory policy (JK); nb: TC reconciles disparity in evidence to detriment of DOC
p. 383, para. 1122	5 May 2003	ISO Logbook (Gulu), UGA-OTP-0063-0002, at 0185	No	Evidence of LRA persecutory policy (JK+VO); nb: TC notes UPDF missing detail and decides that detail is ISO is good
p. 383, para. 1123	7 May 2003	ISO Logbook (Gulu), UGA-OTP-0063-0002, at 0191. See also UPDF Logbook (Soroti), UGA-OTP-0242-6212, at 6315. While this entry does not reflect the exact same wording, it also records Kony as directing for 'heavy atrocities on civilians' to be started.	Yes	Inference DO knowledge + JK
p. 383, para. 1124	8 May 2003	ISO Logbook (Gulu), UGA-OTP-0068-0146, at 0151	No	Evidence of LRA persecutory policy (JK)
p. 384, para. 1125	7 June 2003	ISO Logbook (Gulu), UGA-OTP-0068-0146, at 0228. See also UPDF Logbook (Gulu), UGA-OTP-0254-0455, at 0664-65; UPDF Logbook (Soroti), UGA-OTP-0242-6212, at 6395	Yes	Inference DO knowledge + JK; should be exculpatory being chastised for not killing civilians; nb: also problems with reporting
p. 384, para. 1126	9 August 2003	ISO Logbook (Gulu), UGA-OTP-0232-0234, at 0257	No	Evidence of LRA persecutory (VO)
p. 384, para. 1127	2 September 2003	ISO Logbook (Gulu), UGA-OTP-0232-0234, at 0349; UPDF Logbook (Gulu), UGA-OTP-0254-0725, at 0888. See also UPDF Logbook (Achol Pii), UGA-OTP-0242-6018, at 6108	No	Evidence of LRA persecutory policy (JK + VO + RL + Tabuley, and others)
p. 384, para. 1128	10 October 2003	ISO Logbook (Gulu), UGA-OTP-0232-0234, at 0547	No	Evidence of LRA persecutory - JK+VO (Pajule)

TJ page and paragraph	Date of intercept	Logbook cited	DO alleged to be online	Direct evidence of DO/inference/corroboration
p. 385, para. 1129	25 October 2003	ISO Logbook (Gulu), UGA-OTP-0232-0234, at 0612. See also UPDF Logbook (Gulu), UGA-OTP-0254-0229, at 0286; UPDF Logbook (Achol Pii), UGA-OTP-0242-6018, at 6172	No	Evidence of LRA persecutory (JK)
p. 385, para. 1130	11 November 2003	ISO Logbook (Gulu), UGA-OTP-0066-0002-R01, at 0038. See also UPDF Logbook (Achol Pii), UGA-OTP-0242-6018, at 6194; UPDF Logbook (Soroti), UGA-OTP-0254-1991, at 2264-67	No	Evidence of LRA persecutory policy (JK)
p. 385, para. 1131	22-24 November 2003	P-0003 Tape UGA-OTP-0037-0314 Transcript, UGA-OTP-0248-0224-R01, at 0251-54; P-0016 Tape UGA-OTP-0037-0314 Transcript, UGA-OTP-0259-0128, at 0129-32; P-0059 Tape UGA-OTP-0037-0314 Transcript, UGA-OTP-0248-0342-R01, at 0369-72; P-0003: T-43, p. 48, line 22 – p. 51, line 20; P-0016: T-33, p. 51, line 13 – p. 52, line 23; P-0059: T-37, p. 29, line 17 – p. 31, line 11	No	Evidence of LRA persecutory policy (JK + Abudema)
p. 385, para. 1132	23 December 2003	ISO Logbook (Gulu), UGA-OTP-0066-0002-R01, at 0147. See also UPDF Logbook (Soroti), UGA-OTP-0254-2284, at 2460-61	No	Evidence of LRA persecutory policy (JK)
p. 386, para. 1133	23 January 2004	ISO Logbook (Gulu), UGA-OTP-0061-0002, at 0016. See also UPDF Logbook (Gulu), UGA-OTP-0254-4143, at 4208-09	No	Evidence of LRA persecutory policy (JK)
p. 386, para. 1134	23 February 2004	ISO Logbook (Gulu), UGA-OTP-0061-0002, at 0096. See also UPDF Logbook (Achol Pii), UGA-OTP-0242-7309, at 7383; UPDF Logbook (Soroti), UGA-OTP-0254-2284, at 2501	Yes	Inference DO knowledge + JK; nb: only one of several logbooks says DO is on air -- inference should be that he was not on air
p. 386, para. 1135	24 February 2004	ISO Logbook (Gulu), UGA-OTP-0061-0002, at 0097. See also UPDF Logbook (Gulu), UGA-OTP-0254-4143, at 4252	Yes	Inference DO knowledge + JK

TJ page and paragraph	Date of intercept	Logbook cited	DO alleged to be online	Direct evidence of DO/inference/corroboration
p. 386, para. 1136	25 February 2004	ISO Logbook (Gulu), UGA-OTP-0061-0002, at 0101. See also UPDF Logbook (Soroti), UGA-OTP-0254-2284, at 2513	Yes	TC notes that Lira-Palwo is attacked a month later; is this the only inference
p. 386, para. 1137	26 February 2004	ISO Logbook (Gulu), UGA-OTP-0061-0002, at 0104. See also UPDF Logbook (Achol Pii), UGA-OTP-0242-7309, at 7389	Yes	Inference DO knowledge + VO
p. 387, para. 1138	31 May 2004	ISO Logbook (Gulu), UGA-OTP-0062-0002, at 0007. See also Police Logbook, UGA-OTP-0037-0002	Yes	DO direct evidence + Abudema + VO
p. 387, para. 1139	17 June 2004	ISO Logbook (Gulu), UGA-OTP-0062-0002, at 0040. See also UPDF Logbook (Gulu), UGA-OTP-0254-2982, at 3091	Yes	Direct evidence Abudema + DO
p. 387, para. 1140	7 July 2004	UPDF Logbook (Lira), UGA-OTP-0255-0228, at 0355-56	No	Evidence of LRA persecutory policy (JK); nb: evidence not in other books
p. 388, para. 1141	1 August 2004	ISO Logbook (Gulu), UGA-OTP-0062-0145, at 0299	Yes	Alleged to be DO but TC says it cannot draw any conclusions
p. 388, para. 1142	1 August 2004	ISO Logbook (Gulu), UGA-OTP-0062-0145, at 0156. See also UPDF Logbook (Gulu), UGA-OTP-0254-2982, at 3168; Police Logbook, UGA-OTP-0037-0002, at 0044	Yes	Inference DO knowledge + JK + VO + Abudema + Labongo
p. 388, para. 1143	29 September 2004	ISO Logbook (Gulu), UGA-OTP-0062-0145, at 0299	Yes	Direct evidence DO; nb: detail not included in logbooks from other services so inference resolved against DO
p. 389, para. 1145	26 February 2004	ISO Logbook (Gulu), UGA-OTP-0061-0002, at 0102. See also UPDF Logbook (Gulu), UGA-OTP-0254-4143, at 4255; UPDF Logbook (Achol Pii), UGA-OTP-0242-7309, at 7388	Yes	Inference DO knowledge + JK