

អទ្ធខំនុំ៩ម្រះទំសាមញ្ញតូខតុលាកាកេម្ភ៩ា

Extraordinary Chambers in the Courts of Cambodia Chambres Extraordinaires au sein des Tribunaux Cambodgiens

ព្រះពទាំណាទ ត្រូតម្អូ ថា បាតិ សាសនា ព្រះមហាភ្យត្រ

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DECISION ON THE REQUEST BY CO-LAWYERS GROUP 2 FOR EXTENSION OF TIME FOR FILING **DOCUMENTS RELEVANT TO CIVIL PARTIES**

Co-Prosecutors

CHEA Leang William SMITH (acting)

Lawyers for the Civil Parties

- **KONG** Pisey HONG Kimsuon YUNG Panith KIM Mengkhy MOCH Sovannary Silke STUDZINSKY Martine JACQUIN Philippe CANONNE
- TY Srinna Pierre Olivier SUR Alain WERNER Brianne McGONIGLE Annie DELAHAIE Elizabeth RABESANDRATANA Karim KHAN Fabienne TRUSSES-NAPROUS Christine MARTINEAU

Accused

KAING Guek Eav alias "DUCH"

Lawyers for the Defence

KAR Savuth François ROUX MARIE-PAULE CANIZARES



ផ្លូវជាតិលេខ ៤ សង្កាត់ ចោមចៅ ខ័ណ្ឌ ដង្កោ ក្រុមភ្នំពេញ កម្ពុជា ប្រអប់លំបុត្រ ៧១ ទូរស័ព្ទ: (៨៥៥)-២៣-២១៩-៨១៤ ទូរសារ: (៨៥៥)-២៣-២១៩-៨៤១ តែចាំងារ 🙀 🚛 🔆 🛵 ស National Road 4 , Chaom Chau , Dangkao Phnom Penh Mail Po Box 71, Phnom Penh Tel:+855(0)23 218914 Fax:023 218941 Web: www.eccc.gov.kh

I. INTRODUCTION

1. By oral Direction of 27 August 2009 the Trial Chamber of the Extraordinary Chambers in the Courts of Cambodia ("ECCC") directed certain Civil Parties whose applications have been challenged by the Defence to submit by 3 September 2009 additional evidentiary documents establishing the relationship between some Civil Parties and the victims of the alleged crimes in Case $001.^{1}$

2. On 3 September 2009, the lawyers of Civil Party Group 2 requested an extension of time on the basis that the search for additional documents is still ongoing and requires confirmation from persons living in different locations throughout Cambodia.²

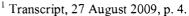
II. FINDINGS

3. The Chamber is aware of the difficulties for Civil Parties to retrieve documentation supporting their claims. It will determine applications for extension of time, where proving additional documents is problematic, on a case-by-case basis.³

4. The Chamber, noting Rule 39(4)(a) of the ECCC Internal Rules, is satisfied that, in the circumstances, it is in the interests of justice to allow the laywers of Civil Party Group 2 limited additional time to obtain additional evidentiary documents with respect to Civil Parties E2/22, E2/35, E2/64, E2/66, and E2/83.

FOR THE FOREGOING REASONS, THE TRIAL CHAMBER

GRANTS the Request and, consequently



² Co-Lawyers Group 2 – Request for Extension of Filing Documents Relevant to Civil Parties 12 E2/83 Until Additional Documents are Found, 3 September 2009 (Document E163).
³ See also Decision of the Trial Chamber Concerning Proof of Identity for Civil Party Applicant (Dcoument E2/94).



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CRDERS that Civil Party (Group 2) shall file any additional evidentiary document relevant to Civil Parties E2/22, E2/35, E2/64, E2/66, and E2/83 by no later than Thursday, 10 September 2009, at 4pm. No additional extension of time will be granted. \mathcal{M}

Phnom Penh, 04 September 2009 President of the Trial Chamber