

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-01/10
Date: 23 November 2011

PRE-TRIAL CHAMBER I

Before: Judge Sanji Mmasenono Monageng, Presiding Judge

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

***IN THE CASE OF
THE PROSECUTOR V. CALLIXTE MBARUSHIMANA***

Public

Order to the Defence for an Expedited Response to the "Prosecution's Notice that it no longer relies on the statement of Prosecution Witness 692 to support the confirmation of charges"

Decision to be notified, in accordance with Regulation 31 of the *Regulations of the Court*, to:

The Office of the Prosecutor

Mr Luis Moreno-Ocampo, Prosecutor
 Ms Fatou Bensouda, Deputy Prosecutor
 Mr Anton Steynberg, Senior Trial Lawyer

Counsel for the Defence

Mr Nicholas Kaufman
 Ms Yael Vias Gvirsman

Legal Representatives of Victims

Mr Kassongo Mayombo
 Mr Ghislain Mabanga

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
 Participation/Reparation**

**The Office of Public Counsel for
 Victims**

**The Office of Public Counsel for the
 Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Deputy Registrar

Mr Didier Preira

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
 Section**

Others

I, **Judge Sanji Mmasenono Monageng**, the Single Judge of Pre-Trial Chamber I (“Chamber”) of the International Criminal Court (“Court”) responsible for carrying out the functions of the Chamber in relation to the case of *The Prosecutor v. Callixte Mbarushimana*;¹

NOTING the “Prosecution’s Notice that it no longer relies on the statement of Prosecution Witness 692 to support the confirmation of charges”, filed on 21 November 2011 (“Prosecution Notice”);²

NOTING regulations 24 and 34 of the Regulations of the Court;

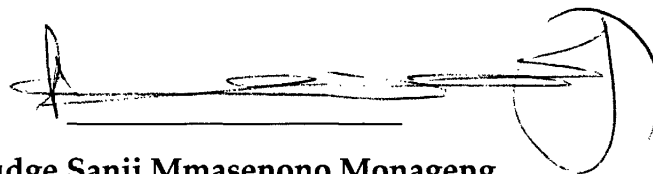
CONSIDERING that the Prosecution Notice relates to evidence currently under consideration for the Chamber’s pending decision on the confirmation of charges;

CONSIDERING therefore that the Defence’s response to the Prosecution Notice, if any, should be filed on an expedited basis;

FOR THESE REASONS

ORDER that the Defence’s response to the Prosecution Notice, if any, must be filed by 16:00 on Thursday, 24 November 2011.

Done in English and French, the English version being authoritative.



Judge Sanji Mmasenono Monageng

Single Judge

Dated this Wednesday 23 November 2011

At The Hague, The Netherlands

¹ Oral Decision of the Chamber, 28 January 2011, ICC-01/04-01/10-T-1-ENG, p.11.

² ICC-01/04-01/10-456.