

022

SCSL-2003-04-I  
(98-100)

98



**SPECIAL COURT FOR SIERRA LEONE**

JOMO KENYATTA ROAD • FREETOWN • SIERRA LEONE

PHONE: +1 212 963 9915 Extension: 178 7000 or +39 0831 257000 or +232 22 295995

FAX: Extension: 178 7001 or +39 0831 257001 Extension: 174 6996 or +232 22 295996

**THE TRIAL CHAMBER**

**Before:** Judge Bankole Thompson (Presiding Judge)  
Judge Pierre Boutet  
Judge Benjamin Itoe

**Registrar:** Robin Vincent

**Date:** 8<sup>th</sup> day of December 2003

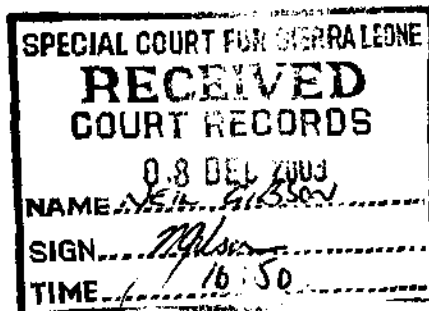
**The Prosecutor against**

**Sam Bockarie**  
(Case No.SCSL-2003-04-PT)

**WITHDRAWAL OF INDICTMENT**

**Office of the Prosecutor:**  
David M. Crane, The Prosecutor  
Luc Côté

**Defence Counsel:**  
Sylvain Roy, Chief, Defence Office  
Haddi Kah-Jallow  
Claire Carlton-Hanciles



**THE SPECIAL COURT FOR SIERRA LEONE ("the Special Court")**

**SITTING** as the Trial Chamber (hereinafter "the Chamber"), composed of Judge Bankole Thompson, Presiding Judge, Judge Pierre Boutet and Judge Benjamin Mutanga Itoe;

**CONSIDERING** the Prosecution Request for Appearance before the Trial Chamber to Withdraw an Indictment, pursuant to Rule 51(B) filed on the 14<sup>th</sup> day of November 2003 (hereinafter "the Request");

**CONSIDERING** the Indictment against SAM BOCKARIE aka MOSQUITO aka MASKITA, for Crimes against Humanity, Violations of Article 3 Common to the Geneva Conventions and of Additional Protocol II and Other Serious Violations of International Humanitarian Law, in violation of Articles 2, 3 and 4 of the Statute of the Special Court for Sierra Leone issued on the 3<sup>rd</sup> day of March 2003;

**CONSIDERING** the Decision Approving the Indictment and Order for Non-Disclosure of the 7<sup>th</sup> day of March 2003;

**CONSIDERING** the certified copy of the Death Certificate issued for Sam Bockarie alias Mosquito "Maskita" of the 2<sup>nd</sup> day of June 2003;

**CONSIDERING** Rule 51(B) of the Rules of Procedure and Evidence for the Special Court for Sierra Leone;

**CONSIDERING ALSO** the appearance of the Prosecutor before the Trial Chamber on the 5<sup>th</sup> day of December 2003;

**NOTING** the statement of reasons presented by the Prosecutor to the Trial Chamber on the 5<sup>th</sup> day of December 2003, in which the Prosecutor submitted that the evidence available has indicated to his satisfaction that Sam Bockarie is deceased;

**NOW THEREFORE,**

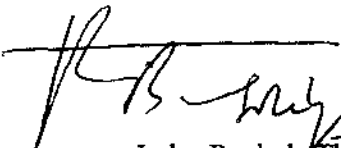
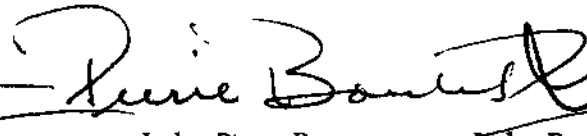
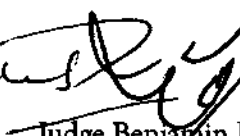
**THE CHAMBER ACCEPTS** the Prosecutor's statement of reasons;

and **ENDORSES** the withdrawal of the Indictment.

<sup>2</sup> B RBT L

100

Done in Freetown, this 8<sup>th</sup> day of December 2003

Judge Bankole Thompson      Judge Pierre Boutet      Judge Benjamin Itoe  
 (Presiding Judge)

