

**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**

**TRIAL CHAMBER I**

**Before:** Hon. Justice Benjamin Mutanga Itoe, Presiding Judge  
Hon. Justice Bankole Thompson  
Hon. Justice Pierre Boutet

**Registrar:** Herman von Hebel

**Date:** 2nd of August 2007

**PROSECUTOR**                                      **Against**                                      **MOININA FOFANA**  
**ALLIEU KONDEWA**  
(Case No.SCSL-04-14-T)

**Public Document**

**SCHEDULING ORDER FOR SENTENCING HEARING AND JUDGEMENT**

**Office of the Prosecutor:**

Stephen Rapp  
James C. Johnson  
Joseph Kamara

**Court Appointed Counsel for Moinina Fofana:**

Victor Koppe  
Arrow Bockarie  
Michiel Pestman  
Steven Powles

**Court Appointed Counsel for Allieu Kondewa:**

Charles Margai  
Yada Williams  
Ansu Lansana  
Susan Wright

**TRIAL CHAMBER I** (“Trial Chamber”) of the Special Court for Sierra Leone (“Special Court”) composed of Hon. Justice Benjamin Mutanga Itoe, Presiding Judge, Hon. Justice Bankole Thompson, and Hon. Justice Pierre Boutet;

**NOTING** the Judgement rendered against the Second Accused, Moinina Fofana (“Fofana”) and the Third Accused, Allieu Kondewa (“Kondewa”) on the 2nd of August 2007, where the Trial

Chamber found Fofana guilty on Counts 2, 4, 5 and 7 and Kondewa guilty on Counts 2, 4, 5, 7 and 8 of the Indictment;

**NOTING** that Rule 100(B) of the Rules of Procedure and Evidence (“Rules”) states that “when the Accused have been convicted by a Trial Chamber, the Trial Chamber *may* hear submissions of the parties at a sentencing hearing”;[\[1\]](#)

**CONSIDERING** that this is an appropriate case for the Trial Chamber to exercise its discretion pursuant to Rule 100(B) of the Rules to hear submissions of the parties at a sentencing hearing;

**MINDFUL** of the provisions of Rule 100(A) of the Rules, which states:

If the Trial Chamber convicts the accused or the accused enters a guilty plea, the Prosecutor shall submit any relevant information that may assist the Trial Chamber in determining an appropriate sentence no more than 7 days after such conviction or guilty plea. The defendant shall thereafter, but no more than 7 days after the Prosecutor’s filing submit any relevant information that may assist the Trial Chamber in determining an appropriate sentence.

**NOTING** the Order Scheduling Judicial Recess dated the 8th of June 2007;

**CONSIDERING** that it would be in the interests of justice to allow the parties an extension of time in which to submit any relevant information that may assist the Trial Chamber in determining an appropriate sentence;

**PURSUANT** to Rules 54 and 100 of the Rules;

**HEREBY ORDERS** as follows:

1. that the Office of the Prosecutor (“Prosecution”) file any relevant information that may assist the Trial Chamber in determining an appropriate sentence no later than 4 p.m. on Friday, the 24th of August 2007;
2. that the Defence file any relevant information that may assist the Trial Chamber in determining an appropriate sentence no later than 4 p.m. on Friday, the 31st of August 2007;
3. that a Sentencing Hearing be held on Wednesday, the 19th of September 2007 at 10:00 a.m., for additional oral arguments only;
4. that the length of the sentencing submissions for the Prosecution shall not exceed one hour and that the length of the sentencing submissions of Counsel for each Accused person shall not exceed one hour;
5. that a Sentencing Judgement be rendered on Monday, the 24th of September 2007 at 10:00 a.m.

Done at Freetown, Sierra Leone, this 2nd day of August 2007

Hon. Justice Pierre Boutet

Hon. Justice Benjamin Mutanga  
Itoe  
Presiding Judge

Hon. Justice Bankole  
Thompson

Trial Chamber I

[Seal of the Special Court for Sierra Leone]

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[\[1\]](#) Emphasis added.

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