



SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

THE PRESIDENT

Case No.: STL-11-01/PT/PRES
Before: Judge David Baragwanath, President
Registrar: Mr Herman von Hebel
Date: 2 October 2012
Original language: English
Classification: Public

THE PROSECUTOR

v.

**SALIM JAMIL AYYASH
 MUSTAFA AMINE BADREDDINE
 HUSSEIN HASSAN ONEISSI
 ASSAD HASSAN SABRA**

**ORDER ON URGENT REQUEST OF COUNSEL FOR MR BADREDDINE
 OF 18 SEPTEMBER 2012**

Prosecutor:
 Mr Norman Farrell

Counsel for Mr Salim Jamil Ayyash:
 Mr Eugene O'Sullivan
 Mr Emile Aoun

Victims' Legal Representatives:
 Mr Peter Haynes
 Mr Mohammad F. Mattar
 Ms Nada Abdelsater-Abusamra

Counsel for Mr Mustafa Amine Badreddine:
 Mr Antoine Korkmaz
 Mr John Jones

Head of Defence Office:
 Mr François Roux

Counsel for Mr Hussein Hassan Oneissi:
 Mr Vincent Courcelle-Labrousse
 Mr Yasser Hassan

Counsel for Mr Assad Hassan Sabra:
 Mr David Young
 Mr Guénaél Mettraux





SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

1. On 18 September 2012, I received a request to seek clarification from the United States authorities under Rule 32 of the Tribunal's Rules of Procedure and Evidence of whether Mr John Jones, co-counsel for Mr Badreddine, was still able to represent the accused after the US Department of the Treasury on 13 September 2012 imposed sanctions against Mr Badreddine.¹
2. The sanctions referred to above include "[a]ny transaction or dealing by United States persons or within the United States in property or interests in property blocked pursuant to this order is prohibited, *including but not limited to* the making or receiving of any contribution of funds, goods, or *services to or for the benefit of those persons listed in the Annex to this order* or determined to be subject to this order."² Mr John Jones is a citizen of both the United Kingdom and the United States.
3. On 20 September, I received advice from Mr Jones that the US Department of Treasury had issued a licence allowing Mr Jones to provide legal representation to Mr Badreddine "and to receive, from the Special Tribunal for Lebanon, payment for legal services rendered and reimbursement of incurred expenses in connection with the matter of *The Prosecutor v. Ayyash et al.*, (Case No. STL-11-01) and any related cases [...]."
4. On 26 September Mr Jones sent to the US Department of Treasury a letter expressing his understanding that the licence would not compel him to disclose documents related to Mr Badreddine's representation in his capacity as a lawyer and in the exercise of the functions of STL counsel. Mr Jones added that he would continue to represent Mr Badreddine on that understanding. On this basis, Mr Jones participated in the appeals hearing on jurisdiction on 1 October 2012.

¹ Urgent Request for Clarification of Whether Co-Counsel John Jones Can Continue to Represent Mr. Mustafa Amine Badreddine, 18 September 2012 ("Request").

² Request, para. 2 (emphasis added by the Defence).



SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

In light of the foregoing,

I

DECLARE the Request **MOOT**.

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

Dated this 2nd day of October, 2012

Leidschendam, the Netherlands

Judge David Baragwanath

President

