

SPECIAL TRIBUNAL FOR LEBANON

المحكمة الخاصة بلبنان

TRIBUNAL SPÉCIAL POUR LE LIBAN

THE TRIAL CHAMBER**SPECIAL TRIBUNAL FOR LEBANON**

Case No: STL-11-01/T/TC

Before: Judge David Re, Presiding
Judge Janet Nosworthy
Judge Micheline Braidy
Judge Walid Akoum, Alternate Judge
Judge Nicola Lettieri, Alternate Judge

Registrar: Mr Daryl Mundis

Date: 24 November 2016

Original language: English

Classification: Public

The PROSECUTOR

v.

**SALIM JAMIL AYYASH
HASSAN HABIB MERHI
HUSSEIN HASSAN ONEISSI
ASSAD HASSAN SABRA**

ORDER TO RECALL WITNESS PRH539 FOR FURTHER CROSS-EXAMINATION**Office of the Prosecutor:**

Mr Norman Farrell & Mr Alexander Milne

Counsel for Mr Salim Jamil Ayyash:

Mr Emile Aoun, Mr Thomas Hannis & Chad Mair

Legal Representatives of**Participating Victims:**Mr Peter Haynes, Mr Mohammad F. Mattar
& Ms Nada Abdelsater-Abusamra**Counsel for Mr Hassan Habib Merhi:**Mr Mohamed Aouini, Ms Dorothée Le Fraper du
Hellen & Mr Jad Khalil**Counsel for Mr Hussein Hassan Oneissi:**Mr Vincent Courcelle-Labrousse, Mr Yasser
Hassan & Ms Natalie von Wistinghausen**Counsel for Mr Assad Hassan Sabra:**Mr David Young, Mr Guénaél Mettraux &
Mr Geoffrey Roberts

1. Witness PRH539, a Prosecution investigator, testified on 16 September 2016. His statement was admitted into evidence, as exhibit P1137, under Rule 156 of the Special Tribunal's Rules of Procedure and Evidence which permits a statement to be tendered in lieu of examination in chief. Counsel acting for the Accused, Mr Hussein Hassan Oneissi, cross-examined him. Counsel for Mr Hassan Habib Merhi have now sought to have the witness recalled for further limited cross-examination in relation to exhibit 3D135 MFI (marked for identification).¹ The Prosecution does not object to this.²

2. The Trial Chamber considers the witness's recall for further cross-examination to be in the interest of justice and therefore orders that Witness 539 reappear, if necessary by video-conference link, for cross-examination by counsel for Mr Merhi.

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

Leidschendam,
The Netherlands
24 November 2016

David Re

Judge David Re, Presiding

Janet Nosworthy

Judge Janet Nosworthy

Micheline Braidy

Judge Micheline Braidy

¹ Email to the Trial Chamber's legal officer, 17 November 2016.

² Email to the Trial Chamber's legal officer, 23 November 2016.

