

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 October 2017

**Original language:** English

**Classification:** Public

**THE PROSECUTOR**

v.

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

**ORDER VARYING**

**CORRECTED VERSION OF THE 'DECISION ON ONEISSI DEFENCE URGENT MOTION FOR AN ORDER TO COMPEL DISCLOSURE OF REQUESTS FOR ASSISTANCE RELEVANT TO THE ATTRIBUTION OF MOBILE NUMBER 3598095' OF 13 OCTOBER 2017**

**Office of the Prosecutor:**  
Mr Norman Farrell & Mr Alexander Hugh  
Milne

**Counsel for Mr Salim Jamil Ayyash:**  
Mr Emile Aoun, Mr Thomas Hannis &  
Mr 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 Youssef 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 Geoffrey Roberts &  
Ms Sarah Bafadhel



1. The Oneissi Defence seeks to vary, in part, the Trial Chamber's decision of 24 October 2017.<sup>1</sup> In that decision, the Trial Chamber ordered, among other things, 'counsel for Mr Oneissi ... to file public redacted versions of their confidential filings' relating to the decision.<sup>2</sup> The Oneissi Defence, after consulting with the Prosecution, has now informed the Trial Chamber that the Prosecution does not oppose the reclassification, from confidential to public, of its filings (rather than the filing of public redacted versions thereof),<sup>3</sup> with the exception of a number of annexes.<sup>4</sup> On this basis, the Oneissi Defence seeks a variation of the Trial Chamber's decision and an order to the Registry to re-classify its filings from confidential to public.

2. The Trial Chamber sees no reason to deny the variation request. It therefore **varies** its decision of 24 October 2017, and **orders** the Registry to reclassify Oneissi Defence filings F3261 (with the exception of annexes A-H), F3284, F3311 and F3325 from confidential to public.

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

Leidschendam,  
The Netherlands  
24 October 2017

*David Re*

Judge David Re, Presiding

*Janet Nosworthy*

Judge Janet Nosworthy

*Micheline Braidy*

Judge Micheline Braidy

<sup>1</sup> STL-11-01/T/TC, *Prosecutor v. Ayyash, Merhi, Oneissi and Sabra*, F3359, Corrected Version of the 'Decision on Oneissi Defence Urgent Motion for an Order to Compel Disclosure of Requests for Assistance Relevant to the Attribution of Mobile Number 3598095' of 13 October 2017, 24 October 2017 ('Decision of 24 October 2017'); Oneissi Defence e-mail to Trial Chamber Legal Officer, 20 October 2017.

<sup>2</sup> Decision of 24 October 2017, disposition.

<sup>3</sup> These are F3261, Oneissi Defence Urgent Motion for an Order to Compel Disclosure of RFAs Relevant to the Attribution of 3598095, 2 August 2017 (confidential) ('Oneissi Motion'); F3284, Oneissi Defence Reply to 'Prosecution Response to Oneissi Defence Urgent Motion for an Order to Compel Disclosure of RFAs Relevant to the Attribution of 3598095', 21 August 2017 (confidential); F3311, Supplementary Submissions to 'Oneissi Defence Urgent Motion for an Order to Compel Disclosure of RFAs Relevant to the Attribution of 3598095', 6 September 2017 (confidential); F3325, Oneissi Defence Reply to Prosecution Response to Supplementary Submissions of 6 September 2017, 14 September 2017 (confidential).

<sup>4</sup> Specifically, Oneissi Motion, annexes A-H.

