



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:** 17 November 2017

**Original language:** English

**Classification:** Public

**THE PROSECUTOR**

v.

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

**ORDER RECLASSIFYING DEFENCE FILINGS****Office of the Prosecutor:**Mr Norman Farrell & Mr Alexander Hugh  
Milne**Legal Representatives of  
Participating Victims:**Mr Peter Haynes, Mr Mohammad F. Mattar  
& Ms Nada Abdelsater-Abusamra**Counsel for Mr Salim Jamil Ayyash:**Mr Emile Aoun, Mr Thomas Hannis &  
Mr Chad Mair**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. In its decisions of 20 and 26 October 2017, the Trial Chamber ordered the Parties to file public redacted versions of the confidential filings underlying each decision, or to have these filings reclassified as public.<sup>1</sup> Counsel for the Accused, Mr Hussein Hassan Oneissi, requested the Trial Chamber to reclassify from ‘confidential’ to ‘public’ seven of its filings, having received the consent of counsel for Mr Hassan Habib Merhi and Mr Assad Hassan Sabra with respect to those filings which they had co-signed with the Oneissi Defence.<sup>2</sup> The Prosecution did not object to the proposed reclassification.

**FOR THESE REASONS**, the Trial Chamber:

**INSTRUCTS** the Registry to reclassify from ‘confidential’ to ‘public’ the following filings:

- F2756, Request for Reclassification of the Prosecution’s Summary Statement of Evidence in Relation to Paragraph 49 of the Amended Consolidated Indictment, 3 October 2016;
- F2759, Request for an Order for Immediate Distribution of the “Request for Reclassification of the Prosecution’s Summary Statement of Evidence in Relation to Paragraph 49 of the Amended Consolidated Indictment”, 4 October 2016;
- F2785, Reply to the Prosecution Response to the Request for the Reclassification of the “Prosecution Summary Statement of Evidence in Relation to Paragraph 49 of the Amended Consolidated Indictment”, 17 October 2016;
- F2954, Request for Reclassification of the Prosecution’s Updated Summary Statement of Evidence in Relation to Paragraph 49 of the Amended Consolidated Indictment, 25 January 2017;

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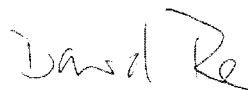
<sup>1</sup> STL-11-01/T/TC, *Prosecutor v. Ayyash, Merhi, Oneissi and Sabra*, F3371, Decision Admitting into Evidence the Audio Recordings and Transcripts of the Prosecution Interview of Mr Wissam Al-Hassan (Witness PRH680) under Rule 158 and Three Related Documents under Rule 154, 20 October 2017, disposition; F3386, Order to the Prosecution to Provide Public Redacted Versions of the Initial and Updated Summary Statements of Evidence in Relation to Paragraph 49 of the Amended Consolidated Indictment, 26 October 2017, disposition.

<sup>2</sup> Email of 13 November 2017 from Defence counsel for Mr Oneissi to Trial Chamber senior legal officer, Prosecution counsel, Legal Representatives of Victims and Defence counsel; *see also* Email of 26 October 2017 from Defence counsel for Mr Oneissi to Trial Chamber senior legal officer, Prosecution counsel, Legal Representatives of Victims and Defence counsel; Email of 26 October 2017 from Trial Chamber senior legal officer to Defence counsel, Prosecution counsel and Legal Representatives of Victims; Email of 31 October 2017 from Oneissi Defence evidence review assistant to Trial Chamber senior legal officer, Prosecution counsel, Legal Representative of Victims and Defence counsel.

- F3249, Defence for Hussein Hassan Oneissi Response to “Prosecution Rule 158 Motion for Admission of Written Statement of Unavailable Person PRH680”, dated 6 July 2017, 24 July 2017;
- F3258, Third Request for Reclassification of the Prosecution’s Updated Summary Statement of Evidence in Relation to Paragraph 49 of the Amended Consolidated Indictment, 31 July 2017; and
- F3280, Reply to Prosecution Response to Third Request for Reclassification of the Prosecution’s Updated Summary Statement of Evidence in Relation to Paragraph 49 of the Amended Consolidated Indictment, 18 August 2017.

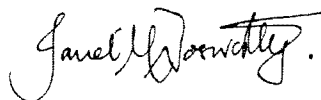
Done in Arabic, English, and French, the English version being authoritative.

Leidschendam,  
The Netherlands  
17 November 2017



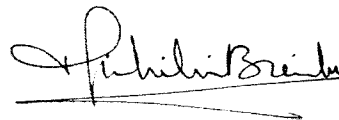
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Judge David Re, Presiding



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Judge Janet Nosworthy



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Judge Micheline Braidy

