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SCSL-2003-04-I
(98-100)

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SPECIAL COURT FOR SIERRA LEONE

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THE TRIAL CHAMBER

Before: Judge Bankole Thompson (Presiding Judge)
Judge Pierre Boutet
Judge Benjamin Itoe

Registrar: Robin Vincent

Date: 8th day of December 2003

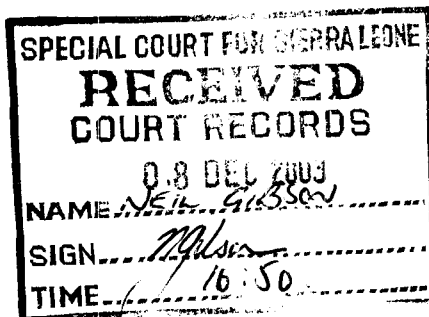
The Prosecutor against

Sam Bockarie
(Case No.SCSL-2003-04-PT)

WITHDRAWAL OF INDICTMENT

Office of the Prosecutor:
David M. Crane, The Prosecutor
Luc Côté

Defence Counsel:
Sylvain Roy, Chief, Defence Office
Haddi Kah-Jallow
Claire Carlton-Hanciles



THE SPECIAL COURT FOR SIERRA LEONE (“the Special Court”)

SITTING as the Trial Chamber (hereinafter “the Chamber”), composed of Judge Bankole Thompson, Presiding Judge, Judge Pierre Boutet and Judge Benjamin Mutanga Itoe;

CONSIDERING the Prosecution Request for Appearance before the Trial Chamber to Withdraw an Indictment, pursuant to Rule 51(B) filed on the 14th day of November 2003 (hereinafter “the Request”);

CONSIDERING the Indictment against SAM BOCKARIE aka MOSQUITO aka MASKITA, for Crimes against Humanity, Violations of Article 3 Common to the Geneva Conventions and of Additional Protocol II and Other Serious Violations of International Humanitarian Law, in violation of Articles 2, 3 and 4 of the Statute of the Special Court for Sierra Leone issued on the 3rd day of March 2003;

CONSIDERING the Decision Approving the Indictment and Order for Non-Disclosure of the 7th day of March 2003;

CONSIDERING the certified copy of the Death Certificate issued for Sam Bockarie alias Mosquito “Maskita” of the 2nd day of June 2003;

CONSIDERING Rule 51(B) of the Rules of Procedure and Evidence for the Special Court for Sierra Leone;

CONSIDERING ALSO the appearance of the Prosecutor before the Trial Chamber on the 5th day of December 2003;

NOTING the statement of reasons presented by the Prosecutor to the Trial Chamber on the 5th day of December 2003, in which the Prosecutor submitted that the evidence available has indicated to his satisfaction that Sam Bockarie is deceased;

NOW THEREFORE,

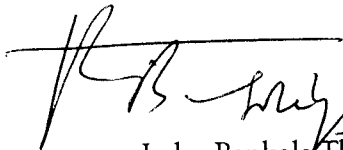
THE CHAMBER ACCEPTS the Prosecutor’s statement of reasons;

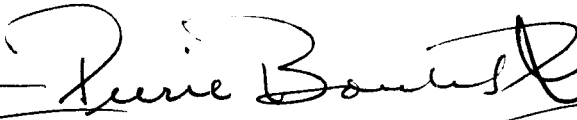
and **ENDORSES** the withdrawal of the Indictment.


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Done in Freetown, this 8th day of December 2003


Judge Bankole Thompson
(Presiding Judge)


Judge Pierre Boutet


Judge Benjamin Itoe

