



SPECIALIST PROSECUTOR'S OFFICE
ZYRA E PROKURORIT TË SPECIALIZUAR
SPECIJALIZOVANO TUŽILAŠTVO

In: KSC-BC-2020-06
Specialist Prosecutor v. Hashim Thaçi, Kadri Veseli, Rexhep Selimi and Jakup Krasniqi

Before: Trial Panel II
Judge Charles L. Smith, III, Presiding Judge
Judge Christoph Barthe
Judge Guénaél Mettraux
Judge Fergal Gaynor, Reserve Judge

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Prosecutor's Office

Date: 3 June 2024

Language: English

Classification: Confidential

Prosecution request to add SPOE00229159-00229204 to exhibit list

Specialist Prosecutor's Office

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1. Pursuant to paragraph 82 of the Order on the Conduct of the Proceedings,¹ the SPO hereby applies to add SPOE00229159-00229204 to its exhibit list ('Seized Book').²
2. The Seized Book was disclosed to all four Defence teams pursuant to Rule 102(3) in 2021³ and, as previously indicated,⁴ is in the SPO presentation queue for W04410. This item was seized from Hashim Thaçi, and was not previously added to the list of exhibits given that it is a near duplicate of item SPOE00128571-SPOE00128948 (ET).
3. However, the Seized Book acquired new relevance after W04410's indication during his preparation session that he never gave a copy of his book to a KLA General Staff member.⁵ Other than highlighted annotations, the principal difference between the version of the book on the SPO list of exhibits and the Seized Book is a personal, signed inscription from W04410 to Hashim Thaçi: 'To my honoured friend, the President of the Republic of Kosovo, Mr Hashim Thaci, as a sign of respect for the close collaboration during the period of the KLA's glorious war'.⁶
4. The SPO presents W04410 due to the overall accuracy of his war reporting, but fully anticipates this witness to demonstrate a pronounced bias in favour of the Accused. That W04410 may attempt to hide his loyalty for Hashim Thaçi by withholding that he inscribed a book to his 'honoured friend' potentially demonstrates this bias and is therefore relevant to W04410's credibility.
5. For these reasons, the SPO hereby seeks to add the Seized Book to its exhibit list. Whether the SPO ultimately intends to use the Seized Book with the witness depends

¹ Annex 1 to Order on the Conduct of Proceedings KSC-BC-2020-06/F01226/A01, 25 January 2023 ('Order on the Conduct of the Proceedings').

² Pursuant to oral order, 3 June 2024, pp.83-84 (realtime transcript).

³ Disclosure Packages 70, 89, 133, and 134.

⁴ SPO Email of 31 May 2024, at 21:50.

⁵ Preparation Note 2, 121260-121271, para.3 ('W04410's book is his experience, and not what people told him. W04410 never gave any copies of his book to KLA General Staff members, either before or after its publication. The KLA General Staff members who spoke with W04410 about what he had written said the book was real, including Hashim Thaçi. W04410 added during the readback that he never spoke with Kadri Veseli, Rexhep Selimi, or Jakup Krasniqi about the book').

⁶ SPOE00229159-00229204, SPOE00229161.

on how his testimony unfolds.

6. This submission is filed as confidential pursuant to Rule 82(3) because it concerns a seized item with a confidential classification.

7. For the foregoing reasons the SPO seeks to add the Seized Book to its list of exhibits.

Word Count: 439



Kimberly P. West

Specialist Prosecutor

Monday, 3 June 2024

At The Hague, the Netherlands.