



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

In: **KSC-BC-2023-10**
Specialist Prosecutor v. Sabit Januzi, Ismet Bahtijari and Haxhi Shala

Before: **Trial Panel I**
Judge Mappie Veldt-Foglia, Presiding Judge
Judge Roland Dekkers
Judge Gilbert Bitti
Vladimir Mikula, Reserve Judge

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Prosecutor's Office

Date: 4 November 2024

Language: English

Classification: Public

Public redacted version of 'Prosecution further submissions pursuant to Decision F00548'

Specialist Prosecutor's Office
Kimberly P. West

Counsel for Sabit Januzi
Jonathan Elystan Rees

Counsel for Ismet Bahtijari
Felicity Gerry

Counsel for Haxhi Shala
Toby Cadman

1. Pursuant to the Decision,¹ [REDACTED],² the Specialist Prosecutor's Office ('SPO') hereby makes limited further submissions related to the requested actions contained in the Joint Request³ and the Defence Further Request.⁴ These submissions supplement its earlier submissions.⁵
2. The SPO maintains that the requested actions are not necessary and recalls its position that they present no bar to the start of the trial.
3. [REDACTED], several of the requested actions in the Joint Request appear to require relatively little time [REDACTED] to complete.⁶ The SPO has no objection to those requested actions being prioritised along with [REDACTED] execute the requested actions as soon as possible with a view toward having them available before the start of trial.
4. The SPO also underscores [REDACTED] the requested actions contained in the Defence Further Request regarding keyword searches. Consistent with the SPO Response to the Defence Further Request,⁷ [REDACTED].⁸ [REDACTED].⁹
5. The SPO submits that estimate would only be the beginning of the process of fulfilling the requested actions in the Defence Further Request. [REDACTED].

¹ Decision Requesting Observations in Relation to filings F00519 and F00524, KSC-BC-2023-10/F00548, 22 October 2024, Confidential ('Decision'), para.16.

² [REDACTED].

³ Joint submission requesting an RFA, KSC-BC-2023-10/F00519, 10 October 2024, Confidential ('Joint Request').

⁴ Joint Request by Sabit Januzi Defence and Haxhi Shala Defence for a Request For Assistance, KSC-BC-2023-10/F00524, 11 October 2024, Confidential ('Defence Further Request').

⁵ Prosecution submissions pursuant to Decision F00548, KSC-BC-2023-10/F00554, 24 October 2024, Confidential. *See also* Prosecution response to 'Joint Request by Sabit Januzi Defence and Haxhi Shala Defence for a Request For Assistance', KSC-BC-2023-10/F00530, 15 October 2024, Confidential ('SPO Response'); Prosecution response to F00555, KSC-BC-2023-10/F00572, 31 October 2024, Confidential.

⁶ [REDACTED].

⁷ SPO Response, KSC-BC-2023-10/F00530, paras 4, 6.

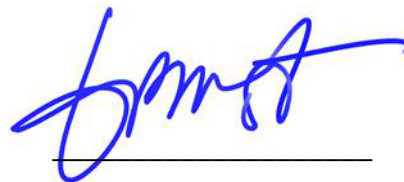
⁸ [REDACTED].

⁹ [REDACTED].

6. Thus, given that the Defence Further Request is overbroad, entirely speculative, constitutes an improper fishing expedition, is untimely, and, [REDACTED], would require a vast expenditure of time and resources to complete, especially in light of the fast approaching trial date, the Defence Further Request should be dismissed.

7. This filing is classified as confidential pursuant to Rule 82(4).

Word count: 496



Kimberly P. West

Specialist Prosecutor

Monday, 4 November 2024

At The Hague, The Netherlands.