



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

**In:** **KSC-BC-2018-01/RAC001**

**Before:** **Single Judge Panel**  
Judge Nicolas Guillou

**Registrar:** Dr Fidelma Donlon

**Filing Participant:** Specialist Prosecutor's Office

**Date:** 28 November 2023

**Language:** English

**Classification:** Public

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**Public redacted version of 'Corrected Version of "Prosecution submissions regarding reclassification of filings"'**

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**Specialist Prosecutor's Office**

Kimberly P. West

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Ben Emmerson

**Counsel for Rexhep Selimi**

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1. Pursuant to the Order,<sup>1</sup> the Specialist Prosecutor's Office ('SPO') hereby submits the below list of SPO filings to the Single Judge (the 'Listed Filings') related to the covert recording of non-privileged visits to certain of the accused in KSC-BC-2020-06.<sup>2</sup> In accordance with the Order, the SPO is submitting confidential redacted versions of each of the Listed Filings in KSC-BC-2018-01.

2. However, in several cases one or more annexes associated with the Listed Filings must for now maintain their original classification of Strictly Confidential and *Ex Parte*. In each such case, the cover page of the reclassified filing notes which annexes remain for now Strictly Confidential and *Ex Parte*. Where information has been redacted or an annex withheld, the purpose is to protect the integrity of ongoing SPO investigations and/or sensitive investigative means.

3. The Listed Filings (for which confidential redacted versions are being submitted) are:

- i. KSC-BC-2018-01, F00321, strictly confidential and *ex parte*, with strictly confidential and *ex parte* Annex 1;
- ii. KSC-BC-2018-01, F00326, strictly confidential and *ex parte*, with strictly confidential and *ex parte* Annexes 1-5;
- iii. KSC-BC-2018-01, F00331, strictly confidential and *ex parte*;

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<sup>1</sup> Order Regarding Reclassification of Filings, KSC-BC-2018-01/RAC001/F00002, 21 November 2023, Confidential ('Order'), para.8.

<sup>2</sup> The Listed Filings do not include the four related filings for which the SPO already submitted confidential redacted versions last week. Additionally, the SPO has not included in the Listed Filings certain free-standing reports regarding implementation where no requests were made, as the SPO does not assess such reports to be filings 'to which the Defence ought to have access.' See Order, KSC-BC-2018-01/RAC001/F00002, para.7.

- iv. [REDACTED];
  - v. [REDACTED];
  - vi. KSC-BC-2018-01, F00344, strictly confidential and *ex parte*;
  - vii. KSC-BC-2018-01, F00358, strictly confidential and *ex parte*;
  - viii. [REDACTED];
  - ix. [REDACTED];
  - x. [REDACTED];
  - xi. KSC-BC-2018-01, F00380COR2, strictly confidential and *ex parte*;
  - xii. [REDACTED];<sup>3</sup>
  - xiii. KSC-BC-2018-01, F00435, strictly confidential and *ex parte* with strictly confidential and *ex parte* Annex 1; and
  - xiv. [REDACTED].
4. This filing is submitted as confidential and *ex parte* in accordance with Rule 82(4).

**Word count: 420**



Kimberly P. West

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<sup>3</sup> [REDACTED].

## Specialist Prosecutor

Wednesday, 28 November 2023

At The Hague, the Netherlands

### Explanatory Note

The following correction has been made to the original filing:

- Paragraph 3-vii, filing KSC-BC-2018-01/F00349, strictly confidential and *ex parte* was removed from the Listed Filings, since the Confidential redacted version of F00349 was previously distributed on 22 November 2023.