

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

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

**Registrar:** Dr Fidelma Donlon

**Filing Participant:** Specialist Counsel for Hashim Thaçi

**Date:** 04 December 2025

**Language:** English

**Classification:** Confidential

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**Thaçi Defence Submissions pursuant to Decision F03607**

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**Specialist Prosecutor's Office**

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Luka Misetic

**Counsel for Kadri Veseli**

Rodney Dixon

**Counsel for Rexhep Selimi**

Geoffrey Roberts

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Venkateswari Alagendra

## I. SUBMISSIONS

1. On 10 November 2025, the Defence for Mr Hashim Thaçi (the “Defence”) filed a request seeking admission of W04760 (“the Witness”)’s evidence pursuant to Rule 155. The Defence requested that the Panel admit, pursuant to Rule 155, specific excerpts of the Witness’s SPO interview (“Statement”) and one associated exhibit (jointly “Proposed Evidence”) (“Option 1”). In the alternative, the Defence requested that the Panel admit the Witness’s entire Statement, excluding any portions that refer to the acts and conduct of the Accused (“Option 2”).
2. On 2 December 2025, the Trial Panel issued its Decision on Thaçi Defence Request Pursuant to Rule 155.<sup>12</sup> It rejected both Option 1 and Option 2 and found that the Proposed Evidence, if the Statement was tendered in its entirety, was admissible pursuant to Rules 138(1) and 155.<sup>3</sup> Mindful that the Defence had not requested admission of the Statement in its entirety, the Panel ordered the Defence to notify the Panel, by 4 December 2025, whether it maintains its request for admission of the Proposed Evidence on the understanding that if the request is maintained, the Statement will be admitted in its entirety.<sup>4</sup>
3. Accordingly, the Defence hereby confirms that it seeks admission of the Witness’s entire Statement into evidence.
4. Nevertheless, the Defence preserves its objection regarding the Panel’s Decision to admit portions of the Witness’ Statement which the Accused could not cross-examine because of actions by the SPO; notes that it is being compelled by the Panel to tender those portions of the statement into evidence;

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<sup>1</sup> KSC-BC-2020-06/F03607, *Decision on Thaçi Defence Request Pursuant to Rule 155*, 2 December 2025, confidential (“Decision F03607”).

<sup>2</sup> KSC-BC-2020-06/F03571, *Thaçi Defence Request Pursuant to Rule 155*, 10 November 2025, confidential, with Annexes 1-2, confidential.

<sup>3</sup> Decision F03607, paras. 29, 35, 43.

<sup>4</sup> Decision F03607, para. 44, 46.

and expressly reserves all rights.

5. The present submissions are filed as confidential since they refer to a confidential decision; the Defence has no objection to their reclassification as public.

[Word count: 328 words]

Respectfully submitted,



**Luka Misetic**

**Counsel for Hashim Thaçi**

Thursday, 4 December 2025

At New York, United States