



In: KSC-BC-2023-12
Specialist Prosecutor v. Hashim Thaçi, Bashkim Smakaj,
Isni Kilaj, Fadil Fazliu, and Hajredin Kuçi

Before: Single Trial Judge
Judge Christopher Gosnell

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Prosecutor's Office

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Prosecution submissions on review of detention of Hashim Thaçi

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I. INTRODUCTION

1. Pursuant to Decision F00928¹ the Specialist Prosecutor's Office ('SPO') files its submissions on the tenth review of Hashim THAÇI's detention.
2. The conditional release sought by the THAÇI Submissions² is without merit, fails to meaningfully address the bases of his detention, and should be denied. Indeed, repeated and reasoned findings have been made in prior decisions regarding THAÇI's detention, namely: (i) a grounded suspicion that he committed crimes within the jurisdiction of the Kosovo Specialist Chambers ('KSC');³ (ii) the existence of a risk of flight;⁴ (iii) articulable grounds to believe that he will obstruct the progress of KSC

¹ Ninth Decision on Review of Detention of Hashim Thaçi, KSC-BC-2023-12/F00928, 2 June 2026 ('Decision F00928'), para.35(b).

² See generally Public Redacted Version of Thaçi Defence Submissions on Detention Review, KSC-BC-2023-12/F00945/RED, 6 July 2026, Confidential ('THAÇI Submissions').

³ See Public Redacted Version of Decision on the Confirmation of the Indictment, KSC-BC-2023-12/F00036/RED, 12 February 2025 (original filed on 29 November 2024) ('Confirmation Decision'), paras 210, 228, 235, 249-250, 313(a); Public Redacted Version of Decision on Request for Arrest Warrants and Related Matters, KSC-BC-2023-12/F00037/RED, 19 December 2024 (original filed on 29 November 2024) ('Decision on Arrest and Transfer'), para.43; Transcript (Initial Appearance), 8 December 2024, pp. 18-19; Decision on Review of Detention of Hashim Thaçi, KSC-BC-2023-12/F00165, 7 February 2025 ('Decision F00165'), paras 14-16; Second Decision on Review of Detention of Hashim Thaçi, KSC-BC-2023-12/F00250, 7 April 2025 ('Decision F00250'), paras 16-18; Third Decision on Review of Detention of Hashim Thaçi, KSC-BC-2023-12/F00325, 5 June 2025 ('Decision F00325'), paras 17-18; Fourth Decision on Review of Detention of Hashim Thaçi, KSC-BC-2023-12/F00405, 5 August 2025 ('Decision F00405'), paras 15-16; Fifth Decision on Review of Detention of Hashim Thaçi, KSC-BC-2023-12/F00476, 3 October 2025 ('Decision F00476'), paras 14-15; Sixth Decision on Review of Detention of Hashim Thaçi, KSC-BC-2023-12/F00597, 3 December 2025 ('Decision F00597'), para.11; Seventh Decision on Review of Detention of Hashim Thaçi, KSC-BC-2023-12/F00718, 3 February 2026 ('Decision F00718'), para. 9; Eighth Decision on Review of Detention of Hashim Thaçi, KSC-BC-2023-12/F00838, 2 April 2026 ('Decision F00838'), para.8; Decision F00928, KSC-BC-2023-12/F00928, para.8.

⁴ See Decision on Arrest and Transfer, KSC-BC-2023-12/F00037/RED, paras 49, 55; Transcript (Initial Appearance), 8 December 2024, pp. 18-19; Decision F00165, KSC-BC-2023-12/F00165, paras 21-28, 36; Decision F00250, KSC-BC-2023-12/F00250, paras 23-27, 35; Decision F00325, KSC-BC-2023-12/F00325, paras 19-20, 27; Decision F00405, KSC-BC-2023-12/F00405, paras 15-16, 24; Decision F00476, KSC-BC-2023-12/F00476, paras 16-17, 24. In Decision F00928, the Single Trial Judge ('STJ') found it unnecessary to make a finding as to THAÇI's risk of flight, because: (i) only one of the Article 41(6)(b) conditions need to be satisfied to prolong detention; and (ii) he separately determined that THAÇI presented a risk of obstruction and further criminality (see Decision F00928, KSC-BC-2023-12/F00928, para.10. See also Decision F00597, KSC-BC-2023-12/F00597, paras 14-15; Decision F00718, KSC-BC-2023-12/F00718, paras 11-12; Decision F00838, KSC-BC-2023-12/F00838, paras 10-11).

proceedings,⁵ and will commit further offences;⁶ (iv) that no release conditions can mitigate the Article 41(6)(b) of the Law⁷ risks attributed to him;⁸ and (v) that his continued detention is proportional.⁹

3. These prior findings – which are detailed, holistic, and consistent – remain undisturbed, independent of the passage of approximately six weeks since the issuance of Decision F00928. Consequently, THAÇI's detention remains necessary and proportionate, and it should be maintained.

II. SUBMISSIONS

4. Preliminarily, the SPO notes that there is no dispute as to the presence of a grounded suspicion that THAÇI committed crimes within the jurisdiction of the KSC. Simultaneously, previously identified Article 41(6)(b) risks remain clear and present

⁵ See Decision on Arrest and Transfer, KSC-BC-2023-12/F00037/RED, para.50; Transcript (Initial Appearance), 8 December 2024, pp. 18-19; Decision F00165, KSC-BC-2023-12/F00165, paras 29-32, 36; Decision F00250, KSC-BC-2023-12/F00250, paras 28-32, 35; Decision F00325, KSC-BC-2023-12/F00325, paras 21-24, 27; Decision F00405, KSC-BC-2023-12/F00405, paras 19-21, 24; Decision F00476, KSC-BC-2023-12/F00476, paras 18-21, 24; Decision F00597, KSC-BC-2023-12/F00597, paras 18-20, 24; Decision F00718, KSC-BC-2023-12/F00718, paras 15-16, 19; Decision F00838, KSC-BC-2023-12/F00838, paras 15-16, 20; Decision F00928, KSC-BC-2023-12/F00928, paras 13-18, 22.

⁶ See Decision on Arrest and Transfer, KSC-BC-2023-12/F00037/RED, paras 53-54; Transcript (Initial Appearance), 8 December 2024, pp. 18-19; Decision F00165, KSC-BC-2023-12/F00165, paras 33-36; Decision F00250, KSC-BC-2023-12/F00250, paras 33-35; Decision F00325, KSC-BC-2023-12/F00325, paras 25-27; Decision F00405, KSC-BC-2023-12/F00405, paras 22-24; Decision F00476, KSC-BC-2023-12/F00476, paras 22-24; Decision F00597, KSC-BC-2023-12/F00597, paras 21-24; Decision F00718, KSC-BC-2023-12/F00718, paras 17-19; Decision F00838, KSC-BC-2023-12/F00838, paras 18-20; Decision F00928, KSC-BC-2023-12/F00928, paras 20-22.

⁷ Law no.05/L-053 on Specialist Chambers and Specialist Prosecutor's Office, 3 August 2015 ('Law'). All references to 'Article(s)' refer to articles of the Law, unless otherwise specified.

⁸ See Transcript (Initial Appearance), 8 December 2024, pp. 18-19; Decision F00165, KSC-BC-2023-12/F00165, paras 37-40; Decision F00250, KSC-BC-2023-12/F00250, paras 36-39; Decision F00325, KSC-BC-2023-12/F00325, paras 28-30; Decision F00405, KSC-BC-2023-12/F00405, paras 25-27; Decision F00476, KSC-BC-2023-12/F00476, paras 25-27; Decision F00597, KSC-BC-2023-12/F00597, paras 25-28; Decision F00718, KSC-BC-2023-12/F00718, paras 20-23; Decision F00838, KSC-BC-2023-12/F00838, paras 22-24; Decision F00928, KSC-BC-2023-12/F00928, paras 25-26.

⁹ See Transcript (Initial Appearance), 8 December 2024, pp. 18-19; Decision F00165, KSC-BC-2023-12/F00165, paras 41-44; Decision F00250, KSC-BC-2023-12/F00250, paras 40-44; Decision F00325, KSC-BC-2023-12/F00325, paras 31-35; Decision F00405, KSC-BC-2023-12/F00405, paras 28-32; Decision F00476, KSC-BC-2023-12/F00476, paras 28-32; Decision F00597, KSC-BC-2023-12/F00597, paras 29-39; Decision F00718, KSC-BC-2023-12/F00718, paras 24-31; Decision F00838, KSC-BC-2023-12/F00838, paras 27-32; Decision F00928, KSC-BC-2023-12/F00928, paras 30-32.

as to THAÇI, and there have been no meaningful changes affecting the factors substantiating prior detention decisions. As a review of detention under Rule 57(2) of the Rules¹⁰ considers what, *if anything*, has changed since the prior ruling,¹¹ THAÇI's continued detention remains necessary and proportionate. The STJ is not required to revisit findings from prior detention reviews, but only needs to satisfy himself that such factors still exist.¹²

A. THAÇI Continues to Present a Risk of Flight

5. Despite the STJ having found it unnecessary to address THAÇI's risk of flight in the most recent detention review, the THAÇI Submissions expend nine pages and the majority of its focus on this single factor. These submissions, which fail to engage with the operative bases for THAÇI's detention, should be disregarded, and in any event fail to displace the ongoing and grounded risk in question.

6. Regarding THAÇI's risk of flight pursuant to Article 41(6)(b)(i), it continues to be substantiated by the following well-founded considerations: (i) the gravity of the charged offences, and the potential sentence if convicted; (ii) his *mala fide* intentions towards the laws and rules of the KSC; and (iii) his means and opportunity to flee.¹³

¹⁰ Rules of Procedure and Evidence Before the Kosovo Specialist Chambers, KSC-BD-03/Rev3/2020, 2 June 2020 ('Rules'). All references to 'Rule' or 'Rules' herein refer to the Rules, unless otherwise specified.

¹¹ *Specialist Prosecutor v. Gucati and Haradinaj*, Decision on Nasim Haradinaj's Appeal Against Decision Reviewing Detention, KSC-BC-2020-07/IA002/F00005, 9 February 2021 ('Haradinaj Appeal'), para.55.

¹² See Haradinaj Appeal, KSC-BC-2020-07/IA002/F00005, para.55; *Specialist Prosecutor v. Pjetër Shala*, Public Redacted Version of Decision on Pjetër Shala's Appeal Against Decision on Review of Detention, KSC-BC-2020-04, IA003/F00005/RED, 11 February 2022, para.16. See also Decision on Isni Kilaj's Appeal Against Third Decision on Review of Detention, KSC-BC-2023-12/IA004/F00005, 1 September 2025, paras 31-32; Decision F00928, KSC-BC-2023-12/F00928, paras 6-7.

¹³ See Decision on Arrest and Transfer, KSC-BC-2023-12/F00037/RED, paras 49, 55; Transcript (Initial Appearance), 8 December 2024, pp. 18-19; Decision F00165, KSC-BC-2023-12/F00165, paras 21-28, 36; Decision F00250, KSC-BC-2023-12/F00250, paras 23-27, 35; Decision F00325, KSC-BC-2023-12/F00325, paras 19-20, 27; Decision F00405, KSC-BC-2023-12/F00405, paras 15-16, 24; Decision F00476, KSC-BC-2023-12/F00476, paras 16-17, 24.

7. Per Decision F00928, '[t]he sentencing range arising from the charged three counts of attempting to obstruct official persons in performing official duties, four counts of violating the secrecy of proceedings and four counts of contempt of court is much higher [for THAÇI] than that against his co-Accused.'¹⁴ This recent finding endures,¹⁵ and the THAÇI Submissions fail to meaningfully engage with the *minimum sentencing range for all of the charges* against THAÇI.¹⁶

8. Further, THAÇI wrongly implies that his 'purported' *mala fide* intentions towards the laws and rules of the KSC is not relevant to his risk of flight.¹⁷ This ignores THAÇI's demonstrated and pervasive disregard for the legal framework of the KSC, most recently recalled as a 'repeated pattern of non-compliance with the Modified Detention Conditions [...] as well as relevant detention rules and regulations.'¹⁸

9. Despite THAÇI's recurring effort to contrast prior findings as to his risk of flight in this case versus those in KSC-BC-2020-06 ('Case 6'),¹⁹ these two 'proceedings are independent of each other and findings of Trial Panel II made in the context of Case 06 are not binding or determinative' in this case.²⁰ Additionally, any early cooperation with the KSC by THAÇI in the context of Case 6²¹ cannot be reconciled with his obstructive conduct that resulted in confirmed charges in this case,²² and which supports a sufficiently real possibility that he may seek to 'evade justice'.²³ The

¹⁴ Decision F00928, KSC-BC-2023-12/F00928, para.30 (THAÇI's circumstances are wholly distinguishable from those of this co-Accused, such that attempts to draw analogous parallels are both unconvincing and inapposite, *contra* THAÇI Submissions, KSC-BC-2023-12/F00945/RED, paras 3, 27).

¹⁵ *Contra* THAÇI Submissions, KSC-BC-2023-12/F00945/RED, fn.30, paras 18, 37-38.

¹⁶ See THAÇI Submissions, KSC-BC-2023-12/F00945/RED, para.38.

¹⁷ See THAÇI Submissions, KSC-BC-2023-12/F00945/RED, para.21 *contra* Decision F00476, KSC-BC-2023-12/F00476, para.16.

¹⁸ See *Specialist Prosecutor v. Thaçi et al.*, KSC-BC-2020-06/F03755/RED, Public Redacted Version of Order to the Thaçi Defence Regarding Compliance with the Modified Detention Conditions ('Order to Comply'), 1 July 2026, para.12.

¹⁹ See THAÇI Submissions, KSC-BC-2023-12/F00945/RED, para.10.

²⁰ Decision F00165, KSC-BC-2023-12/F00165, para.21.

²¹ See THAÇI Submissions, KSC-BC-2023-12/F00945/RED, paras 22-24.

²² See *generally* Confirmation Decision, KSC-BC-2023-12/F00036/RED.

²³ See *for example* Decision F00165, KSC-BC-2023-12/F00165, para.24.

potential for such evasion arises from THAÇI's 'possibility to access significant funds and to readily obtain support' from allies alongside the 'opportunity to flee by travelling freely to jurisdictions [...] beyond the reach of the SC' if released.²⁴

10. Ultimately, the surety proposed by THAÇI²⁵ cannot effectively mitigate the clear and present risk of flight demonstrated above.

B. THAÇI Continues to Present a Risk of Obstructing Proceedings

11. Regarding Article 41(6)(b)(ii), and irrespective of any mitigating factor,²⁶ a 'real risk' remains that THAÇI, if released, may obstruct KSC proceedings on the basis of: (i) the grounded suspicion of his extensive efforts to obstruct Case 6, the basis for the charges in this case; (ii) his alleged leadership role in such efforts; (iii) the allegation that these efforts included seeking the cooperation of, and giving instructions to, individuals who remain at liberty in Kosovo; (iv) the fact that these efforts extended to highly sensitive protected witnesses; and (v) the remaining risk, notwithstanding the future closure of evidence in the present case, of retaliation against or efforts to influence those highly sensitive witnesses.²⁷

12. These risks and their related consequences are necessarily considered in the context of a prevalent climate of witness intimidation in Kosovo, particularly in respect of crimes attributed to ex-KLA-members,²⁸ a factor recently confirmed again by the Court of Appeals as a relevant contextual consideration in a detention review.²⁹ This pressurised and hostile environment remains highly relevant, with public

²⁴ See Decision on Arrest and Transfer, KSC-BC-2023-12/F00037/RED, paras 47-48.

²⁵ See THAÇI Submissions, KSC-BC-2023-12/F00945/RED, para.19.

²⁶ See Decision F00928, KSC-BC-2023-12/F00928, para.14.

²⁷ Decision F00928, KSC-BC-2023-12/F00928, para.17.

²⁸ Decision F00928, KSC-BC-2023-12/F00928, paras 13,16. See also Decision on Prosecution Motion for Judicial Notice of an Adjudicated Fact, KSC-BC-2023-12/F00706, 29 January 2026.

²⁹ See *Specialist Prosecutor v. Thaçi et al.*, KSC-BC-2020-06/IA042/F00005/RED, Public Redacted Version of Decision on Rexhep Selimi's Appeal Against Decision on Periodic Review of Detention, 28 May 2026, paras 58-59 (read in conjunction with *Specialist Prosecutor v. Thaçi et al.*, KSC-BC-2020-06/F03737, Decision on Periodic Review of Detention of Kadri Veseli, 15 May 2026, para.25).

scrutiny of the KSC only increasing as it approaches the imminent issuance of a judgment in Case 6.

13. On this point, THAÇI erroneously argues that the closure of evidence in Case 6 considerably reduces his risk of obstruction.³⁰ In doing so, he ignores the prevailing backdrop and the fact that heightened conditions of detention – which preclude him from meeting with ‘Restricted Visitors’ in the KSC Detention Centre (‘DC’) – remain applicable at this time.³¹ These modified conditions arise from a ‘judicial finding of well-grounded suspicion that [the Restricted Visitors] allegedly participated in, or were present during, misconduct that endangers substantial interests, including the safety and security of witnesses in a criminal proceeding. The potential for recurrence is self-evident.’³² Common sense dictates that the need to intensify THAÇI’s conditions of detention similarly militates in favour of his continued detention – *as opposed to conditional release with less safeguards* – particularly when THAÇI continues to demonstrate a wilful pattern of non-compliance in the DC.³³

14. Further vitiating the THAÇI Submissions,³⁴ the SPO’s request for these enhanced conditions underscored that ‘the history of international tribunals provides notable illustrations of accused, convicted persons, and others attempting to interfere with witnesses’ prior testimony, *both pre- and post-judgement*’, with the goal of undermining evidence presented to reduce culpability.³⁵ Additionally, Decision

³⁰ See THAÇI Submissions, KSC-BC-2023-12/F00945/RED, para.31.

³¹ See *generally* Public Redacted Version of Corrected Version of Decision on Specialist Prosecutor’s Request for Modification of Hashim Thaçi’s detention conditions, KSC-BC-2023-12/F00382/COR/RED, 18 July 2025; Public Redacted Version of Decision on Hashim Thaçi’s Detention Conditions, KSC-BC-2023-12/F00504/RED, 16 October 2025 (‘Decision F00504’); Public Redacted Version of Second Decision on Review of Hashim Thaçi’s Detention Conditions, KSC-BC-2023-12/F00675/RED, 16 January 2026 (‘Decision F00675’). The term ‘Restricted Visitors’ was originally defined in Decision F00504 (*see* para.1) and then amended in line with related developments in Decision F00675 (*see* paras 1, 29).

³² Decision F00675, KSC-BC-2023-12/F00675/RED, para.18.

³³ See *most recently* Order to Comply, KSC-BC-2020-06/F03755/RED.

³⁴ See THAÇI Submissions, KSC-BC-2023-12/F00945/RED, paras 30-35.

³⁵ See Public redacted version of ‘Prosecution request to modify detention conditions with confidential Annex 1’, KSC-BC-2023-12/F00308/RED, 20 May 2025, para.9 (emphasis added).

F00675 established that a review of the modified detention conditions applicable to THAÇI would be undertaken ‘upon the close of the presentation of evidence in this case, or upon any interim request for review by the Thaçi Defence that is specifically substantiated by new circumstances.’³⁶ Neither situation has occurred as yet, and THAÇI’s failure to pursue that more limited avenue while separately seeking the greater remedy of conditional release is a transparent attempt to distract from his continuing transgressions in the DC.

15. THAÇI does not even attempt to address the ‘much higher degree of risk under Article 41(6)(b)(ii)’ which attaches to him as a result of the charges and the underlying evidence in this case, in particular due to his alleged leadership role.³⁷ This is because the existing ‘real risk’ that THAÇI will, if released, use the opportunity to further target Case 6 witnesses and/or to pressure uncharged co-perpetrators in this case (*i.e.*, in an attempt to falsely exculpate himself and his co-Accused) is firmly buttressed by the overwhelming and compelling inculpatory evidence already admitted during the trial phase. It includes evidence reinforcing THAÇI’s already-determined leadership and organising role at the centre of the charged obstruction of Case 6.³⁸

16. Considered holistically, THAÇI presents a clear and significant risk of obstruction which cannot be sufficiently mitigated outside of the DC.

C. THAÇI Continues to Present a Risk of Commission of Further Crimes

17. As to Article 41(6)(b)(iii), the reasons supporting a finding of a risk of obstruction likewise support a finding of a real risk of the commission of further offences.³⁹

³⁶ Decision F00675, KSC-BC-2023-12/F00675/RED, para.28.

³⁷ See Decision F00928, KSC-BC-2023-12/F00928, para.30.

³⁸ Confirmation Decision, KSC-BC-2023-12/F00036/RED, paras 207-208.

³⁹ See Decision F00165, KSC-BC-2023-12/F00165, paras 33-34; Decision F00250, KSC-BC-2023-12/F00250, para.33; Decision F00325, KSC-BC-2023-12/F00325, para.25; Decision F00405, KSC-BC-2023-12/F00405, para.22; Decision F00476, KSC-BC-2023-12/F00476, para.22; Decision F00597, KSC-BC-2023-12/F00597, paras 22-23; Decision F00718, KSC-BC-2023-12/F00718, paras 17-18, Decision F00838, KSC-BC-2023-12/F00838, paras 18-19; Decision F00928, KSC-BC-2023-12/F00928, para.20.

Consequently, the considerations enumerated in Section II(B) above – including THAÇI's ongoing disregard of KSC laws and rules, and continued efforts to circumvent them – similarly establish THAÇI's likelihood of renewed offending.

D. Conditional Release is Inappropriate and Detention Remains Proportional

18. It bears recalling that *the presence of only one risk factor is sufficient* to require continued detention.⁴⁰ Nonetheless, as established above, all three Article 41(6)(b) criteria are fulfilled based on THAÇI's individual circumstances.

19. Further, no potential condition(s) of release can appropriately mitigate the significant Article 41(6)(b) risks attributable to THAÇI if released, including: (i) the possibility of THAÇI using other persons, or employing communication devices belonging to other persons; and (ii) an inability to ensure the effective monitoring of THAÇI's communications.⁴¹ The fact that the risks attributable to THAÇI cannot be sufficiently mitigated, combined with his pervasive pattern of non-compliance with applicable conditions of detention,⁴² leads to the only reasonable conclusion being his continued detention. Indeed, when Article 41(6)(b) risks have been demonstrated, and no measures less restrictive than detention can adequately address them, the accused shall remain in detention.⁴³ The continued swift progress of this case, including the timetable for any final evidentiary motions, additionally supports THAÇI's continued detention.⁴⁴ Finally, THAÇI submissions on proportionality, relying upon findings

⁴⁰ See for example Decision on Isni Kilaj's Appeal Against Decision on Continued Detention, KSC-BC-2023-12/IA001/F00005, 28 January 2025, para.17 ('[i]f one of those conditions is fulfilled, the other conditions do not have to be addressed in order for detention to be maintained').

⁴¹ See Decision F00928, KSC-BC-2023-12/F00928, para.25. See also Decision F00838, KSC-BC-2023-12/F00838, paras 23-24.

⁴² See generally Order to Comply, KSC-BC-2020-06/F03755/RED.

⁴³ *Specialist Prosecutor v. Gucati and Haradinaj*, Decision on Hysni Gucati's Appeal on Matters Related to Arrest and Detention, KSC-BC-2020-07/IA001/F00005, 9 December 2020, para.51.

⁴⁴ See Decision F00928, KSC-BC-2023-12/F00928, paras 30-31.

made in the context of his co-Accused, fail to account for THAÇI's unique role as organiser and leader of the obstruction efforts and the scope of the charges he faces.⁴⁵

20. The consistent findings of Article 41(6)(b) risks attributable to THAÇI in this case all remain valid, they have been made on the basis of numerous reasoned and individualised factors, and no potential conditions of release can sufficiently mitigate them.⁴⁶ Accordingly, THAÇI's detention remains reasonable and proportionate.

III. RELIEF REQUESTED

21. For the foregoing reasons, the STJ should order THAÇI's continued detention.

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Wednesday, 16 July 2026

At The Hague, the Netherlands

⁴⁵ See Decision F00928, KSC-BC-2023-12/F00928, para.30.

⁴⁶ See Decision on Arrest and Transfer, KSC-BC-2023-12/F00037/RED, paras 49-55; Transcript (Initial Appearance), 8 December 2024, pp. 18-19; Decision F00165, KSC-BC-2023-12/F00165, paras 21-40; Decision F00250, KSC-BC-2023-12/F00250, paras 23-39; Decision F00325, KSC-BC-2023-12/F00325, paras 19-30; Decision F00405, KSC-BC-2023-12/F00405, paras 15-27; Decision F00476, KSC-BC-2023-12/F00476, paras 14-27; Decision F00597, KSC-BC-2023-12/F00597, paras 16-28; Decision F00718, KSC-BC-2023-12/F00718, paras 13-23; Decision F00838, KSC-BC-2023-12/F00838, paras 12-20, 22-24; Decision F00928, KSC-BC-2023-12/F00928, paras 9-22, 25-26.