



KOSOVO SPECIALIST CHAMBERS
DHOMAT E SPECIALIZUARA TË KOSOVËS
SPECIJALIZOVANA VEĆA KOSOVA

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

Judge Christoph Barthe

Judge Guénaél Mettraux

Judge Fergal Gaynor, Reserve Judge

Registrar: Fidelma Donlon

Date: 3 October 2025

Language: English

Classification: Public

**Public Redacted Version of Decision on Krasniqi Defence Motion for Admission
of Evidence of [REDACTED] and [REDACTED] pursuant to Rule 154**

Specialist Prosecutor
Kimberly P. West

Counsel for Hashim Thaçi
Luka Mišetić

Counsel for Victims
Simon Laws

Counsel for Kadri Veseli
Rodney Dixon

Counsel for Rexhep Selimi
Geoffrey Roberts

Counsel for Jakup Krasniqi
Venkateswari Alagendra

TRIAL PANEL II (“Panel”), pursuant to Articles 21, 37 and 40 of Law No. 05/L-053 on Specialist Chambers and Specialist Prosecutor’s Office (“Law”) and Rules 137, 138, 141(1), and 154 of the Rules of Procedure and Evidence before the Kosovo Specialist Chambers (“Rules”), hereby renders this decision.

I. PROCEDURAL BACKGROUND

1. On 1 September 2025, the Defence for Jakup Krasniqi (“Mr Krasniqi”) (“Krasniqi Defence”) filed a motion seeking the admission pursuant to Rules 138 and 154 of the statements and associated exhibits of [REDACTED] (“[REDACTED]”) and [REDACTED] (“[REDACTED]”) (“Motion”).¹
2. On 11 September 2025, the Specialist Prosecutor’s Office (“SPO”) responded (“Response”).²
3. On 16 September 2025, the Krasniqi Defence replied (“Reply”).³

II. SUBMISSIONS

4. The Krasniqi Defence requests admission of the statements and associated exhibits (respectively, “Statements” and “Associated Exhibits”; collectively, “Proposed Evidence”) of [REDACTED] and [REDACTED].⁴ The Krasniqi Defence submits that the Proposed Evidence is admissible pursuant to Rule 154.⁵

¹ F03430, Specialist Counsel, *Krasniqi Defence Motion for Admission of Evidence of [REDACTED] and [REDACTED] pursuant to Rule 154*, 1 September 2025, confidential, with Annexes 1-4, confidential.

² F03460, Specialist Prosecutor, *Prosecution Response to Krasniqi Defence Motion for Admission of Evidence of Two Witnesses pursuant to Rule 154 (F03430)*, 11 September 2025, confidential.

³ F03475, Specialist Counsel, *Krasniqi Defence Reply to Prosecution Response to Defence Motion for Admission of Evidence Pursuant to Rule 154*, 16 September 2025, confidential.

⁴ Motion, paras 1, 35.

⁵ Motion, paras 2, 7-21, 22-34.

5. The SPO responds that, with the exception of one Associated Exhibit of [REDACTED], and provided that the relevant requirements of Rules 138(1) and 154 are met, it does not oppose to the admission of the Proposed Evidence.⁶

6. The Krasniqi Defence replies that the contested Associated Exhibit is suitable for admission,⁷ and reiterates its request for the admission of the Proposed Evidence of [REDACTED].⁸

III. APPLICABLE LAW

7. The Panel incorporates by reference the applicable law as set out in the Panel's first decision regarding the admission of evidence under Rule 154.⁹

IV. DISCUSSION

A. ADMISSION OF EVIDENCE PURSUANT TO RULE 154

1. [REDACTED]'s Proposed Evidence¹⁰

8. The Krasniqi Defence submits that [REDACTED]'s Proposed Evidence is: (i) relevant;¹¹ (ii) *prima facie* authentic and reliable;¹² and (iii) suitable for admission

⁶ Response, para. 1.

⁷ Reply, paras 1-5.

⁸ Reply, para. 7.

⁹ F01380, Panel, *Decision on Admission of Evidence of First Twelve SPO Witnesses Pursuant to Rule 154*, 16 March 2023, confidential, paras 26-35 (a public redacted version was filed on 7 November 2023, F01380/RED).

¹⁰ The Proposed Evidence of [REDACTED] consists of the following material, including any translated version thereof: (i) [REDACTED]'s Statement, DJK01895-DJK01909; (ii) Associated Exhibit 1, SPOE00231974-SPOE00231974; (iii) Associated Exhibit 2, SPOE00232470-SPOE00232471; (iv) Associated Exhibit 3, SPOE00231973-SPOE00231973; (v) Associated Exhibit 4, SPOE00231967-SPOE00231967-ET; and (vi) Associated Exhibit 8, SPOE00225525-00225913, p. SPOE00225624. The Panel notes that the Krasniqi Defence does not tender Associated Exhibits 5, 6, and 7, as they are already admitted.

¹¹ Motion, paras 9-18.

¹² Motion, paras 7-8.

under Rule 154.¹³ The SPO does not oppose the admission of [REDACTED]'s Proposed Evidence, with the exception of associated exhibit SPOE00231973-00231973.¹⁴ The Krasniqi Defence replies that associated exhibit SPOE00231973-00231973 satisfies the admissibility requirements.¹⁵

9. Regarding the relevance of [REDACTED]'s Statement, the Panel notes that [REDACTED] was: (i) a member of the Democratic League of Kosovo ("LDK") and of [REDACTED] ("[REDACTED]") in [REDACTED];¹⁶ and (ii) in these capacities, he became one of Mr Krasniqi's [REDACTED],¹⁷ spending considerable time with him from [REDACTED] until around [REDACTED].¹⁸ In his statement, [REDACTED] provides information, *inter alia*, about: (i) Mr Krasniqi's election as the [REDACTED];¹⁹ (ii) his subsequent election as the [REDACTED];²⁰ and (iii) his roles and activities in those capacities.²¹ [REDACTED] also provides information about: (i) the establishment of the [REDACTED] ("[REDACTED]");²² (ii) Mr Krasniqi's [REDACTED];²³ and (iii) his daily activities in this role.²⁴ Furthermore, [REDACTED] provides information about: (i) Mr Krasniqi's alleged arrest and treatment in [REDACTED] by the Serbian Police, together with other members of the [REDACTED];²⁵ (ii) his [REDACTED]; (iii) his relations with the LDK's leadership in Pristina;²⁶ and (iv) his activist role in the context of the [REDACTED] and [REDACTED].²⁷ In addition, [REDACTED] describes

¹³ Motion, paras 19-20.

¹⁴ Response, paras 1, 2-3, 6.

¹⁵ Reply, paras 2-5.

¹⁶ DJK01895-DJK01909, paras 4-6.

¹⁷ DJK01895-DJK01909, paras 20-21.

¹⁸ DJK01895-DJK01909, paras 20-21, 31-32, 41-42.

¹⁹ DJK01895-DJK01909, para. 6.

²⁰ DJK01895-DJK01909, para. 6.

²¹ DJK01895-DJK01909, paras 8-9.

²² DJK01895-DJK01909, paras 10-11.

²³ DJK01895-DJK01909, para. 12.

²⁴ DJK01895-DJK01909, paras 10-18.

²⁵ DJK01895-DJK01909, paras 24-27.

²⁶ DJK01895-DJK01909, paras 29-30, 35, 40, 44.

²⁷ DJK01895-DJK01909, paras 31-32, 41.

Mr Krasniqi's continued work with the LDK until the latter was forced flee and live in clandestinely in the mountains in May 1998.²⁸

10. The Panel notes that the Krasniqi Defence intends to rely on [REDACTED]'s Statement with respect to: (i) the establishment of the LDK's parallel education and healthcare systems; (ii) Mr Krasniqi's own participation in the LDK, and his daily activities throughout 1997-1998, as opposed to his purported membership in the General Staff of the Kosovo Liberation Army ("KLA"); and (iii) Mr Krasniqi's own perception of the LDK's members and policies.²⁹

11. Having reviewed [REDACTED]'s Statement, the Panel finds that some of the proposed evidence is, at best, only marginally relevant to this case. However, the Panel is satisfied that some of the information provided might be relevant to certain contextual elements, to certain inferences that might attach to Mr Krasniqi's actions and statements, and the relationship between LDK and the KLA leadership.³⁰ Therefore, the Panel is satisfied that [REDACTED]'s Statement is relevant to the charges in the Indictment.³¹

12. Regarding *prima facie* authenticity and reliability, the Panel notes that [REDACTED]'s Statement is signed, dated, provides the names of the participants present during the interview, includes [REDACTED]'s personal details,³² and contains a declaration by the witness confirming that the statement is true, accurate, and was given voluntarily.³³ The Panel is therefore satisfied of the *prima facie* authenticity and reliability of [REDACTED]'s Statement.

²⁸ DJK01895-DJK01909, paras 41-44.

²⁹ Motion, para. 17.

³⁰ See *above*, para. 9, with references.

³¹ F00999/A01, Specialist Prosecutor, *Annex 1 to Submission of Confirmed Amended Indictment* ("Indictment"), 30 September 2022, confidential (a public lesser redacted version was filed on 27 February 2023, F01323/A01), paras 13-15, 53-57. See also F00709/A01, Specialist Prosecutor, *Annex 1 to Prosecution Submission of Corrected Pre-Trial Brief* ("SPO PTB"), 24 February 2022, confidential, paras 25, 34, 62, 79, 98, 99.

³² See e.g., DJK01895-DJK01909, pp. 1, 15.

³³ See e.g., DJK01895-DJK01909, p. 15.

13. Having found [REDACTED]'s Statement to be relevant and *prima facie* authentic and reliable, the Panel is also satisfied that [REDACTED]'s Statement has probative value.

14. Regarding suitability for admission pursuant to Rule 154, the Panel notes that: (i) [REDACTED]'s Statement is limited in size; and (ii) its admission in writing will allow for shortening the time otherwise needed for direct examination, as the Krasniqi Defence anticipates examining the witness for a total of two and a half hours on a limited number of passages and discrete additional topics.³⁴ Accordingly, the Panel is satisfied that the admission of [REDACTED]'s Statement under Rule 154 would contribute to the expeditiousness of the proceedings. Furthermore, the Panel considers that: (i) the SPO does not oppose the admission of [REDACTED]'s Statement;³⁵ and (ii) admitting this Statement would not cause unfair prejudice to the other Parties or Victims' Counsel, as they will have an opportunity to cross-examine the witness. The Panel therefore finds that the probative value of [REDACTED]'s Statement is not outweighed by any prejudicial effect which may be caused by its admission.

15. For these reasons, the Panel finds that [REDACTED]'s Statement is suitable for admission pursuant to Rules 138(1) and 154.

16. Turning to [REDACTED]'s Associated Exhibits, the Panel notes that they consist of: (i) three documents from the [REDACTED] ("[REDACTED] Documents");³⁶ (ii) one document from the [REDACTED] ("[REDACTED] Document");³⁷ and (iii) one document extracted from a set of documents, handwritten notes, reports, and statements seized by the SPO from Mr Krasniqi ("LDK Document").³⁸

³⁴ Motion, paras 20-21.

³⁵ See above, para. 8.

³⁶ Associated Exhibits 1-3.

³⁷ Associated Exhibit 1.

³⁸ Associated Exhibit 8.

17. Regarding the [REDACTED] Documents, the Panel notes that they relate to [REDACTED]'s testimony regarding Mr Krasniqi's daily activities as a [REDACTED], and his role in the LDK's parallel education system. In particular, the Panel notes that with regard to: (i) SPOE00231974-00231974, [REDACTED] commented that the document reflects the nature of Mr Krasniqi's [REDACTED];³⁹ (ii) SPOE00232470-00232471, [REDACTED] commented on [REDACTED];⁴⁰ and (iii) SPOE00231973-00231973, [REDACTED] appears to confirm the accuracy of its content and to identify its potential author.⁴¹

18. In relation to SPOE00231974-00231974 and SPOE00232470-00232471, the Panel notes that, while the witness commented that he never saw any of these documents before,⁴² he was able to comment generally on their content and to provide some context. In particular, the Panel notes that, with the exception of a purported mistake identified by the witness in SPOE00232470-00232471,⁴³ the witness appears to confirm the Associated Exhibits' connection to [REDACTED], Mr Krasniqi's related activities, as well as the purported author of such documents at that time.⁴⁴ The Panel is therefore satisfied that SPOE00231974-00231974 and SPOE00232470-00232471 form an indispensable and inseparable part of [REDACTED]'s Statement. Furthermore, the Panel notes that these documents are dated and include the [REDACTED] header.⁴⁵ In addition, while noting that the SPO does not oppose to their admission,⁴⁶ the Panel considers also that no prejudice arises at this stage, as the other Parties and Victims' Counsel will have the opportunity to cross-examine the witness on these Associated Exhibits.⁴⁷ Any

³⁹ DJK01895-DJK01909, paras 13-14.

⁴⁰ DJK01895-DJK01909, paras 15-16.

⁴¹ DJK01895-DJK01909, para. 17.

⁴² DJK01895-DJK01909, paras 13-16.

⁴³ DJK01895-DJK01909, para. 16.

⁴⁴ DJK01895-DJK01909, paras 13-16.

⁴⁵ *Compare*, Associated Exhibits 1-2.

⁴⁶ Response, para. 3.

⁴⁷ *See similarly above*, para. 14.

residual challenge can be raised in that context.

19. Accordingly, the Panel is satisfied that SPOE00231974-00231974 and SPOE00232470-00232471 are also relevant, *prima facie* authentic and reliable, and have probative value which is not outweighed by any prejudice. For these reasons, the Panel finds that SPOE00231974-00231974 and SPOE00232470-00232471 are suitable for admission under Rules 138(1) and 154.

20. In relation to SPOE00231973-00231973, the Panel notes that the SPO objects to its admission because the witness commented that he never saw this documents before,⁴⁸ and did not provide substantive comments on it.⁴⁹ The Panel recalls that it has previously denied admission of exhibits in similar circumstances.⁵⁰ That being said, having reviewed the entirety of [REDACTED]'s Statement, the Panel observes that it appears that, when commenting that SPOE00231973-00231973 is accurate and its author is believed to be [REDACTED], the witness is drawing directly on his comments about SPOE00232470-00232471, and is making comparisons between the latter and SPOE00231973-00231973.⁵¹ The Panel thus considers that the witness comments are generally consonant with the witness's overall account about the [REDACTED] and Mr Krasniqi's activities as the [REDACTED] during the Indictment period. Furthermore, the Panel notes, but need not decide on the Krasniqi Defence's argument that the fact that SPOE00232470-00232471 may have been drafted by individuals other than Mr Krasniqi is relevant to the Krasniqi Defence's case against the inferences drawn by the SPO on similar documents seized from Mr Krasniqi's workstation.⁵² For these reasons, the Panel is satisfied that SPOE00231973-00231973 forms an

⁴⁸ DJK01895-DJK01909, paras 13-17.

⁴⁹ Response, para. 3.

⁵⁰ See e.g. F02651, Panel, *Decision on Prosecution Consolidated Rule 153 Motion for W04797 and W04808 and Rule 154 Motion for W04798, W04809, and W04854*, 15 October 2024, confidential, paras 21, 42 (a public redacted version was issued on the same day, F02651/RED).

⁵¹ DJK01895-DJK01909, paras 16-17, 22-23.

⁵² See Reply, para. 4.

inseparable or indispensable part of [REDACTED]'s Statement.

21. For the reasons outlined above, the Panel is also satisfied that SPOE00231973-00231973 is relevant, *prima facie* authentic and reliable, and has probative value which is not outweighed by any prejudicial effect caused by its admission. For these reasons, the Panel finds that SPOE00231973-00231973 is suitable for admission under Rules 138(1) and 154.

22. Regarding the [REDACTED] Document, the Panel notes that it relates to [REDACTED]'s testimony on Mr Krasniqi's role in the [REDACTED], and related fundraising activities. The Panel is satisfied that the [REDACTED] Document forms an indispensable and inseparable part of [REDACTED]'s Statement. The Panel notes that this document is unsigned. The Panel notes, however, that: (i) this document is dated; and (ii) the witness confirmed that he remembered the matters covered in this document and provided additional context in respect of it.⁵³ The Panel is therefore satisfied that the [REDACTED] Document is relevant, *prima facie* authentic and reliable, and has probative value. Furthermore, the Panel is satisfied that its probative value is not outweighed by any prejudicial effect, as the other Parties and Victims' Counsel will have the opportunity to cross-examine the witness on this Associated Exhibit.⁵⁴ For these reasons, the Panel finds that the [REDACTED] Document is also suitable for admission under Rules 138(1) and 154.

23. Regarding the LDK Document, the Panel notes that it relates to [REDACTED]'s testimony about Mr Krasniqi's activities in the LDK throughout 1997-1998. The Panel notes that, when shown this document, [REDACTED] commented that [REDACTED], at the time [REDACTED],⁵⁵ disagreed with the methods used to elect the LDK leadership [REDACTED].⁵⁶ The Panel is thus

⁵³ DJK01895-DJK01909, para. 18.

⁵⁴ See *similarly above*, para. 18.

⁵⁵ See DJK01895-DJK01909, para. 29.

⁵⁶ DJK01895-DJK01909, para. 40.

satisfied that the LDK Document forms an indispensable and inseparable part of [REDACTED]'s Statement. The Panel also notes that the document is dated and signed. The Panel is satisfied that the LDK Document is also relevant, *prima facie* authentic and reliable, and has probative value. Furthermore, the Panel notes that the SPO does not oppose to its admission,⁵⁷ and the other Parties and Victims' Counsel will have the opportunity to cross-examine the witness on this Associated Exhibit. Accordingly, the Panel is satisfied that its probative value is not outweighed by any prejudicial effect. For these reasons, the Panel finds that the LDK Document is suitable for admission under Rules 138(1) and 154.

24. In view of the foregoing, the Panel finds that [REDACTED]'s Statement⁵⁸ and Associated Exhibits 1-4 and 8⁵⁹ are suitable for admission under Rules 138(1) and 154.

2. [REDACTED]'s Proposed Evidence⁶⁰

25. The Krasniqi Defence submits that [REDACTED]'s Proposed Evidence is: (i) relevant;⁶¹ (ii) *prima facie* authentic and reliable;⁶² and (iii) suitable for admission under Rule 154.⁶³ The SPO does not object to the admission of [REDACTED]'s Proposed Evidence.⁶⁴

26. Regarding the relevance of [REDACTED]'s Statements, the Panel notes that

⁵⁷ Response, para. 3.

⁵⁸ DJK01895-DJK01909.

⁵⁹ Notably: (i) SPOE00231974-SPOE00231974; (ii) SPOE00232470-SPOE00232471; (iii) SPOE00231973-SPOE00231973; (iv) SPOE00231967-SPOE00231967-ET; and (v) SPOE00225525-00225913, p. SPOE00225624.

⁶⁰ The Proposed Evidence of [REDACTED] consists of the following material, including any translated and media-audio version thereof: (i) [REDACTED]'s Statements, DJK00574-DJK00581, and DJK01389-DJK01399; (ii) Associated Exhibit 5, IT-04-84 D00157; (iii) Associated Exhibit 6, IT-04-84 P00238; and (iv) Associated Exhibit 8, 086978-086980. The Panel notes that the Krasniqi Defence does not tender for admission: (i) Associated Exhibits 1-4 and 7 as they are already admitted.

⁶¹ Motion, paras 24-31.

⁶² Motion, para. 22(a). The Panel notes that the paragraph below the header "Authenticity", at p. 7 of the Motion, is not numbered with a new paragraph number. The Panel therefore refers to it as para. 22(a).

⁶³ Motion, paras 32-33.

⁶⁴ Response, para. 4.

[REDACTED] is a former professional military officer with experience in the [REDACTED];⁶⁵ who joined the Armed Forces of the Republic of Kosovo ("FARK") in [REDACTED] under the command of the Ministry of Defence of the Government in exile of the self-proclaimed Republic of Kosovo ("Ministry of Defence"), Ahmet Krasniqi.⁶⁶ The Panel notes that the Krasniqi Defence intends to rely on [REDACTED]'s Statements with regard to several areas of the SPO case against Mr Krasniqi, including: (i) the establishment of the FARK and their entry in Kosovo; (ii) KLA-FARK relations and communication lines throughout the Indictment period; (iii) the efforts to unify the KLA and the FARK; and (iv) Mr Krasniqi's attitude towards the FARK.⁶⁷

27. Having reviewed [REDACTED]'s Statements, the Panel notes, once again, that they contain information that are not or only marginally relevant to this case. However, the Panel is satisfied that they also contain information of relevance to these proceedings, in particular, in respect of contextual elements, the relationship between KLA leaders and FARK, certain actions attributed to Mr Krasniqi, and Mr Krasniqi's role within the KLA.⁶⁸ Therefore, the Panel is satisfied that [REDACTED]'s Statements are relevant to the charges in the Indictment.⁶⁹

28. Regarding *prima facie* authenticity and reliability, the Panel notes that [REDACTED]'s Statements are signed and dated, provide the names of the participants present during the interview, include [REDACTED]'s personal details,⁷⁰ and contain a declaration by the witness confirming that the statements are true, accurate, and were given voluntarily.⁷¹ The Panel also observes that, in his statement DJK01389-DJK01399, [REDACTED] provides further clarifications to

⁶⁵ DJK00574-DJK00581, para. 2.

⁶⁶ DJK00574-DJK00581, para. 3; DJK01389-DJK01399, para. 3.

⁶⁷ Motion, para. 30.

⁶⁸ See *above*, para. 25, with references.

⁶⁹ Indictment, paras 13-15, 53-57. See also SPO PTB, paras 1, 41, 65, 79, 81, 195, 232, and footnote 137.

⁷⁰ See e.g., DJK00574-DJK00581, pp. 1, 8; DJK01389-DJK01399, pp. 1, 11.

⁷¹ See e.g., DJK00574-DJK00581, p. 8; DJK01389-DJK01399, p. 11.

his statement DJK00574-DJK00581. The Panel is therefore satisfied of the *prima facie* authenticity and reliability of [REDACTED]'s Statements.

29. Having found [REDACTED]'s Statements to be relevant and *prima facie* authentic and reliable, the Panel is also satisfied that [REDACTED]'s Statements have probative value.

30. Regarding suitability for admission pursuant to Rule 154, the Panel notes that: (i) [REDACTED]'s Statements are limited in size; and (ii) their admission in writing will allow for the shortening of the time otherwise needed for direct examination, as the Krasniqi Defence anticipates that its direct examination on these statements will last no more than 1 hour.⁷² Accordingly, the Panel is satisfied that admission of [REDACTED]'s Statements under Rule 154 would contribute to the expeditiousness of the proceedings. Furthermore, the Panel notes that the SPO does not object to the admission of [REDACTED]'s Statements and the other Parties and Victims' Counsel will have an opportunity to cross-examine the witness. Therefore, the Panel finds that the probative value of [REDACTED]'s Statements is not outweighed by any prejudicial effect caused their admission.

31. For these reasons, the Panel finds that [REDACTED]'s Statements are suitable for admission pursuant to Rules 138(1) and 154.

32. Turning to [REDACTED]'s Associated Exhibits, the Panel notes that they consist of: (i) two internal orders of [REDACTED] ("Orders");⁷³ and (ii) a letter of the [REDACTED] ("Letter").⁷⁴

33. Regarding the Orders, the Panel observes that they relate to [REDACTED]'s testimony about, *inter alia*, KLA-FARK relations, lines of communication, recruitment and mobilization of soldiers, and the efforts to unify

⁷² Motion, paras 32-33.

⁷³ Associated Exhibits 5-6.

⁷⁴ Associated Exhibit 8.

KLA and FARK. Regarding IT-04-84 D00157, the Panel notes that [REDACTED] was able to provide insight into its content, purpose and authors.⁷⁵ The Panel is thus satisfied that IT-04-84 D00157 forms an indispensable and inseparable part of [REDACTED]'s Statements. Similarly, regarding IT-04-84 P00238, the Panel notes that while [REDACTED] did not comment on its content, and stated that he never saw this document and that the signature thereon was not his own, he was able to provide some information as to the origins of this document, consonant with the matters addressed in his statements.⁷⁶ The Panel is thus satisfied that IT-04-84 P00238 also forms an indispensable and inseparable part of [REDACTED]'s Statements.

34. Furthermore, the Panel notes that the Orders are: (i) dated and (ii) include the [REDACTED].⁷⁷ The Panel has also taken note of the witness clarifications with respect to the purported authorship of these documents.⁷⁸ Moreover, the Panel observes that the SPO does not object to their admission,⁷⁹ and the other Parties and Victims' Counsel will have the opportunity to cross-examine the witness on these Associated Exhibits. The Panel is therefore satisfied that the Orders are relevant, *prima facie* authentic and reliable, and have probative value which is not outweighed by any prejudicial effect. For these reasons, the Panel is satisfied that the Orders are suitable for admission under Rules 138(1) and 154.

35. Regarding the Letter, the Panel notes that it relates to [REDACTED]'s testimony about, *inter alia*, KLA-FARK relations and communication lines during the Indictment period.⁸⁰ The Panel is satisfied that the Letter forms an indispensable and inseparable part of [REDACTED]'s Statements.

⁷⁵ The Panel notes that in his statements, the witness states that, after [REDACTED]. See, DJK00574-DJK00581, para. 11; DJK01389-DJK01399, paras 11-12, 28, 32.

⁷⁶ DJK00574-DJK00581, para. 29.

⁷⁷ IT 04 84 D00157; IT 04 84 P00238.

⁷⁸ See above, para. 28.

⁷⁹ See above, para. 25.

⁸⁰ DJK01389-DJK01399, para. 35-37. See also, DJK01389-DJK01399, para. 18.

Furthermore, the Panel considers that the document is dated, and it is headed with a KLA header.⁸¹ Moreover, the SPO does not oppose its admission,⁸² and the other Parties and Victims' Counsel will have the opportunity to cross-examine the witness on these Associated Exhibits.⁸³ The Panel is therefore satisfied that the Letter is also relevant, *prima facie* authentic and reliable, and has probative value which is not outweighed by any prejudicial effect. For these reasons, the Panel is satisfied that the Letter is also suitable for admission under Rules 138(1) and 154.

36. In view of the foregoing, the Panel finds that [REDACTED]'s Statements⁸⁴ and Associated Exhibits 5-6, and 8⁸⁵ are suitable for admission under Rules 138(1) and 154.

V. CLASSIFICATION

37. The Panel notes that the Motion and the Reply were submitted confidentially and the Krasniqi Defence submits that it will file public redacted versions ("PRV") in due course.⁸⁶ The Panel further notes that the Response was filed confidentially and the SPO also submits that it will file a PRV after the Krasniqi Defence has filed a PRV of the Motion or as ordered.⁸⁷ The Panel orders: (i) the Krasniqi Defence to either request the reclassification of the Motion and the Reply, or to file PRVs by **Friday, 10 October 2025**; and (ii) the SPO to request the reclassification of the Response or file a PRV by **Friday, 17 October 2025**.

⁸¹ IT 04 84 D00157; IT 04 84 P00238.

⁸² Response, para. 4.

⁸³ See *similarly above*, para. 34.

⁸⁴ DJK00574-DJK00581; DJK01389-DJK01399.

⁸⁵ IT-04-84 D00157; IT-04-84 P00238; and 086978-086980, respectively.

⁸⁶ Motion, para 3; Reply, para. 6.

⁸⁷ Response, para. 5.

VI. DISPOSITION

38. For the above-mentioned reasons, the Panel hereby:

- a) **GRANTS** the Motion;
- b) **FINDS** (i) [REDACTED]'s Statement and Associated Exhibits 1-4 and 8 and (ii) [REDACTED]'s Statements and Associated Exhibits 5-6, and 8 appropriate for admission once the requirements of Rule 154(a)-(c) are met; and
- c) **ORDERS:** (i) the Krasniqi Defence either to request the reclassification of the Motion and the Reply, or to file PRVs by **Friday, 10 October 2025**; and (ii) the SPO to request the reclassification of the Response or to file a PRV by **Friday, 17 October 2025**.



Judge Charles L. Smith, III

Presiding Judge

Dated this Friday, 3 October 2025

At The Hague, the Netherlands.