



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

**In:** KSC-BC-2020-05  
**Specialist Prosecutor v. Salih Mustafa**

**Before:** Pre-Trial Judge  
Judge Nicolas Guillou

**Registrar:** Dr Fidelma Donlon

**Filing Participant:** Specialist Prosecutor

**Date:** 6 May 2021

**Language:** English

**Classification:** Public

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**Prosecution submissions on the reclassification of filings**

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**Specialist Prosecutor's Office**

Jack Smith

**Counsel for the Accused**

Julius von Bóné

1. Pursuant to the Order,<sup>1</sup> the Specialist Prosecutor's Office ('SPO') hereby provides submissions related to the reclassification of certain filings.
2. The SPO has no objection to the reclassification of filing F00012 as public.<sup>2</sup> In relation to F00019 (main filing), the SPO recalls the reasons for confidential classification.<sup>3</sup> However, considering the Order,<sup>4</sup> the SPO does not oppose reclassification of F00019 (main filing) as public, provided the Defence does not object.
3. Further, pursuant to the Order,<sup>5</sup> the SPO has filed: (i) public redacted versions of filings F00026, F00027 (main filing), and F00086/A01; and (ii) a confidential redacted version of F00026. The redactions to these filings are necessary to protect witnesses and victims, personal data of the Accused, and/or the confidentiality and integrity of investigations and proceedings.<sup>6</sup>
4. On 5 May 2021, the SPO provided the Defence its comments concerning the filing of a public redacted version of F00108/A01.<sup>7</sup>

**Word count: 212**



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**Jack Smith**

**Specialist Prosecutor**

Thursday, 6 May 2021

At The Hague, the Netherlands.

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<sup>1</sup> Order for Submissions on the Reclassification of Filings, KSC-BC-2020-05/F00111, 4 May 2021 ('Order').

<sup>2</sup> Order, KSC-BC-2020-05/F00111, para.7.

<sup>3</sup> See Submissions on the reclassification of filings, KSC-BC-2020-05/F00026, 2 October 2021, Strictly Confidential and *Ex Parte*, fn.9.

<sup>4</sup> Order, KSC-BC-2020-05/F00111, para.7.

<sup>5</sup> Order, KSC-BC-2020-05/F00111, para.9.

<sup>6</sup> The redactions to F00027 (main filing) are justified for both the public and Defence. Accordingly, no confidential redacted version has been filed.

<sup>7</sup> Order, KSC-BC-2020-05/F00111, para.12.