



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

In: KSC-BC-2020-04
Specialist Prosecutor v. Pjetër Shala

Before: Pre-Trial Judge
Judge Nicolas Guillou

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Prosecutor

Date: 2 July 2021

Language: English

Classification: Public

Request for modification of timeline for preliminary motions

Specialist Prosecutor
Jack Smith

Counsel for the Accused
Jean-Louis Gilissen

I. INTRODUCTION

1. During the status conference on 21 June 2021, the Pre-Trial Judge facilitated a discussion of the timeline for deadlines for preliminary motions.¹ On the same date, the Pre-Trial Judge issued an oral order setting the deadline for filing of the Defence motion(s) as 12 July 2021, the deadline for the Specialist Prosecutor's Office's ('SPO') response as 13 August 2021, and the deadline for the Defence to reply as 30 August 2021.²

II. SUBMISSIONS

2. After further consideration of existing deadlines,³ and the consequent available staffing and resources during and immediately following the court recess period,⁴ the SPO seeks additional time to respond to the Defence motion(s). The SPO requests an extension of the deadline to file its response no later than 6 September 2021. The SPO has no objection to a related extension for the defence to file a reply by no later than 24 September 2021. The SPO has engaged in *inter partes* communications with the Defence, and the Defence has confirmed that they have no objection to this proposed revised timeline.

¹ Transcript of Status Conference, 21 June 2021, 14:13-20:11.

² Transcript of Status Conference, 21 June 2021, 20:12-19.

³ The SPO's Rule 102(1)(b) disclosure deadline in this case falls during the recess period on 30 July 2021. Significant disclosure deadlines in related cases also fall on 23 and 30 July 2021. While it is accepted that these deadlines were known at the time of the status conference, the full overview of staffing availability, and the impact of those deadline on office-wide capacity, was not fully apparent.

⁴ The current response deadline falls on the final day of the judicial recess period, 13 August 2021.

III. RELIEF REQUESTED

3. For the foregoing reasons, the SPO submits there is good cause for the Pre-Trial Judge to grant the request for modification of the timeline for preliminary motions, as specified in paragraph 2 above.

Word Count: 313



Jack Smith

Specialist Prosecutor

Friday, 2 July 2021
At The Hague, the Netherlands.