

ANNEX 1 to
Prosecution submission of list of anticipated witnesses

Information required pursuant to Order on the Conduct of Proceedings

Public

I. Witness: Zdenka PUMPER

Information required pursuant to Order on the Conduct of Proceedings			
Pseudonym(s):	W04841	Delayed disclosure:	No
Mode of testimony:	Rule 154, In person	Expert witness:	No
Protective meas.:	No		
Ind. Counts:	1, 2, 3, 4, 5, 6	Time of Direct Ex:	10 hours
Ind. Paras:	8-23, 25-35, 37-46		

Issues, facts and circumstances in relation to which W04841 will be examined

1. W04841 is an Investigator / Investigation Operations Leader in the Specialist Prosecutor's Office. She worked as an investigator with the Specialist Investigative Task Force since January 2016. Between 1999 and 2016, she worked in various investigative roles in a number of UN and EU missions and before that she was employed by the Austrian Police Force.

2. W04841 will testify about the review she conducted of the documents seized at the premises of the KLA War Veterans Association on 8, 17 and 22 September 2020 (respectively, 'Batch 1', 'Batch 2' and 'Batch 3'), addressing the information provided in her Declarations dated 29 October 2020 (ERN 084015-084026), 9 February 2021 (ERN 091791-091792) and 7 May 2021 (ERN 095533-095602).

3. W04841 will further testify about the information and documents received by the SPO from various media outlets in the aftermath of the press conferences held by the Accused in September 2020, including documents received by the SPO from 'Gazeta Infokus' on 9 September 2020 ('Batch 4'), *inter alia* by addressing the information provided in her Declaration dated 17 February 2021 (ERN 091927-091930) and 7 May 2021 (095603-095653).

4. W04841 will illustrate the steps undertaken by the SPO to obtain Batch 1, Batch 2, Batch 3 and Batch 4 as well as documentary evidence included on the SPO exhibit list. She will provide information concerning audio-visual evidentiary materials obtained, including identifying relevant individuals depicted therein. She will testify about documents published by the press and online after the KLA WVA press conferences of 7, 16 and 22 September and their relation to confidential documents contained in Batch 1, Batch 2, Batch 3 and Batch 4.

5. W04841 will further testify about the impact of the Accused's actions on the conduct of SPO investigations, within the context of official proceedings before the Specialist Chambers.

II. Witness: Miro JUKIĆ

Information required pursuant to Order on the Conduct of Proceedings			
Witness Code:	W04842	Delayed disclosure:	No
Mode of testimony:	In person	Expert witness:	No
Protective meas:	No		
Ind. Counts:	1, 2, 3, 4, 5, 6	Time of Direct Ex:	4 hours
Ind. Paras:	12, 21-22, 25-35, 37-46.		

Issues, facts and circumstances in relation to which W04842 will be examined

1. W04842 is the Witness Security and Handling Team Leader with the Witness Security Team of the Specialist Prosecutor's Office ('SPO'). Between 2003 and 2019, he worked in various roles on both regional and national levels in Croatia and Bosnia and Herzegovina, as well as with the United Nations International Criminal Tribunal for the former Yugoslavia, including as a Witness Protection Officer. His duties with the SPO include support and protection of witnesses in SPO proceedings as well as other tasks related to investigations and witness protection.

2. W04842 will testify about the impact of the Accused's actions on SPO resources. In particular, the witness will illustrate the fact that the SPO had to divert and devote a significant amount of additional resources to communications with witnesses and related security matters as a consequence of the publication of confidential documents by members of the KLA War Veterans Association ('KLA WVA') in September 2020.

3. W04842 will testify about the SPO contacts with witnesses and potential witnesses after each of the three press conferences held by the KLA WVA in September 2020, specifying whether witnesses felt worried, stressed, unsafe threatened and/or intimidated in the wake of the publications. W04842 will address specific examples of information conveyed by SPO witnesses and potential witnesses and will explain whether the SPO had to subsequently undertake any measures to ensure their safety and well-being.

4. W04842 will explain whether the Accused's actions delayed the work of SPO officials and threatened the SPO's ability to effectively investigate and prosecute crimes, within the context of official proceedings before the Specialist Chambers.

III. Witness: Halil BERISHA

Information required pursuant to Order on the Conduct of Proceedings			
Witness Code:	W04866	Delayed disclosure:	No
Mode of testimony:	In person	Expert witness:	No
Protective meas:	No		
Ind. Counts:	1, 2, 3, 4, 5, 6	Time of Direct Ex:	3 hours
Ind. Paras:	8-12, 25-46		

Issues, facts and circumstances in relation to which W04866 will be examined

1. In September 2020, W04866 worked as a journalist for the Kosovo media outlet Gazeta InFokus.

2. W04866 will testify that, on 7 September 2020, he attended the press conference convened at the KLA WVA premises in Pristina, at which Hysni Gucati and Nasim Haradinaj spoke about certain documents they had received concerning the KSC. He will explain that, at the end of the press conference, he requested and obtained from Nasim Haradinaj a batch of those documents. Nasim Haradinaj asked him to make other copies of the documents so that other journalists could disseminate them.

3. W04866 will testify that he subsequently informed the SPO that he possessed a copy of the confidential documents distributed at the KLA WVA press conference and that he handed over the batch of documents to the SPO on 9 September 2020.

4. W04866 will further recall that he authored a number of press articles concerning the KLA WVA press conferences of September 2020. He will confirm that some of the articles he published prior to 9 September 2020 include pictures of the batch of documents he had received on 7 September 2020 at the premises of the KLA WVA.