



In: KSC-BC-2020-07
The Prosecutor v. Hysni Gucati and Nasim Haradinaj

Before: **Trial Panel II**
Judge Charles L. Smith, III, Presiding Judge
Judge Christoph Barthe
Judge Guénaél Mettraux
Judge Fergal Gaynor, Reserve Judge

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Prosecutor

Date: 1 October 2021

Language: English

Classification: Public

Prosecution submission of list of anticipated witnesses

with Public Annex 1 and Confidential Annex 2

Specialist Prosecutor's Office

Jack Smith

Counsel for Mr Gucati

Jonathan Elystan Rees

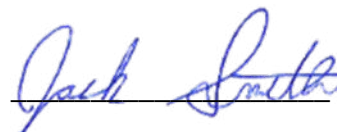
Counsel for Mr Haradinaj

Toby Cadman

I. SUBMISSIONS

1. Pursuant to the Trial Panel's Oral Order¹ and the Order on the Conduct of Proceedings,² the Specialist Prosecutor's Office ('SPO') confirms that it intends to call W04841 as its first witness, followed by W04842 and W04866.
2. As further required by the Order on the Conduct of Proceedings,³ Annex 1 to these submissions sets out, in relation to each of the three SPO witnesses: (i) the approximate time necessary for direct examination; (ii) whether the witness is expected to testify in person or via video-conference; (iii) the issues, facts and circumstances in relation to which the witness will be examined; and (iv) any applicable protective measures. Annex 2 sets out tentative lists of (proposed) exhibits that the SPO intends to use with each of the three witnesses.
3. Annex 2 is submitted as confidential to reflect the current classification of several items referred to therein.⁴

Word count: 234



Jack Smith

Specialist Prosecutor

Friday, 1 October 2021

At The Hague, the Netherlands

¹ KSC-BC-2020-07, Transcript, 8 September 2021, p.707, ln.21 – p.708, ln.14.

² Annex to Order on the Conduct of Proceedings, KSC-BC-2020-07/F00314, 17 September 2021 ('Order on the Conduct of Proceedings'), para.60.

³ Order on the Conduct of Proceedings, KSC-BC-2020-07/F00314, para.60.

⁴ See Prosecution submissions on classification of exhibits in bar table request, KSC-BC-2020-07/F00298, 6 September 2021; Submissions pursuant to the Trial Panel's Third Oral Order of 8 September 2021, KSC-BC-2020-07/F00324, 24 September 2021; Decision on the Prosecution Request for Admission of Items Through the Bar Table, KSC-BC-2020-07/F00334, 29 September 2021, para.95.