



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

**In:** KSC-BC-2020-06  
**Specialist Prosecutor v. Hashim Thaçi, Kadri Veseli, Rexhep Selimi and Jakup Krasniqi**

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

**Registrar:** Dr Fidelma Donlon

**Filing Participant:** Specialist Prosecutor

**Date:** 14 July 2022

**Language:** English

**Classification:** Public

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**Prosecution request for an extension of time to respond to 'Joint Defence Motion for Disclosure Pursuant to Rule 103' (F00877)**

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**Specialist Prosecutor's Office**

Jack Smith

**Counsel for Victims**

Simon Laws

**Counsel for Hashim Thaçi**

Gregory Kehoe

**Counsel for Kadri Veseli**

Ben Emmerson

**Counsel for Rexhep Selimi**

David Young

**Counsel for Jakup Krasniqi**

Venkateswari Alagendra

1. Pursuant to Rules 9(5)(a) and 76,<sup>1</sup> the Specialist Prosecutor's Office ('SPO') requests a 10-day extension of the deadline<sup>2</sup> for the filing of its response to the Motion.<sup>3</sup>
2. Good cause exists for the reasonable and proportionate extension of time requested. The joint Defence teams have had since the Pre-Trial Judge's instruction of 20 May 2022 to formulate the Motion.<sup>4</sup> In addition, the Defence requested,<sup>5</sup> and were granted,<sup>6</sup> a word extension for the Motion of 2000 words (for a total of 8000 words). In granting the word extension request, the Pre-Trial Judge noted the numerous allegations the Defence intended to put forward, and the importance of Rule 103 disclosure.<sup>7</sup> The Pre-Trial Judge also observed that the word extension—which was granted to the SPO as well<sup>8</sup>—would 'enable the filing of a clearer and more complete' submission.<sup>9</sup> All of these reasons also justify an extension of time for the SPO's response.
3. The Motion came in at 7912 words, contains the previously indicated 'numerous allegations', and encompasses substantial citation to diverse authorities, including in annexes totalling hundreds of pages. Moreover, as the Defence noted in justifying their word extension request, the issues addressed in the Motion are complex.<sup>10</sup> The modest requested time extension will allow the SPO to provide the Pre-Trial Judge with thorough responses to the claims raised in the Motion.

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<sup>1</sup> Rules of Procedure and Evidence Before the Kosovo Specialist Chambers, KSC-BC-03/Rev3/2020, 2 June 2020 ('Rules'). All references to 'Rule' or 'Rules' are to the Rules, unless otherwise indicated.

<sup>2</sup> The current deadline pursuant to Rules 9 and 76 is Friday, 22 July 2022.

<sup>3</sup> Joint Defence Motion for Disclosure Pursuant to Rule 103, KSC-BC-2020-06/F00877, 12 July 2022, Confidential ('Motion'). A public redacted version was filed on 13 July 2022 (KSC-BC-2020-06/F00877/RED)

<sup>4</sup> See Transcript of Status Conference, 20 May 2022, page 1254, lines 21-23.

<sup>5</sup> Defense Request for Word Limit Variation, KSC-BC-2020-06/F00832, 9 June 2022 ('Defence Request').

<sup>6</sup> Decision on Defence Request for Word Limit Variation, KSC-BC-2020-06/F00834, 10 June 2022 ('Decision').

<sup>7</sup> Decision, KSC-BC-2020-06/F00834, para.6.

<sup>8</sup> Decision, KSC-BC-2020-06/F00834, para.8.

<sup>9</sup> Decision, KSC-BC-2020-06/F00834, para.7.

<sup>10</sup> Defence Request, KSC-BC-2020-06/F00832, para.3.

**Word count: 340**



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**Jack Smith**

**Specialist Prosecutor**

Thursday, 14 July 2022

At The Hague, the Netherlands.