

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: Counsel for Kadri Veseli

Date: 31 March 2022

Language: English

Classification: Public

**Public Redacted Version of Veseli Defence Response to
Prosecution Rule 107(2) Request Concerning one Associated Exhibit**

Specialist Prosecutor's Office

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I. INTRODUCTION

1. The Defence for Mr Kadri Veseli hereby presents its response to the SPO's Rule 107(2) request concerning one associated exhibit.¹

II. SUBMISSIONS

2. The document in question is a 46-page KFOR document that apparently sets out KFOR's understanding of the KLA's structure. The Defence has received two versions of the document in question:
 - a. SPOE00322107-00322152 is the version with redactions; and
 - b. SPOE00108514-00108559 is the version without redactions.
3. As noted in the SPO Request, the Defence has been asked to destroy any electronic and hard copy versions of the request and it can confirm that it has done so.
4. The Defence does not, at this point in time, challenge the redactions to the involved [REDACTED] intelligence cell and section or identity of [REDACTED] personnel. It only challenges the redactions to what the SPO refers to as "[REDACTED]."² The Defence does not believe that the type of information redacted is meaningfully distinguishable from the type of information that is not redacted. Accordingly, it appears to the Defence that there is no reasonable basis for withholding this information.
5. The Defence observes that the SPO has failed to identify the witness(es) with which the document is associated. In order to assist the Court, the Defence can clarify that the unredacted version of the document has been used with [REDACTED], where [REDACTED] was shown page SPOE00108525-

¹ F00740/CONF/RED, Confidential Redacted Version of 'Prosecution Rule 107(2) request concerning one associated exhibit,' 21 March 2022 ("SPO Request").

² F00740/CONF/RED, para. [REDACTED].

SPOE00108526. No redactions are sought for this particular page. The Defence is unaware as to whether the SPO has or intends to use any portion of the document with any other witnesses.

6. Due to the nature of the information sought to be withheld, the Defence proposes that the SPO continue its discussions with the Rule 107 provider to seek to have the redactions from this document lifted.

III. CONCLUSION

7. For the foregoing reasons, the Defence requests that the Pre-Trial Judge REJECT the SPO request.

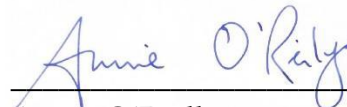
Word Count: 339



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