

**In:** KSC-BC-2018-01/IA004  
Specialist Prosecutor *v.* Isni Kilaj

**Before:** Court of Appeals Panel  
Judge Michèle Picard  
Judge Emilio Gatti  
Judge Nina Jørgensen

**Registrar:** Dr Fidelma Donlon

**Filing Participant:** Duty Counsel for Isni Kilaj

**Date:** 13 December 2023

**Language:** English

**Classification:** Public

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**Kilaj request for reclassification of IA004/F00004**

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**Specialist Prosecutor's Office**

Kimberly P. West

**Duty Counsel for Isni Kilaj**

Iain Edwards

1. On 8 December 2023, the Defence for Mr Isni Kilaj submitted its reply<sup>1</sup> to the Prosecution's response<sup>2</sup> to his appeal<sup>3</sup> against the Single Judge's decision ordering Mr Kilaj's continued detention.<sup>4</sup>
2. The Reply was classified as confidential pursuant to Rule 82(4) of the Rules of Procedure and Evidence Before the Kosovo Specialist Chamber. However, nothing contained therein touches on any matter that requires such a classification. The SPO has helpfully indicated in *inter partes* communications that it agrees with this assessment. A public redacted version of the Appeal has been filed today, and it is noted that the SPO indicated that it would not object to the reclassification of its Response as public.<sup>5</sup> The Defence, too, would not object.
3. The Defence therefore respectfully requests the reclassification of the Reply as public.

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<sup>1</sup> Kilaj Reply to Prosecution Response to Appeal Against Decision on Continued Detention, KSC-BC-2018-01/IA004/F00004, 8 December 2023, confidential ("Reply").

<sup>2</sup> Prosecution response to Defence appeal against decision on continued detention, KSC-BC-2018-01/IA004/F00003, 1 December 2023, confidential ("Response").

<sup>3</sup> Kilaj Appeal Against Decision on Continued Detention, KSC-BC-2018-01/IA004/F00001, 20 November 2023, confidential ("Appeal").

<sup>4</sup> Decision on Continued Detention, KSC-BC-2018-01/F00499, 6 November 2023; Reasons for Continued Detention, KSC-BC-2018-01/F00503, 9 November 2023.

<sup>5</sup> Response, para. 23.

**Word count: 199**

A handwritten signature in blue ink, appearing to read 'I. Edwards', is centered on the page.

**Iain Edwards**

**Duty Counsel for Isni Kilaj**

Wednesday, 13 December 2023

Abidjan, Côte d'Ivoire