

1 Tuesday, 15 August 2023

2 [Open session]

3 [The accused entered the courtroom]

4 [The Accused Krasniqi appeared via videolink]

5 --- Upon commencing at 9.00 a.m.

6 PRESIDING JUDGE SMITH: Madam Court Officer, please call the  
7 case.

8 THE COURT OFFICER: Good morning, Your Honours. This is  
9 KSC-BC-2020-06, The Specialist Prosecutor versus Hashim Thaci,  
10 Kadri Veseli, Rexhep Selimi, and Jakup Krasniqi.

11 PRESIDING JUDGE SMITH: Good morning, everybody. Today we  
12 continue with Witness 3879.

13 Madam Court Usher, you will please bring the witness in.

14 And we are in public session.

15 [The witness takes the stand]

16 PRESIDING JUDGE SMITH: Good morning, Witness. Can you hear me  
17 all right?

18 THE WITNESS: [Interpretation] Good morning. Yes, I can hear  
19 you.

20 PRESIDING JUDGE SMITH: Today we will continue with your direct  
21 examination and possibly cross-examination of you. We will begin  
22 with the Prosecution once again.

23 Remember that you are under an obligation to tell the truth and  
24 not to speak to anyone outside the courtroom about your testimony.  
25 Do you understand that?

Witness: W03879 (Resumed) (Private Session)

Page 6370

Examination by Mr. Halling (Continued)

1 THE WITNESS: [Interpretation] Yes.

2 WITNESS: W03879 [Resumed]

3 [Witness answered through interpretation]

4 PRESIDING JUDGE SMITH: All right. We will begin.

5 Mr. Halling.

6 MR. HALLING: Thank you, Your Honour. For the next line of  
7 questioning, we would request to go into private session.

8 PRESIDING JUDGE SMITH: Madam Court Officer, please take us into  
9 private session.

10 [Private session]

11 [Private session text removed]

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Witness: W03879 (Resumed) (Private Session)

Page 6371

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6372

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6373

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6374

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6375

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6376

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6377

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6378

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6379

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6380

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6381

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6382

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6383

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6384

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6385

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6386

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6387

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6388

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6389

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6390

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6391

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6392

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6393

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6394

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6395

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6396

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6397

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6398

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6399

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6400

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6401

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6402

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6403

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6404

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6405

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6406

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6407

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6408

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6409

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6410

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6411

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6412

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6413

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6414

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6415

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6416

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6417

Examination by Mr. Halling (Continued)

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13 [Open session]

14 THE COURT OFFICER: Your Honours, we're now in public session.

15 PRESIDING JUDGE SMITH: We are adjourned until 11.30.

16 --- Recess taken at 10.58 a.m.

17 --- On resuming at 11.30 a.m.

18 PRESIDING JUDGE SMITH: Madam Usher, please bring the witness  
19 in.

20 Oh, I'm sorry.

21 MR. HALLING: Just quickly, Your Honour, before doing that, we  
22 can say we'll finish in the next hour. We did want to inquire at  
23 this time if a reserve witness is going to be necessary this week.  
24 Guidance would be appreciated.

25 PRESIDING JUDGE SMITH: You don't mean today?

1 MR. HALLING: I think it highly likely we'll be continuing with  
2 this witness into tomorrow and Thursday. This is why I ask whether a  
3 reserve witness is needed this week.

4 PRESIDING JUDGE SMITH: Give us your best shot, gentlemen and  
5 ladies.

6 MR. KEHOE: It's a little difficult to predict how this witness  
7 is going to answer a question, as I'm sure the Bench has seen. I  
8 will stay with my current estimate. I'm going to try to be shorter,  
9 naturally. I don't want to put the SPO in a difficult spot with  
10 this, but I'm not sure how I can abbreviate it. It certainly will go  
11 into tomorrow. I think maybe this witness will be - could be - done  
12 tomorrow, depending on how it goes with him on our questioning and  
13 then the Court's questioning.

14 PRESIDING JUDGE SMITH: [Microphone not activated].

15 How long at this time are you still suggesting?

16 MR. ROBERTS: We had predicted three hours, Your Honour. We're  
17 still around about that, possibly slightly less. But, again, between  
18 two and three at this stage.

19 PRESIDING JUDGE SMITH: Okay.

20 MR. STRONG: I think our initial estimate was around two hours.  
21 We can safely come down to under an hour, and we'll be looking to cut  
22 further.

23 PRESIDING JUDGE SMITH: Okay.

24 And Ms. Alagendra?

25 MS. ALAGENDRA: I anticipate being about an hour at most,

Witness: W03879 (Resumed) (Private Session)  
Examination by Mr. Halling (Continued)

Page 6420

1 Your Honour.

2 PRESIDING JUDGE SMITH: Well, it's probably going to get us  
3 through two more days anyway. It's hard to say.

4 MR. HALLING: It is. But thank you for the information.

5 PRESIDING JUDGE SMITH: Now you can bring the witness in.

6 [The witness takes the stand]

7 PRESIDING JUDGE SMITH: All right, Witness. We will proceed  
8 continuing with the direct examination by the Specialist Prosecutor's  
9 Office.

10 Go ahead, Mr. Halling.

11 MR. HALLING: Thank you, Your Honour. We would ask to move back  
12 into private session.

13 PRESIDING JUDGE SMITH: Private session, please.

14 [Private session]

15 [Private session text removed]

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Witness: W03879 (Resumed) (Private Session)

Page 6421

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6422

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6423

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6424

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6425

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6426

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6427

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6428

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6429

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6430

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6431

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6432

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6433

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6434

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6435

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6436

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6437

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6438

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6439

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6440

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6441

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6442

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6443

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6444

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6445

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6446

Examination by Mr. Halling (Continued)

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Witness: W03879 (Resumed) (Private Session)

Page 6447

Questioned by Victims' Counsel

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Witness: W03879 (Resumed) (Private Session)

Page 6448

Questioned by Victims' Counsel

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Witness: W03879 (Resumed) (Private Session)

Page 6449

Questioned by Victims' Counsel

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Witness: W03879 (Resumed) (Private Session)

Page 6450

Questioned by Victims' Counsel

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1 [Open session]

2 THE COURT OFFICER: Your Honours, we're in public session.

3 PRESIDING JUDGE SMITH: Thank you. We are adjourned until 2.30.

4 --- Luncheon recess taken at 12.43 p.m.

5 --- On resuming at 2.33 p.m.

6 PRESIDING JUDGE SMITH: Madam Usher, we're ready for the  
7 witness. You can go bring him in.

8 [The witness takes the stand]

9 PRESIDING JUDGE SMITH: Are you ready, Witness?

10 THE WITNESS: [Interpretation] Yes, Your Honour.

11 PRESIDING JUDGE SMITH: Mr. Roberts from the Selimi Defence will  
12 be asking questions of you in the cross-examination first.

13 Go ahead, Mr. Roberts.

14 MR. ROBERTS: Thank you, Your Honour.

15 Cross-examination by Mr. Roberts:

16 Q. Good afternoon, Witness. I hope you've had a nice lunch. I  
17 just wish to have a couple of explanations, first about my questions,  
18 hopefully to explain where I'm going from and to set you at ease.

19 So, firstly, they'll be short and direct, and I'll refer to you  
20 as a witness throughout. They're not meant to be rude. It's just  
21 trying to get through your evidence as quickly as possible. Is that  
22 understood?

23 A. Yes.

24 Q. They'll mostly be, if not entirely, in private session because  
25 of the nature of the questions that I'll ask you. If we do go into

1 open session and you feel that any of the information you need to  
2 give should be given in private session, obviously, please, just ask  
3 the Presiding Judge and we'll move into private session for you to do  
4 so.

5 A. [No interpretation]

6 Q. Obviously, I'm asking questions in English. Please wait for the  
7 translation of my question into Albanian even if you understand, and  
8 I'll try and wait for the translation, obviously, when I receive  
9 that.

10 And, finally, if any of my questions are unclear, please ask or  
11 please inform me and I'll rephrase them.

12 PRESIDING JUDGE SMITH: Mr. Roberts and Witness, we are in open  
13 session right now, just as a reminder.

14 MR. ROBERTS: Thank you, Your Honour. I was actually just about  
15 to ask to move into private session now, but thank you for the  
16 reminder.

17 PRESIDING JUDGE SMITH: All right. We will move to private  
18 session, Madam Court Officer.

19 [Private session]

20 [Private session text removed]

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Witness: W03879 (Resumed) (Private Session)

Page 6453

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6454

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6455

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6456

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6457

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6458

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6459

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6460

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6461

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6462

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6463

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6464

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6465

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6466

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6467

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6468

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6469

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6470

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6471

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6472

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6473

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6474

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6475

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6476

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6477

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6478

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6479

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6480

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6481

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6482

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6483

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6484

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6485

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6486

Cross-examination by Mr. Roberts

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Witness: W03879 (Resumed) (Private Session)

Page 6487

Cross-examination by Mr. Roberts

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1 [Private session text removed]

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15 [Open session]

16 THE COURT OFFICER: Your Honours, we're in public session.

17 PRESIDING JUDGE SMITH: I made a mistake. Now we need to go  
18 back into private session. I'm sorry.

19 [Private session]

20 [Private session text removed]

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1 [Private session text removed]

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12 [Open session]

13 THE COURT OFFICER: Your Honours, we're in public session.

14 PRESIDING JUDGE SMITH: All right. Thank you.

15 We're adjourned.

16 --- Whereupon the hearing adjourned at 3.57 p.m.

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