

**BEFORE THE TRIAL CHAMBER  
EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA**

**FILING DETAILS**

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**CO-PROSECUTORS' REQUEST REGARDING TESTIMONY OF THE ACCUSED**

**Filed by:**

**Co-Prosecutors**

Nicholas  
KOUMJIAN  
CHEA Leang

**Distributed to:**

**Trial Chamber**

Judge NIL Nonn, President  
Judge Jean-Marc LAVERGNE  
Judge YA Sokhan  
Judge Claudia FENZ  
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**REQUEST**

1. The Co-Prosecutors note that in the Trial Chamber's memorandum concerning the *Final Stages of Case 002/02 – Notice of Deadlines*,<sup>1</sup> no mention was made of possible testimony by Nuon Chea or Khieu Samphan. While the Accused made it clear at the end of Case 002/01 that they did not intend to submit to examination by the Trial Chamber or parties in that trial, the Co-Prosecutors are not aware of any definitive indication that they will maintain this position through the end of Case 002/02. In planning for the final stages of Case 002/02, and pursuant to Rule 92, the Co-Prosecutors hereby request that the Trial Chamber order the Accused to inform the Chamber and parties if they intend to testify or exercise their right against self-incrimination in Case 002/02 by a reasonable deadline, to be set by the Trial Chamber. The Co-Prosecutors submit that obtaining this information will allow the Chamber and parties to have adequate time to prepare for any such testimony, and for the Chamber to schedule sufficient time for it to take place should the Chamber grant any such request.
2. Therefore, the Co-Prosecutors respectfully request that the Trial Chamber order the Accused to indicate whether they intend to testify in Case 002/02.

Respectfully submitted,

Date	Name	Place	Signature
01 July 2016	CHEA Leang Co-Prosecutor	Phnom Penh	
	Nicholas KOUMJIAN Co-Prosecutor		

<sup>1</sup> E421 Trial Chamber Memorandum: Final Stages of Case 002/02 – Notice of Deadlines, 28 June 2016.