



អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា

Extraordinary Chambers in the Courts of Cambodia
Chambres extraordinaires au sein des tribunaux cambodgiens

ព្រះរាជាណាចក្រកម្ពុជា
ជាតិ សាសនា ព្រះមហាក្សត្រ

Kingdom of Cambodia
Nation Religion King

Royaume du Cambodge
Nation Religion Roi

អង្គបុរេជំនុំជម្រះ

Pre-Trial Chamber
Chambre Préliminaire

ឯកសារដើម
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មន្ត្រីទទួលបន្ទុកសំណុំរឿង/Case File Officer/L'agent chargé
du dossier: SANN RADA

226/9/13

Criminal Case File N° 002/19-09-2007-ECCC/OCIJ (PTC36)

Before: Judge PRAK Kimsan, President
Judge Rowan DOWNING
Judge NEY Thol
Judge Katinka LAHUIS
Judge HUOT Vuthy

Date: 30 April 2010

DIRECTION

Co-Prosecutors

CHEA Leang
Andrew CAYLEY
YET Chakriya
William SMITH
PICH Sambath
Tarik ABDULHAK

Charged Person

KHIEU Samphan

Lawyers for the Civil Parties

Mr. NY Chandy
Mr. Madhev MOHAN
Ms. Lima NGUYEN
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Ms. MOCH Sovannary
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Ms. Annie DELAHAIE
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Ms. Martine JACQUIN
Ms. Fabienne TRUSSES-NAPROUS

Co-Lawyers for the Charged Person

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ឯកសារបានចម្លងតាមច្បាប់ដើម
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ថ្ងៃ ខែ ឆ្នាំ ត្រឹមត្រូវបញ្ជាក់ (Certified Date/Date de certification):
..... 30 / 04 / 2010

មន្ត្រីទទួលបន្ទុកសំណុំរឿង/Case File Officer/L'agent chargé
du dossier: SANN RADA

Ms. Françoise GAUTRY
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Ms. Christine MARTINEAU
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Mr. Ferdinand DJAMMEN
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Mr. SAM Sokong
Mr. HONG Kim Suon
Mr. KONG Pisey
Mr. KONG Heng
Ms. Silke STUDZINSKY
Mr. Olivier BAHOUgne
Ms. Marie GUIRAUD
Mr. Patrick BAUDOUIN
Ms. CHET Vanly
Mr. PICH Ang
Mr. Julien RIVET
Mr. Pascal AUBOIN

Unrepresented Civil Parties

1. **THE PRE-TRIAL CHAMBER** of the Extraordinary Chambers in the Courts of Cambodia (“ECCC”) notes the Charged Person’s Appeals against the Order on Extension of Provisional Detention dated 18 November 2009 (“Appeal”).
2. On 27 April 2010 the Pre-Trial Chamber scheduled a public hearing for the delivery of its decision on the Appeal on **30 April 2010 at 10:30** advising that a summary of the decision will be read out by the President of the Pre-Trial Chamber. Summons to the Charged Person and his Co-Lawyers were served on the same day.
3. On 30 April 2010 the Charged Person and his Co-Lawyers were not present for the hearing for pronouncement of the decision on Appeal.
4. The Charged Person had a right to attend, which he did not exercise upon basis that his Co-Lawyers were not available. The Pre-Trial Chamber did not receive any formal application to adjourn the hearing. The Pre-Trial Chamber further notes that the International Co-Lawyer failed, without explanation, to also attend at the hearing on appeal held on 12 February 2010.
5. In light of this, the Pre-Trial Chamber reserves the Charged Person’s right to make application to be heard upon matters raising from the decision on at least five days notice. Any such notice is to be given within 21 days from this day.

Phnom Penh, 30 April 2010

President of the Pre-Trial Chamber



PRAK KIMSAN