

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-01/06

Date: 23 June 2008

TRIAL CHAMBER I

**Before: Judge Adrian Fulford, Presiding Judge
Judge Elizabeth Odio Benito
Judge René Blattmann**

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR
*v. THOMAS LUBANGA DYILO***

Public Document

URGENT

**Prosecution's Request to Reclassify its Previous
Information Regarding the Discovery and Examination of Additional Material in
the Possession of the Prosecutor**

Source: [Office of the Prosecutor]

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Counsel for the Defence

Ms Catherine Mabilie

Mr Jean-Marie Biju-Duval

Legal Representatives of Victims

Mr Luc Walley

Mr Franck Mulenda

Ms Carine Bapita Buyangandu

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

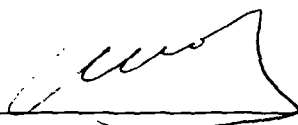
Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

1. On 20 June 2008, the Prosecution submitted its "Information Regarding the Discovery and Examination of Additional Material in the Possession of the Prosecutor" as a confidential filing.
2. The reason for the confidential classification was to ensure a harmonious approach with an identically titled Prosecution filing submitted contemporaneously in the case of *The Prosecutor v. Germain Katanga and Mathieu Ngudjolo Chui* (hereinafter "DRC2") which, for procedural reasons specific to that case, demanded confidential status.
3. Subsequently, and after further review, the Prosecution in DRC2 has reclassified its filing as a public document.
4. Consequently, there no longer remains any need for the Prosecution in this case to insist on the original confidential status.
5. The Prosecution requests, therefore, that its filing mentioned in paragraph 1 above and attached hereto as Annex I be reclassified as a public document.



Luis Moreno-Ocampo
Prosecutor

Dated this 23rd day of June 2008

At The Hague, The Netherlands