



Original: **English**

No.: **ICC-01/05-01/13**

Date: 17 May 2014

THE PRESIDENCY

Before: Judge Sang-Hyun Song, President
Judge Sanji Mmasenono Monageng, First Vice-President
Judge Akua Kuenyehia, Acting Second Vice-President

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC
IN THE CASE OF
THE PROSECUTOR v. JEAN-PIERRE BEMBA GOMBO,
AIMÉ KILOLO MUSAMBA,
JEAN-JACQUES MANGENDA KABONGO,
FIDÈLE BABALA WANDU
& NARCISSE ARIDO**

Public Document

**Jean-Pierre Bemba Gombo's response to the defence requests
for the disqualification of the Single Judge Cuno Tarfusser**

Source: Defence for Jean-Pierre Bemba Gombo

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

The Office of the Prosecutor

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Jean-Pierre Kilenda Kakengi Basila

Counsel for Narcisse Arido

Goran Kimo Sluiter

Legal Representatives of the Victims of the Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented
(Participation/Reparation)**

Applicants

**The Office of Public Counsel for
Victims**

The Office of Public Counsel for the Defence

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

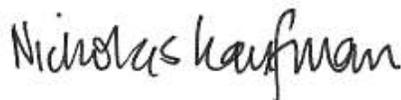
Jean-Pierre Bemba Gombo (“the Suspect”) notes the requests for the disqualification of His Honour Judge Cuno Tarfusser from Pre-Trial Chamber II dated 29 April 2014,¹ 1 May 2014,² and 7 May 2014³ (“the Defence Requests”) and submits the following response:

1. The Suspect respectfully disagrees with a number of procedural decisions taken by the Single Judge. The Suspect also respectfully submits that his right to a fair legal process has been ruptured by the denial of financial assistance and by the activities of the “Independent Counsel”.

2. Notwithstanding, the Suspect does not believe that the disqualification process is the correct forum for remedying any prejudice caused to him unless the Presidency should order a newly composed Pre-Trial Chamber to revisit procedural issues decided by the Single Judge.

3. In the circumstances, therefore, the Suspect makes no further observation on the Defence Requests nor does he wish for the replacement of the Single Judge – should that be so ordered - to delay the confirmation proceedings.

4. The Suspect reserves the right to litigate his “fair trial” issues under a different rubric.



Nicholas Kaufman

Counsel for Jean-Pierre Bemba Gombo

Jerusalem, Israel
Saturday, May 17, 2014

¹ ICC-01/05-01/13-367.

² ICC-01/05-01/13-372.

³ ICC-01/05-01/13-380.