

**ANNEX 40**  
**Public Redacted**  
**Version**

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**From:** Trial Chamber V Communications  
**Sent:** 21 December 2022 13:56  
**To:** Court Management-Court Records  
**Cc:** OTP CAR IIB; D29 Yekatom Defence Team; D30 Ngaissona Defence Team; V44 LRV Team; V44 LRV Team OPCV; V45 LRV Team; Associate Legal Officer-Court Officer; Chamber Decisions Communication; Trial Chamber V Communications  
**Subject:** Order to reclassify ICC-01/14-01/18-739-Conf-Exp to confidential

Dear colleagues from the CMS,

In light of the below email, the Single Judge instructs the CMS to reclassify filing ICC-01/14-01/18-739-Conf-Exp from confidential *ex parte*, only available to the Prosecution and the Registry, to confidential.

Kind regards, TC V

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**From:** OTP CAR IIB ██████████  
**Sent:** 16 December 2022 15:35  
**To:** Trial Chamber V Communications ██████████  
**Cc:** 'D29 Yekatom Defence Team' ██████████; 'D30 Ngaissona Defence Team' ██████████; V44 LRV Team OPCV <██████████> 'V44 LRV Team' ██████████; V45 LRV Team ██████████; Associate Legal Officer-Court Officer ██████████; OTP CAR IIB ██████████

**Subject:** Prosecution request - Reclassification of "Prosecution's Request under Articles 64(6)(b) and 93 of the Rome Statute to Summon a Witness" (ICC-01/14-01/18-739-Conf-Exp) from confidential *ex parte* to confidential

Dear Trial Chamber V,

Pursuant to the Trial Chamber's "Decision on the Ngaissona Defence Motion for Disclosure" (ICC-01/14-01/18-1694-Conf, p. 9), the Prosecution requests the reclassification of its "Prosecution's Request under Articles 64(6)(b) and 93 of the Rome Statute to Summon a Witness" (ICC-01/14-01/18-739-Conf-Exp) from confidential *ex parte* to confidential.

Kind regards,

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 OTP Case Manager