

MEMORANDUM

TO: Researchers and other followers of rwandadocumentsproject.net

FROM: rdp staff

RE: Unavailability of original Rwanda-genocide source materials

DATE: March 27, 2015

PLEASE ACCEPT OUR APOLOGIES.

SINCE JULY 25, 2014 THE *rwandadocumentsproject.net* SITE HAS NOT BEEN ACCESSIBLE, WITHOUT EXPLANATION.

**PLEASE SEE THE ATTACHED LETTERS AND EMAIL FROM THE REGISTRAR OF THE UNITED NATIONS TRIBUNAL
July 25 and July 31, 2014**

CLAIMING CONFIDENTIALITY FOR DOCUMENTS THAT WERE EXHIBITS IN *PROS. V. BAGOSORA*, 98-41-A IN WHICH THE APPEAL JUDGMENT WAS ENTERED DEC. 11, 2011.

**THE rdp.net SITE WAS VOLUNTARILY TAKEN DOWN
PENDING A RESOLUTION OF THIS MATTER:**

The Spread Sheet of the Exhibits is Posted

- 1. 137 EXHIBITS: 100 ARE DEFENSE EXHIBITS AND 37 PROSECUTION EXHIBITS TO WHICH NO PARTIES HAVE OBJECTED.**
- 2. OF THE 100 DEFENSE EXHIBITS, 13 ARE NTABAKUZE'S OWN DEFENSE EXHIBITS.**
- 3. MANY OF THE EXHIBITS INCLUDE COURT JUDGMENTS AND INFORMATION NOW IN THE PUBLIC RECORD, BUT THE EXHIBITS CITED IN *PROS V. BAGOSORA* WILL NOT BE REPOSTED TO ACCOMMODATE CONCERNS OF THE REGISTRAR AND UN- MICT.**
- 4. AS A U.S. BASED PUBLISHER, THE *rwandadocumentsproject.net* IS ENTITLED TO FIRST AMENDMENT PROTECTIONS.**



25 July 2014
Ref: MICT/A/IOR/2014/411

Dear Professor Erlinder,

Through United Nations Security Council Resolution 1966 (2010), the Mechanism for International Criminal Tribunals ("MICT") continues the material, territorial, temporal and personal jurisdiction of the International Criminal Tribunal for Rwanda ("ICTR"), as well as the rights and obligations of the ICTR.

It has come to my attention that exhibits from the ICTR case, *The Prosecutor v. Bagosora et al.*, are posted on a website which is attributed to you, under the address rwandadocumentsproject.net. Upon initial examination, it appears that certain exhibits which appear on the website were rendered confidential by orders of the ICTR, and may contain protected witness information.

Should you in fact be the author of rwandadocumentsproject.net, I would ask that you peruse the website to ensure that no confidential material has been made available to the public. In the event that any confidential material was made public, I would kindly request that such material be removed and that any other documents you may have published be reviewed, to ensure that no other confidential information has been made publicly accessible.

I am looking forward to your reply.

Yours sincerely,

A handwritten signature in black ink, appearing to read "John Hocking".

John Hocking
Registrar
MICT

To: Professor Peter Erlinder
per email: info@rwandadocumentsproject.net
peter.erlinder@wmitchell.edu



31 July 2014
Ref: MICT/A/IOR/2014/415

Dear Professor Erlinder,

I thank you for your prompt and cooperative response to my letter of 25 July 2014, regarding the material posted on the rwandadocumentsproject.net website. I also thank you for your willingness to work with my office to ensure that no confidential information is publicly accessible on the website. It is most appreciated.

My office is reviewing the materials to determine the extent to which confidentiality concerns may exist. As you suggest, it will be beneficial for representatives from my office to be in contact with you. The focal point in my office will be Samuel Algozin, Legal Officer, who may be reached at algozin@un.org or +1 212 963 2850, extension 5601. Mr. Algozin will contact you next week in order to schedule an initial telephone call.

Again, thank you for your cooperation.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'John Hocking', with a long horizontal flourish extending to the right.

John Hocking
Registrar
MICT

To: Professor Peter Erlinder
per email: info@rwandadocumentsproject.net
proferlinder@gmail.com

Exhibit #	Title	Date admitted
DNS13A	International commission rogatoire transcription of 7 June 2001 (closed session)	02/12/2002
		02/12/2002
DNS13B	International commission rogatoire transcription of 7 June 2001 (closed session)	
DB21A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PRO-JUSTITIA - DEFENCE EXHIBIT DB21A	07/07/2003
DB21B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PRO-JUSTITIA - DEFENCE EXHIBIT DB21B	07/07/2003
DB22	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL DE RECUEIL ET DE TRANSCRIPTION D'AVEUX DE PLAIDOYER DE CULPABILITE - DEFENCE EXHIBIT DB22	07/07/2003
DB23	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL D'ACCEPTATION D'AVEUX ET D'OFFRE DE PLAIDOYER DE CULPABILIT? - DEFENCE EXHIBIT DB23	07/07/2003
DB24	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - JUGEMENT CE LUNDI LE 27 OCTOBRE, LA CHAMBRE SPECIALISEE DU TRIBUNAL DE PREMIERE INSTANCE DE GISENYI - DEFENCE EXHIBIT DB24	07/07/2003
P68A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL D'INFORMATION DU PREvenu DE SON DROIT ET DE SON INTERET A LA PROCEDURE D'AVEU ET DE PLAIDOYER DE CULPABILITE - PROSECUTION EXHIBIT P68A	08/07/2003
P68B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL D'INFORMATION DU PREvenu DE SON DROIT ET DE SON INTERET A LA PROCEDURE D'AVEU ET DE PLAIDOYER DE CULPABILITE - PROSECUTION EXHIBIT P68B	08/07/2003
P69A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL DE RECUEIL ET DE TRANSCRIPTION D'AVEUX ET DE PLAIDOYER DE CULPABILITE - PROSECUTION EXHIBIT P69A	08/07/2003
P69B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL DE RECUEIL ET DE TRANSCRIPTION D'AVEUX ET DE PLAIDOYER DE CULPABILITE - PROSECUTION EXHIBIT P69B	08/07/2003
P70	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL D'ACCEPTATION D'AVEUX ET D'OFFRE DE PLAIDOYER DE CULPABILITE - PROSECUTION EXHIBIT P70A	08/07/2003
P70A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL D'ACCEPTATION D'AVEUX ET D'OFFRE DE PLAIDOYER DE CULPABILITE - PROSECUTION EXHIBIT P70B	08/07/2003
P71B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - AVEU DE PLAIDOYER ET DE CULPABILITE - PROSECUTION EXHIBIT P71B	08/07/2003
P74A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - JUDGMENT DATED 26 OCTOBER IN THE CASE OF THE PROSECUTOR V. A. RWASIBO AND OTHERS - PROSECUTION EXHIBIT P74A	08/07/2003
P74B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - JUDGMENT DATED 26 OCTOBER IN THE CASE OF THE PROSECUTOR V. A. RWASIBO AND OTHERS - PROSECUTION EXHIBIT P74B	08/07/2003
P81A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL D'AVEU, DE PLAIDOYER DE CULPABILITE ET DE DEMANDE DE PARDON - PROSECUTION EXHIBIT P81A	14/07/2003

P81B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL D'AVEU, DE PLAIDOYER DE CULPABILITE ET DE DEMANDE DE PARDON - PROSECUTION EXHIBIT P81B	14/07/2003
P89	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - COPY OF KANGURA NO. 9 OF JANUARY 1991 - PROSECUTION EXHIBIT P89	02/09/2003
DNT5	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - MILITARY RANK OF WITNESS DBQ - DEFENCE EXHIBIT DNT5	26/09/2003
DNT6A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LIST OF NAMES - DEFENCE EXHIBIT DNT6A	26/09/2003
DB38A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NYANZA MASSACRE SITE - ACTION 88 - DEFENCE EXHIBIT DB38A	01/10/2003
DB38B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NYANZA MASSACRE SITE - ACTION 88 - DEFENCE EXHIBIT DB38B	01/10/2003
DB39	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NAMES OF SOLDIERS WHO JOINED RPF - DEFENCE EXHIBIT DB39	03/10/2003
P153	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - MATRICULATION NUMBER OF WITNESS XAP - PROSECUTION EXHIBIT P153	11/12/2003
P223	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - COMITE NATIONAL PROVISoire DES INTERAHAMWE - PROSECUTION EXHIBIT P223	06/01/2004
DTS34 (correct exhibit number is DNS34)	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - SPELLING LIST - DEFENCE EXHIBIT DNS34	27/01/2004
P226	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - DECISION ISSUED BY THE PROSECUTOR - PROSECUTION EXHIBIT P226	06/02/2004
DB80A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - STATEMENT OF MARCHAL LUC OF 11 NOVEMBER 1997 - DEFENCE EXHIBIT DB80	13/02/2004
DB80B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - STATEMENT OF MARCHAL LUC OF 11 NOVEMBER 1997 - DEFENCE EXHIBIT DB80	13/02/2004
DK27	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LIST OF TWO NAMES - DEFENCE EXHIBIT DK27	17/02/2004
DB85	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - RANK OF WITNESS GS - DEFENCE EXHIBIT DB85	18/02/2004
DK51	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - TRANSCRIPT OF PROCEEDINGS IN THE CASE OF THE PROSECUTOR VS. NTAGERURA ET AL - DEFENCE EXHIBIT DK51	06/03/2004
DB94	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NAME OF THE OWNER OF THE HOUSE WHERE A PARTY WAS HELD - DEFENCE EXHIBIT DB94	15/04/2004

DK39A	[MILITARY I] - BAGOSORA ET AL - THREE NAMES GIVEN TO THE WITNESS XXH BY DEFENCE FOR IDENTIFICATION - DEFENCE EXHIBIT DK39A	04/05/2004
P265	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NAMES OF OTHER PEOPLE WHO WERE KILLED - PROSECUTION EXHIBIT P265	14/06/2004
P267	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NAMES OF PEOPLE KILLED IN ZONE Y - PROSECUTION EXHIBIT P267	14/06/2004
P270	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NAME OF A BAR WHERE MRND MEMBERS USED TO MEET IN ZONE Y - PROSECUTION EXHIBIT P270	14/06/2004
P282A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - ORDRE DE MISSION - PROSECUTION EXHIBIT P282A	23/06/2004
P282B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LAISSE PASSE - PROSECUTION EXHIBIT P282B	23/06/2004
P282C	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - TEULLE DE ROUTE - PROSECUTION EXHIBIT P282C	23/06/2004
DNS51	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LIST OF DRIVERS WHO WENT ON MISSION TO GOMA - DEFENCE EXHIBIT DNS51	28/06/2004
DNT65	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 10/9/1997 ADDRESSED TO RWANDAN PROSECUTOR - DEFENCE EXHIBIT DNT65	30/06/2004
DNT66	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 8/9/1998 - DEFENCE EXHIBIT DNT66	30/06/2004
DNT70A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - JUDGMENT HANDED DOWN IN PUBLIC HEARING ON 8/12/2000 AGAINST WITNESS DCH AND OTHERS - DEFENCE EXHIBIT DNT70A	30/06/2004
DNT70B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - JUDGMENT HANDED DOWN IN PUBLIC HEARING ON 8/12/2000 AGAINST WITNESS DCH AND OTHERS - DEFENCE EXHIBIT DNT70B	30/06/2004
DNT70C	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - JUDGMENT HANDED DOWN IN PUBLIC HEARING ON 8/12/2000 AGAINST WITNESS DCH AND OTHERS - DEFENCE EXHIBIT DNT70C	30/06/2004
DB119A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - ANNEX: HANDWRITTEN DOCUMENT DATED 2 APRIL 1997 - DEFENCE EXHIBIT DB119A	12/07/2004
DB119B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - ENGLISH TRANSLATION OF THE HANDWRITTEN DOCUMENT DATED 2 APRIL 1997 - DEFENCE EXHIBIT DB119B	12/07/2004
DB120	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - HANDWRITTEN DOCUMENT CONCERNING THE ESTABLISHMENT OF RTLM - DEFENCE EXHIBIT DB120	12/07/2004
DNS55	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - DECLARATION DE UKIRA RENCONTRE AU KENYA - DEFENCE EXHIBIT DNS 55	08/09/2004
DB146	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - ADDITIONAL INTELLIGENCE REPORT TO RECORDED STATEMENT OF 03/01/1995 - DEFENCE EXHIBIT DB146	13/10/2004

DB150	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - COMMISSION D'ENQUETE PARLEMENTAIRE CONCERNANT LES EVENEMENTS DU RWANDA - DEFENCE EXHIBIT DB150	13/04/2005
DB152A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 3/2/1993: OBJET: TRANSMISSION COMPTE RENDU DE LA REUNION - DEFENCE EXHIBIT DB152	13/04/2005
DB152B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 3/2/1993: OBJET: TRANSMISSION COMPTE RENDU DE LA REUNION - DEFENCE EXHIBIT DB152	13/04/2005
DB153A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 3/4/1993 OBJET: TRANSMISSION RAPPORT DE LA COMMISSION - DEFENCE EXHIBIT DB153	13/04/2005
DB153B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 3/4/1993 OBJET: TRANSMISSION RAPPORT DE LA COMMISSION - DEFENCE EXHIBIT DB153	13/04/2005
DK82B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL OF RWANDAN MINISTRY OF JUSTICE DATED OCTOBER 30, 2000,TYPED - DEFENCE EXHIBIT DK82B	13/10/2004
DK82C	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL OF RWANDAN MINISTRY OF JUSTICE DATED OCTOBER 30, 2000,TYPED - DEFENCE EXHIBIT DK82C	13/10/2004
DK84A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - TRANSCRIPTION OF THE PROCES VERBAL OF RWANDAN MINISTRY OF JUSTICE - PARQUET GENERAL, OCTOBER 30/31 - DEFENCE EXHIBIT DK84A	13/10/2004
DK84B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - TRANSCRIPTION OF THE PROCES VERBAL OF RWANDAN MINISTRY OF JUSTICE - PARQUET GENERAL, OCTOBER 30/31 - DEFENCE EXHIBIT DK84B	13/10/2004
DK85A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - JUDGMENT RENDERED BY THE MILITARY COURT IN RWANDA AGAINST WITNESS XXQ - DEFENCE EXHIBIT DK85A	13/10/2004
DK85B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - JUDGMENT RENDERED BY THE MILITARY COURT IN RWANDA AGAINST WITNESS XXQ - DEFENCE EXHIBIT DK85B	13/10/2004
DNS62	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 1 OCT 1992, OBJET: RAPPORT HEBDOMADAIRE SUR LA SECURITE EXTERIEURE DU PAYS - DEFENCE EXHIBIT DNS62	13/04/2005
DNS63	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER : OBJET: RAPPORT HEBDOMADAIRE SUR LA SECURITE EXTERIEURE DU PAYS - DEFENCE EXHIBIT DNS63	13/04/2005
DNS64	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER: OBJET - RECRUTEMENTS DE JEUNES RWANDAIS POUR LE COMPTE DU FPR - DEFENCE EXHIBIT DNS64	13/04/2005
DNS65	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 15/4/1993: OBJET: ENQUETE SUR L'EXISTENCE DES ESCADRONS DE LA MORT AU RWANDA - DEFENCE EXHIBIT DNS65	13/04/2005
DNS67A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PRO JUSTITIA L'AN MIL NEUF CENT NONANTE-SEPT LE VINGT-NEUF DU MOIS D'OCTOBRE A 09.30 HEURES DU NDINDILYIMANA AUGUSTIN - DEFENCE EXHIBIT DNS67A	13/04/2005
DNS67B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 8 MAY 1997 WRITTEN BY MR. JAMES K. GASANA - DEFENCE WITNESS DNS67B	13/04/2005
DNT86	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - SPELLING LIST OF NAMES USED DURING THE TESTIMONY OF WITNESS DH85 - DEFENCE EXHIBIT DNT86	21/04/2005

DB155	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - DIPLOME - DEFENCE EXHIBIT DB155	26/04/2005
P334	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - DIARY OF WITNESS DH91 WRITTEN AT NYAMIRAMBO FROM DAY TO DAY STARTING WITH APRIL 7, 1994 - PROSECUTION EXHIBIT P334	29/04/2005
DNT93	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - ENGLISH TRANSLATION OF THE DIARY OF WITNESS DH91 (EXH. P334) - DEFENCE EXHIBIT DNT93	02/05/2005
P340	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTRE OUVERTE ADRESSEE A SA SAINTETE LE PAPE JEAN-PAUL II - PROSECUTION EXHIBIT P340	04/05/2005
DB167	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PERMIS DE CONDUIRE - DEFENCE EXHIBIT DB167	18/05/2005
DB168	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - CARTE PROFESSIONNELLE DE TRANSPORTEUR ROUTIER DEFENCE EXHIBIT DB168	18/05/2005
DB169	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PATENTE TRANSPORTEUR PAR TERRE - DEFENCE EXHIBIT DB169	18/05/2005
DNT137	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PROCES VERBAL DE SAISIE - DEFENCE EXHIBIT DNT137	28/06/2005
P350B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - INFORMAL ENGLISH TRANSLATION OF THE LETTER FROM WITNESS DATED 24 MARCH 1998 - PROSECUTION EXHIBIT P350B	29/06/2005
P351A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - AUDIO CLIP: PORTION OF KT001339 - PROSECUTION EXHIBIT P351A	29/06/2005
P351B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - KINYARWANDA TRANSCRIPTION: K0164280-4298 - PROSECUTION EXHIBIT P351B	29/06/2005
P351C	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - FRENCH TRANSLATION OF THE TRANSCRIPTION: K038987-8998 - PROSECUTION EXHIBIT P351C	29/06/2005
P351D	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - ENGLISH TRANSLATION OF THE KINYARWANDA TRANSCRIPTION: K0341823-1840 - PROSECUTION EXHIBIT P351D	29/06/2005
DNT146	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NAMES OF SOLDIERS OF THE CRAP PLATOON - DEFENCE EXHIBIT DNT146	19/07/2005
DNT150	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - SPELLING LIST USED BY WITNESS DK11 - DNT150	19/07/2005
P354	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NAMES OF KABILIGI'S ESCORTS AND DRIVERS - PROSECUTION EXHIBIT P354	20/07/2005
DNS102	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - INVENTAIRE DES PIECES DE LA PROCEDURE - DOSSIER NO: 57/95 ** 57 K - DEFENCE EXHIBIT DNS102	13/10/2005
DNS107A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - KINYARWANDA JUDGEMENT DELIVERED BY THE GISENYI COURT OF FIRST INSTANCE - DEFENCE EXHIBIT DNS107A	14/10/2005

DNS107B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - THE ENGLISH TRANSLATION OF THE KINYARWANDA JUDGEMENT DELIVERED BY THE GISENYI COURT OF FIRST INSTANCE - DEFENCE EXHIBIT DNS107B	14/10/2005
P366	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER FROM CELESTIN KAYITSINGA TO THE RTLM STEERING COMMITTEE DATED 1 SEPTMBER 1993 WITH ATTACHMENTS - PROSECUTION EXHIBIT P366	18/10/2005
DNS110	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LIST OF NAMES - DEFENCE EXHIBIT DNS110	18/10/2005
DNS114A1	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - TELEGRAPHIC MESSAGE FROM MINADEF CAMP COMMANDERS ON MOBILISATION OF RETIRED ARMY OFFICERS - DEFENCE EXHIBIT DNS114A1	19/10/2005
DNS114A2	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - TELEGRAPHIC MESSAGE FROM MINADEF CAMP COMMANDERS ON MOBILISATION OF RETIRED ARMY OFFICERS - DEFENCE EXHIBIT DNS114A2	19/10/2005
DNS114B1	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - TELEGRAPHIC MESSAGE FROM MINADEF TO OPS GISENYI - DEFENCE EXHIBIT DNS114B1	19/10/2005
DNS114B2	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - TELEGRAPHIC MESSAGE FROM MINADEF TO OPS GISENYI - DEFENCE EXHIBIT DNS114B2	19/10/2005
DB196	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - FAX MASSAGE ON CIVIL DEFENCE - DEFENCE EXHIBIT DB196	21/10/2005
DB80A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - STATEMENT OF MARCHAL LUC OF 11 NOVEMBER 1997 - DEFENCE EXHIBIT DB80	02/11/2005
DB80B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - STATEMENT OF MARCHAL LUC OF 11 NOVEMBER 1997 - DEFENCE EXHIBIT DB80	02/11/2005
DNS126	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - SKETCH OF GISENYI - DEFENCE EXHIBIT DNS126	29/11/2005
DNS128	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - SKETCH OF GISENYI - DEFENCE EXHIBIT DNS128	29/11/2005
DNS130	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - HUMAN RIGHTS OVERLOOKED IN MASS REPATRIATION DEFENCE EXHIBIT DNS130	05/12/2005
DB152A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 3/2/1993: OBJET: TRANSMISSION COMPTE-RENDU DE LA REUNION - DEFENCE EXHIBIT DB152	16/01/2006
DB152B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 3/2/1993: OBJET: TRANSMISSION COMPTE-RENDU DE LA REUNION - DEFENCE EXHIBIT DB152	16/01/2006
DB153	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 3/4/1993 OBJET: TRANSMISSION RAPPORT DE LA COMMISSION - DEFENCE EXHIBIT DB153	16/01/2006
DB305	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - MEMBRES DU CONSEIL D'ADMINISTRATION DE LA BNR EN 1999 - DEFENCE EXHIBIT DB305	13/02/2006

DB306	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LISTE DES DIRECTEURS DE LA BANQUE NATIONALE DU RWANDA JUSQU'AU 14 JULLIET 1994 - DEFENCE EXHIBIT DB306	13/02/2006
DNT201	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - MAP OF KIGALI TOWN - DEFENCE EXHIBIT DNT201	14/02/2006
DB310	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - SKETCH OF AMAHORO STADIUM, CND AND WITNESS T04 RESIDENCE - DEFENCE EXHIBIT DB310	27/02/2006
DB312	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - SCHEMA BATIMENT A L'ETAGE AU DESSUS DE LA CHAMBRE T04 AVANT REFUGE - DEFENCE EXHIBIT DB312	27/02/2006
DB314	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - CURRICULUM VITAE DE TEMOIN Z05 - DEFENCE EXHIBIT DB314	28/02/2006
DB315	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - AEROPORT KANOMBE AU 06-04-94 A 20H00 - DEFENCE EXHIBIT DB315	28/02/2006
DNT214	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PERSONAL DETAILS OF JOSHUA RUZIBIZA (DW76) - DEFENCE EXHIBIT DNT214	09/03/2006
DNS163	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - RENSEIGNEMENTS RELATIFS A L'IDENTITE DE LA PERSONNE - DEFENCE EXHIBIT DNS163	22/03/2006
DNS164	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - FEUILLE D'AUDITION ET SYNTHESE - DEFENCE EXHIBIT DNS164	22/03/2006
DNS165	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - FEUILLE D'AUDITION ET SYNTHESE - DEFENCE EXHIBIT DNS165	22/03/2006
DNS166	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - FEUILLE D'AUDITION ET SYNTHESE - DEFENCE EXHIBIT DNS166	22/03/2006
DNS167	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LETTER DATED 8 MAY 2001 - DEFENCE EXHIBIT DNS167	22/03/2006
P386	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NAMES OF DRIVERS AND ESCORTS ASSIGNED TO GRATIEN KABILIGI - PROSECUTION EXHIBIT P386	30/03/2006
DNS172	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - DISCHARGE ATTESTATION - DEFENCE EXHIBIT DNS172	05/04/2006
DNS174	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - SEVEN PHOTOGRAPHS - DEFENCE EXHIBIT DNS174	06/04/2006
P390	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - FACTURE NO. 18/A/94 - K0066086 - PROSECUTION EXHIBIT P390	05/06/2006
P391	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - FACTURE- K0066085 - PROSECUTION EXHIBIT P391	05/06/2006
P398B	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PRO JUSTITIA - PROSECUTION EXHIBIT P398B	19/06/2006

P398C	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - PRO JUSTITIA - PROSECUTION EXHIBIT P398C	19/06/2006
DB348	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - NAME OF THE COLLEGE MATE OF JEAN KAMBANDA - DEFENCE EXHIBIT DB348	12/07/2006
P406	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - TRANSCRIPTS OF 8 OCTOBER 2002 IN NTAGERURA ET AL CASE PAGES 50 IN ENGLISH AND 81 IN FRENCH - PROSECUTION EXHIBIT P406	06/09/2006
P407	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - TRANSCRIPTS OF 8 OCTOBER 2002 IN NTAGERURA ET AL CASE PAGES 60 AND 61 IN ENGLISH AND 100 TO 102 IN FRENCH - PROSECUTION EXHIBIT P407	06/09/2006
P408	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LIST OF GENOCIDE SUSPECTS - PROSECUTION EXHIBIT P408	06/09/2006
DK99	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - FAUX PASSEPORT DE LA REPUBLIQUE RWANDAISE, NO. 0061127/93, DELIVRE A CYANGUGU LE 17 DECEMBRE 1993 AU NOM DE MICHEL KABAMBA, AVEC UNE PHOTO DE GRATIEN KABILIGI - DEFENCE EXHIBIT DK99	26/09/2006
P416	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - COMMISSION ROGATOIRE AU RWANDA DU PREMIER AU TREIZE MAI 1995 - PROSECUTION EXHIBIT P416	26/09/2006
DB353	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - SKETCH OF CAMP KANOMBE - DEFENCE EXHIBIT DB353	10/10/2006
P427	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - SKETCH OF MUTURA COMMUNE OFFICES - PROSECUTION EXHIBIT P427	13/10/2006
DNS228	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - REQUESTS FOR URGENT SPECIALISED MEDICAL TREATMENT FOR THE ACCUSED ANATOLE NSENGIYUMVA - DEFENCE EXHIBIT DNS228	08/11/2006
DNS229A	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - REQUEST FOR THE DETAINEE ANATOLE NSENGIYUMVA DEFENCE EXHIBIT DNS229A	08/11/2006
DK135	[MILITARY I] - BAGOSORA - KABILIGI - NTABAKUZE - NSENGIYUMVA - LA DECLARATION DU TEMOIN XX-9 PRISE CONFORMEMENT A L'ARTICLE 92 BIS - DEFENCE EXHIBIT DK135	19/01/2007

to me

Dear Professor Erlinder,

Thank you for your message. I appreciate your continued willingness to work with the Registry.

With respect to the documents pertaining to the *Bagosora et al.* case record, I confirm that the 137 exhibits which I brought to your attention on 5 August are confidential and are not to be republished. I note that they are no longer publicly accessible since you voluntarily took down the website. Should you have specific questions regarding the individual documents, please let me know.

With respect to the approximately 3,000 documents from various sources, which did not appear to originate from the ICTR/MICT judicial records and which were contained in the "United Nations" section of the website, the Registry conducted a preliminary review of 57% of these documents, prior to the site being taken down. Based on this assessment, the Registry is concerned about:

- 1) potential implications on witness protection, as 25% of the documents contain names of individuals who were not immediately recognizable as public figures and may be protected witnesses;
- 2) the potentially confidential nature of some of these documents, most of which originate from the United Nations. I note that 10% of these are marked as confidential or restricted and 2% are labelled as drafts.

As the website has been taken down, we have not been in a position to continue with our review of the documents and necessary further analysis. Thus, at this stage, it is difficult for us to pinpoint which specific documents may be problematic among the 57% which we have already reviewed, or give you information regarding the remaining documents which were posted in the "United Nations" section of the website. A full Registry review of the 3,000 documents would be necessary to assist us in identifying any additional individual who may have been affected by the disclosure of sensitive information and offering you guidance for the re-publication of these materials.

Considering the concerns which we have preliminarily identified, we advise against re-publishing the website at this stage, as this would result in sensitive information being again publicly available.

However, in order for us to complete our full review of the documents, we would propose that you either: 1) bring the website back online with access to limited MICT staff through username and password; or 2) create an image copy of the website from the server and put it on a hard drive disk which would be sent to MICT. I could assign one of my colleagues in the Registry to guide you through this process, should you need any assistance.

Regarding the remaining "non-UN categories" of documents which appeared on the website, before agreeing in principle to the republication of these documents, the Registry would have to conduct a preliminary review, to confirm that there are no potential witness protection issues or other concerns with regard to confidentiality.

Again, I thank you for your continued cooperation. As scheduled, I will call you next Tuesday and will be happy to answer any questions or concerns as they arise.

Best Regards,

Samuel Algozin