

**UNITED
NATIONS**



International Residual Mechanism
for Criminal Tribunals

Case No.: MICT-18-116-PT

Date: 12 December 2019

Original: English

BEFORE A SINGLE JUDGE

Before: Judge Vagn Joensen

Registrar: Mr. Olufemi Elias

Order of: 12 December 2019

PROSECUTOR

v.

**MAXIMILIEN TURINABO
ANSELME NZABONIMPA
JEAN DE DIEU NDAGIJIMANA
MARIE ROSE FATUMA
DICK PRUDENCE MUNYESHULI
AUGUSTIN NGIRABATWARE**

PUBLIC

ORDER SCHEDULING A STATUS CONFERENCE

Office of the Prosecutor:

Mr. Serge Brammertz
Mr. Rashid S. Rashid

Counsel for the Defence:

Mr. Maximilien Turinabo
Mr. Stéphane Bourgon
Mr. Anselme Nzabonimpa
Mr. Geoffrey Roberts
Mr. Jean de Dieu Ndagijimana
Mr. Philippe Larochelle
Ms. Marie Rose Fatuma
Mr. Gatera Gashabana
Mr. Dick Prudence Munyeshuli
Mr. Kurt Kerns
Mr. Augustin Ngirabatware
Mr. David Hooper

I, VAGN JOENSEN, Judge of the International Residual Mechanism for Criminal Tribunals (“Mechanism”) and the Single Judge in this case;¹

RECALLING that, on 24 August 2018, Judge Seon Ki Park confirmed an indictment against Maximilien Turinabo, Anselme Nzabonimpa, Jean de Dieu Ndagijimana, Marie Rose Fatuma, and Dick Prudence Munyeshuli charging them with contempt related crimes,² and that on 13 September 2018 each pleaded not guilty to the count or counts charged against him or her during the initial appearances;³

RECALLING the status conferences held in relation to the *Turinabo et al.* contempt case on 13 December 2018, 14 March 2019, 4 June 2019, and 2 October 2019;

RECALLING that, on 10 October 2019, in my capacity as Duty Judge for the Arusha Branch, I confirmed an indictment against Augustin Ngirabatware, which was filed under Case No. MICT-19-121 and charges him with contempt related crimes;⁴

RECALLING that I was assigned as the Single Judge in Ngirabatware’s contempt proceedings on 11 October 2019 and that, on 17 October 2019, Ngirabatware pleaded not guilty to all charges during his initial appearance;⁵

RECALLING FURTHER that, on 10 December 2019, I ordered that Ngirabatware’s contempt proceedings be joined with the *Turinabo et al.* contempt case and instructed the Registrar and the parties that all filings in this proceeding shall be made under Case No. MICT-18-116;⁶

CONSIDERING that, pursuant to Rule 69(A) of the Rules of Procedure and Evidence (“Rules”), a status conference shall be convened within 120 days of the initial appearance of the accused, and thereafter within 120 days of the last status conference, to organize exchanges between the parties,

¹ Order Assigning a Single Judge, 11 September 2018, p. 1. See also *Prosecutor v. Maximilien Turinabo et al.* and *Prosecutor v. Augustin Ngirabatware*, Case Nos. MICT-18-116-PT and MICT-19-121-PT, Decision on Prosecution Motion for Joinder of the *Ngirabatware* and *Turinabo et al.* Contempt Cases, 10 December 2019 (“Decision of 10 December 2019”).

² Order on Confirmation of Indictment, 24 August 2018 (strictly confidential and *ex parte*; made public on 18 September 2018), pp. 1, 2; Indictment, 5 June 2018 (strictly confidential; public redacted version filed on 5 September 2018). The Prosecution filed the operative indictment in the *Turinabo et al.* contempt case on 21 October 2019. See Prosecution Notice of Filing Third Amended Indictment, 21 October 2019.

³ Transcript (“T.”) 13 September 2018 pp. 24-27.

⁴ *Prosecutor v. Augustin Ngirabatware*, Case No. MICT-19-121, Decision on Confirmation of Indictment, 10 October 2019, pp. 1, 2. See also *Prosecutor v. Augustin Ngirabatware*, Case No. MICT-19-121-I, Notice of Filing Indictment, 10 October 2019.

⁵ *Prosecutor v. Augustin Ngirabatware*, Case No. MICT-19-121-I, Order Assigning a Single Judge, 11 October 2019, p. 1; *Prosecutor v. Augustin Ngirabatware*, Case No. MICT-19-121-PT, T. 17 October 2019 p. 20.

⁶ Decision of 10 December 2019, pp. 14, 15.

review the status of the case, and to allow the accused the opportunity to raise issues in relation thereto, including their mental and physical condition;

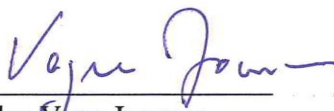
OBSERVING that a status conference on 30 January 2020 would fall within 120 days of the last status conference held in the *Turinabo et al.* contempt case and Ngirabatware's initial appearance;

PURSUANT to Rule 69(A) of the Rules;

HEREBY SCHEDULE a status conference on Thursday, 30 January 2020 at 2.00 p.m. in the Courtroom of the Arusha Branch of the Mechanism.

Done in English and French, the English version being authoritative.

Done this 12th day of December 2019,
At Arusha,
Tanzania



Judge Vagn Joensen
Single Judge

[Seal of the Mechanism]