



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

WEDNESDAY, 5 NOVEMBER 2008
9.30 A.M.
TRIAL

TRIAL CHAMBER II

Before the Judges:

Justice Teresa Doherty, Presiding
Justice Richard Lussick
Justice Julia Sebutinde
Justice Al Hadji Malick Sow, Alternate

For Chambers:

Mr Simon Meisenberg
Ms Carolyn Buff

For the Registry:

Ms Rachel Irura
Mr Momodu Tarawalie

For the Prosecution:

Mr Nicholas Koumjian
Mr Alain Werner
Ms Ruth Mary Hackler
Ms Maja Dimitrova

For the accused Charles Ghankay
Taylor:

Mr Morris Anyah
Mr Terry Munyard

1 Wednesday, 5 November 2008

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.30 a.m.]

09:29:23 5 PRESIDING JUDGE: Good morning. I will take appearances
6 before I take up the issue about the open session. Mr Koumjian?

7 MR KOUMJIAN: Good morning, your Honours. For the
8 Prosecution this morning Alain Werner, Ruth Mary Hackler, Maja
9 Dimitrova and myself Nicholas Koumjian.

09:29:58 10 MR ANYAH: Good morning, Madam President. Good morning,
11 your Honours. Good morning, counsel opposite. Appearing for the
12 Defence this morning is myself Morris Anyah.

13 PRESIDING JUDGE: Thank you, Mr Anyah. Now, Mr Koumjian, I
14 note the witness is in the box and there is a screen.

09:30:18 15 MR KOUMJIAN: Yes, your Honour. The Prosecution calls as
16 the next witness TF1-579. This is a witness that has been
17 granted protective measures in a decision of your Honours dated
18 22 May 2008. These include screening, image distortion and voice
19 distortion. My understanding from the Court Officer is that the
09:30:45 20 video booth is prepared to implement those measures. I would
21 have, in order to protect the identity of the witness, a brief
22 private session at the beginning. I anticipate one other private
23 session being necessary, but that will be quite a bit later in
24 the testimony.

09:31:13 25 PRESIDING JUDGE: 22 May 2008. Just allow me to look at
26 that, please.

27 MR KOUMJIAN: We do have copies, if that would be of
28 assistance.

29 PRESIDING JUDGE: That would be most helpful, Mr Koumjian,

1 as I cannot find it in my pile.

2 MR KOUMJIAN: Ms Dimitrova has prepared this.

3 PRESIDING JUDGE: Thank you for that, Mr Koumjian. I note
4 the decision. It's quite clear to my mind. What language will
09:33:10 5 the witness speak?

6 MR KOUMJIAN: Your Honours, the witness will be speaking in
7 Liberian English.

8 PRESIDING JUDGE: Thank you. Have we the Liberian English
9 interpreters in position, please, Mr Interpreter?

09:33:24 10 THE INTERPRETER: Yes, your Honour.

11 PRESIDING JUDGE: Very good. Please proceed, Madam Court
12 Officer, to swear in the witness.

13 WITNESS: TF1-579 [Sworn]

14 PRESIDING JUDGE: Yes, Mr Anyah?

09:34:05 15 MR ANYAH: I merely rise to state on the record we do not
16 have any objection to the application for a private session at
17 the beginning of the witness's evidence.

18 PRESIDING JUDGE: Thank you. That's most helpful,
19 Mr Anyah. We haven't had one application yet, but we note that
09:34:21 20 when it is made you will not object.

21 MR KOUMJIAN: I would like a private session to take the
22 witness's name and basic identifying information and certain
23 unique positions he held.

24 PRESIDING JUDGE: The Trial Chamber grants that
09:34:45 25 application. If that could be please implemented.

26 For purposes of record and the rules we note that the Court
27 will go into a brief private session to adduce certain evidence.
28 This is to protect the security of the witness and it should be
29 fairly short according to the indications we have had.

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[At this point in the proceedings, a portion of the transcript, pages 19779 to 19784, was extracted and sealed under separate cover, as the proceeding was heard in private session.]

1 [Open session]

2 MS IRURA: Your Honour, we are in open session.

3 PRESIDING JUDGE: Mr Koumjian, please proceed.

4 MR KOUMJIAN:

09:46:20 5 Q. Mr Witness, we are now in open session and so please do not
6 state your name or any information that would reveal your
7 identity. If you do, as I've told you, there is a mechanism for
8 us to delete it from the record, but try not to mention your
9 name. Do you understand?

09:46:39 10 A. Yes.

11 Q. Sir, can you tell the judges whether you went to school?

12 A. Yes, I went to school.

13 Q. Up to what level were you educated?

14 A. I stopped at the 10th grade.

09:47:03 15 Q. What languages do you speak, sir?

16 A. I speak English and Gio.

17 Q. Sir, did --

18 PRESIDING JUDGE: Mr Koumjian, the witness is giving
19 evidence in Liberian English. May I take it that he also speaks
09:47:27 20 that language?

21 MR KOUMJIAN:

22 Q. Sir, do you speak the Liberian form of English?

23 A. Yes, I speak Liberian English.

24 Q. Sir, what country were you born in?

09:47:46 25 A. I was born in Monrovia, Liberia.

26 Q. Can you tell us the first time you left Liberia?

27 A. I was in Liberia all through up to 1990, when I crossed
28 over to Ivory Coast.

29 Q. What happened when you went to the - well, first of all why

1 did you go to the Ivory Coast?

2 A. When the war was coming in, that is the NPFL, since '89 up
3 to '90 I crossed over to Ivory Coast and whilst I was in Ivory
4 Coast I saw some members of the Special Forces of the NPFL. They
09:48:47 5 used to visit the area where we stayed and they were encouraging
6 people to go to the base because the Krahn ethnic group were
7 killing the Gio and the Mano, so that was how I was encouraged to
8 leave Ivory Coast to go to the base at Gborplay.

9 Q. Can you tell us approximately when it was that you went to
09:49:09 10 the base at Gborplay?

11 A. 1990.

12 Q. Do you recall approximately what month it was? If you
13 don't, just tell us.

14 A. No, I do not recall the month.

09:49:47 15 Q. Just so the record is clear, what country is Gborplay in?

16 A. In Nimba County.

17 Q. I asked you the country.

18 A. Liberia.

19 Q. What happened when you got to the Gborplay base?

09:50:07 20 A. When I got to the base I saw a checkpoint where there were
21 people, who included the SBUs, the soldiers and some Special
22 Forces, and we were asked to form a single straight line. At
23 that point they will ask you for your name and they ask you the
24 purpose of which you are there and you will explain that you are
09:50:39 25 there for training. Then they will allow you to pass through and
26 go to the area where they had the recruits, so I was able to pass
27 through and I went and joined the recruits and we started taking
28 the training.

29 Q. Can you please tell us approximately how long this training

1 I lasted?

2 A. Yes, the training lasted for three months. After the
3 training one of my commandants, who was Benjamin Yeaten, on the
4 training base, that is after the three months training, we were
09:51:28 5 taken to Tapeta.

6 Q. Before we leave the training, can you tell us what kinds of
7 people were training with you - were undergoing training with
8 you?

9 A. Yes, on the training base there were some Gambians, some
09:51:49 10 Burkinabes and some Ivorians, so it was a mixed group of people
11 taking the training. Those Gambians were Special Forces at the
12 time and the Ivorians were just new recruits like myself. We all
13 just went through the new training.

14 Q. Mr Witness, you have used the word "Special Forces". Can
09:52:20 15 you tell us what you mean when you say Special Forces?

16 A. Yes, the Special Forces were those who came with Mr Taylor
17 who were trained in Libya. They were highly respected on the
18 base and so we called them that name that they were using, the
19 Special Forces, and they had a white T-shirt with a pepper bird
09:52:44 20 printed right at the centre of the T-shirt.

21 Q. What were the ages of the other people that trained with
22 you; the age range?

23 A. In the case of the SBUs, some of them were ranging around
24 ten, 12, up to 16.

09:53:07 25 Q. Can you define this word "SBU"? What does that mean?

26 A. Yes, Small Boys Unit.

27 Q. Thank you. Now, you mentioned your trainer. You mentioned
28 Benjamin Yeaten. Can you tell us who was Benjamin Yeaten?

29 A. Benjamin Yeaten at that time was one of the Special Forces

1 and he was the senior chief security to Mr Taylor at the base.

2 Q. Do you know approximately how old he was?

3 A. Benjamin Yeaten, when I took assignment with him he told me
4 that he was born in 1969.

09:54:05 5 Q. Can you describe him physically, please?

6 A. Yes. He's a short gentleman, almost having the same height
7 like me, and he had beards at that time.

8 PRESIDING JUDGE: The witness indicated by a hand movement
9 a height. Are counsel able to estimate that height? Certainly
09:54:39 10 since the witness was sitting and it was about head height then
11 it --

12 MR KOUMJIAN: I think the witness indicated approximately
13 his own height and I think I would rather leave the record like
14 that. He said a relatively short man, I believe.

09:54:55 15 THE WITNESS: Yes, Benjamin Yeaten is a relatively short
16 man.

17 MR KOUMJIAN:

18 Q. Sir, was Benjamin Yeaten educated to your knowledge?

19 A. Benjamin Yeaten was not an educated man and that includes
09:55:18 20 even writing his own name.

21 Q. Could he read, to your knowledge?

22 A. Benjamin Yeaten couldn't read at all.

23 Q. Now, you indicated after finishing training you went
24 somewhere. Can you tell us where you were assigned after your
09:55:42 25 training?

26 A. Yes. I said, after my training we were taken to Tapeta.
27 They put us in a truck and they took us to Tapeta in Nimba County
28 where we met a battalion commander who was in charge of that area
29 and he was called Tata Melay. He was a member of the Special

1 Forces.

2 MR KOUMJIAN: Your Honours, we will try to get a spelling
3 later:

4 Q. What happened then, sir?

09:56:25 5 A. When we were there, whilst we on the base, that is at
6 Tapeta, we were waiting to go to the front line and after a few
7 weeks I saw Oliver Varney. He came and put us in a formation and
8 whilst we were in formation, they were briefing us, Oliver Varney
9 appeared he was introduced to us by Tata Melay, the battalion
09:56:54 10 commander, that this man is a Special Forces member and he is
11 Oliver Varney and he is going to be assigned under this
12 commandship as adjutant in the battalion so he is going to be
13 serving as the adjutant within the Tapeta region.

14 JUDGE SEBUTINDE: Mr Witness, can we ask you to slow down
09:57:11 15 because everything you say is being interpreted and written down,
16 but the recorders are having trouble keeping up with you, so
17 please give your testimony, giving pauses here and there.

18 THE WITNESS: Okay.

19 JUDGE SEBUTINDE: Thank you.

09:57:29 20 MR KOUMJIAN:

21 Q. Mr Witness, I am a bit confused. Can you explain who was
22 to serve as an adjutant to who?

23 A. I said, whilst in Tapeta, I saw Oliver L Varney Junior. He
24 came to Tapeta and he introduced to the battalion that he is
09:57:54 25 going to serve as the adjutant assigned to that battalion. So
26 Oliver took charge over Tapeta as adjutant and later, after,
27 whilst we were in the formation he asked that he wanted a
28 bodyguard so he selected four men, including myself, and he did
29 say, "From this point from today you guys are going to be

1 assigned with me as bodyguards." So he chose me as his bodyguard
2 {Redacted}. He chose me as his bodyguard {Redacted}. So I was
3 assigned with Oliver in Tapeta.

09:58:39 4 MR KOU MJIAN: Excuse me, your Honour, I had wanted that
5 particular assignment in private session for a reason. So I
6 would ask not the fact that he was a bodyguard, but when he
7 explained the particulars - I would ask that that be redacted.
8 On my screen it's page 15, the end of line 5 and beginning of
9 line 6.

09:59:13 10 PRESIDING JUDGE: Mr Koumjian, I am loath to ask you to
11 repeat it, because that would be repeating, but --

12 MR KOU MJIAN: I think I can say it without revealing the
13 information. Your Honour, I do not have a problem --

09:59:31 14 PRESIDING JUDGE: The sentence starting, "He chose me". Is
15 that the sentence you are referring to?

16 MR KOU MJIAN: Yes. In fact, that phrase, beginning with,
17 "So he chose me". I want to stop it after it says, "From today
18 you guys are going to be assigned to me as bodyguard" and then
19 redact, because that was a unique position.

10:00:14 20 PRESIDING JUDGE: We can see the point you are making and
21 we will grant a redaction with a warning that we have to be more
22 careful in future. It would assist us all and to avoid a
23 repetition and to ensure that Madam Court Officer is getting the
24 right transcript if you could please write those relevant words
10:00:35 25 down and pass them up. Then we can be assured that it's correct.
26 Incidentally on my font it's on page 14 not page 15.

27 MR KOU MJIAN:

28 Q. Mr Witness, do you know where Oliver Varney trained?

29 A. Oliver Varney, as I was made to understand at the base,

1 they said he was a member of the Special Forces, those who were
2 trained in Libya and those who came with Mr Taylor.

3 Q. So, Mr Witness, after you received this assignment with
4 Varney, can you tell us what - where did you go?

10:01:35 5 A. Yes. After taking the assignment with Mr Varney as
6 bodyguard {Redacted} we left Tapeta and he was assigned in
7 Buchanan, so we moved to Buchanan.

8 MR KOUJIAN: Your Honour, I take responsibility for not
9 explaining this as well to the witness, but he has again
10:02:14 10 mentioned the position.

11 PRESIDING JUDGE: Mr Witness, as you understand we are now
12 in open session. It is clear that there are certain jobs that
13 you had that may identify you. When coming to naming those you
14 have to take care. Mr Koumjian, I obviously cannot tell the
10:02:36 15 witness what to say, so it's for you to overcome this problem.

16 MR KOUJIAN:

17 Q. Mr Witness, just what I can tell you now, we are still in
18 open session, is that you may mention that you were a bodyguard
19 but do not mention your particular position. Do you understand?

10:02:56 20 A. Okay.

21 Q. Mr Witness, how long did you stay in Buchanan,
22 approximately?

23 A. We spent approximately something like two months in
24 Buchanan.

10:03:55 25 Q. Where did you go next?

26 MR ANYAH: Madam President, certain promises were made to
27 Justice Sebutinde in private session regarding dates and times
28 and there is no date on the record or year regarding the time
29 spent in Tapeta. Neither is there are indication of a time frame

1 as far as the years concerned with respect to Buchanan and now we
2 are going to a third location.

3 MR KOUMJIAN: Your Honour, I am happy to cover those.

4 PRESIDING JUDGE: Thank you.

10:04:28 5 MR KOUMJIAN:

6 Q. Sir, approximately when was it - you said you trained for
7 about three months and you didn't know exactly when you started
8 training. How long did you spend in Tapeta?

9 A. In Tapeta we spent a month.

10:04:55 10 Q. After Buchanan, where did you go?

11 A. Okay. Whilst we were in Buchanan, then Mr Taylor moved to
12 Buchanan. So he called Oliver Varney to put men together to move
13 to Bomi Hills and Oliver put the men together and we moved to the
14 port of Buchanan and we boarded - we went on board a ship and we
10:05:31 15 went represent to Robertsport in Cape Mount.

16 Q. Can you tell us approximately what year it was or years
17 that you were in Bomi Hills?

18 A. Yes.

19 Q. Please tell us what year or years, to the best of your
10:06:06 20 recollection, you were assigned to Bomi Hills.

21 A. Yes. That was where I was going to. I said when we left
22 Buchanan we moved to Robertsport on a ship and when we arrived at
23 Robertsport we captured Robertsport and we moved to Bomi Hills
24 the same night, '90 --

10:06:35 25 MR KOUMJIAN: Your Honours, we do have the language that we
26 are requesting the redaction for if it would be of assistance to
27 the Court Officer.

28 JUDGE SEBUTINDE: We would appreciate spellings as we go
29 along rather than compounding all these location spellings and

1 missing them at the end.

2 MR KOUMJIAN: Tapeta, T-A-P-E-T-A. I believe we have
3 Buchanan and Bomi Hills already.

4 JUDGE SEBUTINDE: This place Robertsport, however it is
10:07:21 5 pronounced, what is the spelling?

6 MR KOUMJIAN: I believe it's spelt correctly, but we will
7 double check that:

8 Q. Sir, did you see any fighting during any of this time?

9 A. Yes. When we got to Robertsport there were actually no
10:07:49 10 armed men at Robertsport. The area that we actually engaged in
11 serious combat was at Bomi Hills. We fought against the Doe
12 soldiers in Bomi Hills.

13 Q. For approximately how long were you in Bomi Hills?

14 A. I was in Bomi Hills from 1990 to '91.

10:08:22 15 Q. Mr Witness, have you ever seen a man named Foday Sankoh?

16 A. I met a man called Foday Sankoh, but he was not in Bomi
17 Hills. I met Foday Sankoh in Gbanga. That was my first trip
18 from Bomi Hills with Oliver Varney to Gbanga, I met with Foday
19 Sankoh.

10:08:50 20 MR KOUMJIAN: And Gbanga is G-B-A-N-G-A:

21 Q. Sir, tell us please the circumstances in which you saw or
22 met Foday Sankoh in Gbanga?

23 A. Say that again.

24 Q. Tell us how it was that you saw Foday Sankoh in Gbanga?

10:09:12 25 A. Okay. When we left Bomi Hills - when we were in Bomi Hills
26 we used to travel to Gbanga for supplies. So at that particular
27 time when we got to Gbanga, Oliver went to Foday Sankoh's house
28 and that was where I was able to see Sankoh. He was standing
29 outside and Oliver gave him curtsy and he put his hands round

1 Oliver and from there the two of them went inside. That was the
2 time I came across a guy called Daniel Tamba. He and I were
3 friends, because by then he was assigned to Foday Sankoh. And
4 that was my first time my seeing Sankoh.

10:09:59 5 Q. Did you ever see Sankoh after that time in Gbanga?

6 A. Yes.

7 Q. What was the next time you recall seeing Sankoh?

8 A. My next time seeing Sankoh was in Bomi Hills. By then he
9 and his men were already set to cross over to Freetown to fight,
10:10:23 10 so he came to Bomi Hills and he met with Oliver. He had a
11 meeting with the front-line commander, like One Man One --

12 THE INTERPRETER: Your Honours, the second name was not
13 clear to the interpreter.

14 PRESIDING JUDGE: Mr Witness, the interpreter has not heard
10:10:43 15 the second name that you mentioned, the name after One Man One.
16 Please repeat that name.

17 THE WITNESS: John Gonla. John Gonla. And they had a
18 meeting that night and the purpose of that meeting was that
19 Sankoh's men were coming to cross over to Freetown, in Sierra
10:11:11 20 Leone, to fight.

21 MR KOUMJIAN: Your Honours, I believe the spelling of Gonla
22 is G-O-N-L-A. John Gonla:

23 Q. How do you know about this meeting?

24 A. I was standing right there on duty where the meeting was
10:11:45 25 taking place.

26 Q. Mr Witness, when you say Sankoh's men were coming to cross
27 over to Freetown, what do you mean by Freetown?

28 A. To go to Sierra Leone to fight, because Sankoh was the
29 rebel leader for the group.

1 Q. What else did Sankoh say about his mission that you can
2 recall?

3 A. I remember that he was telling Oliver that, "This
4 revolution that we are here to launch, I do not want any looting.
10:12:32 5 I do not want my citizens be harassed". That was what I heard
6 him say.

7 Q. Did Sankoh indicate how he would get the men and equipment
8 to do this invasion?

9 A. Yes, Sankoh said his men were trained at Naama and that
10:13:01 10 most of them were Liberians at that time and the supplies were
11 given to him by Mr Taylor and that every support for that
12 movement came from Mr Taylor.

13 Q. Now, Mr Witness, do you know whether or not Oliver Varney
14 was surprised to see Sankoh come and say he was bringing men
10:13:27 15 through Bomi Hills?

16 A. No, I was not surprised, because Oliver, Sankoh and others,
17 all of them came from Libya together. According to him, he said
18 all of them were there and that he was a friend to Mr Taylor and
19 he was friendly to all of them and so all of them came together.
10:13:57 20 So it was not a surprise to me, nor Oliver.

21 Q. Was there any communication before the arrival of Sankoh?

22 A. Yes, the communication took place in the radio room whilst
23 I was standing there and it came directly from Mr Taylor in
24 Gbanga to Oliver and he said Sankoh was en route and that he
10:14:26 25 should make sure that he gives him every support he needed.

26 Q. Now after Sankoh arrived in Bomi, did you ever see any
27 troops pass through?

28 A. When Sankoh came he came ahead and the troop was coming
29 behind, and after that meeting that they held the troop arrived

1 the following day and so they were all taken to Bo Waterside.

2 That is the border between Sierra Leone and Liberia.

3 Q. Do you know what their target was?

4 A. Yes, their target was to hit Gendema at the border and

10:15:17 5 after hitting Gendema they advanced as far as Zimmi.

6 Q. Mr Witness, did Foday Sankoh go with the troops into Sierra
7 Leone at that time?

8 A. No, Sankoh was the leader for the troops and so he stopped

9 across the border, the troops went ahead and it was after a few

10:15:45 10 days that he drove in. So, he used to go and return to Liberia.

11 Q. Now, Mr Witness, you've mentioned your commander at that
12 time - excuse me, let me go back for a moment. After you saw
13 these troops pass through Bomi, in the direction of Sierra Leone,
14 did you see any other movements back and forth through Bomi?

10:16:17 15 A. Oh, yes, men used to leave Bomi Hills, go in and then they
16 will come back to Bomi on motorbikes so the movement was free.

17 Q. Were you able to learn - and just tell us if not - the
18 nationalities of these troops that were going into Sierra Leone?

19 A. All I know was that a good number of them were Liberians
10:16:52 20 and it came to a time when they actually started recruiting more
21 Sierra Leoneans.

22 Q. Now, Mr Witness, you've mentioned your commander at that
23 time as Oliver Varney. What happened to him?

24 A. Okay. Whilst we were in Bomi, after the troops had left
10:17:19 25 and gone inside and whilst we were in Bomi still, Oliver Varney's
26 assignment was changed to Maryland by Mr Taylor and so we left
27 Bomi Hills to Maryland. Whilst we were in Maryland, Bomi Hills
28 came under attack from the ULIMO-K. It was then that Mr Taylor
29 called on Oliver to come back and repel the attack and Oliver

1 returned to Bomi. He left me in Maryland and when he went back
2 to Bomi he repelled the attack. Mr Taylor again asked him to
3 retake his assignment in Bomi, so whilst Oliver was in Bomi he
4 said --

10:18:06 5 THE INTERPRETER: Your Honours, could the witness kindly
6 repeat that area slowly.

7 PRESIDING JUDGE: Please pause, Mr Witness, because the
8 interpreter is trying to keep up with you. You are speaking too
9 quickly. As I have already explained, it is all being
10:18:27 10 interpreted and written down. Please pick up your answer where
11 you said, "Mr Taylor again asked him to retake his assignment in
12 Bomi, so whilst Oliver was in Bomi he said --" Continue from
13 that point and please speak slowly.

14 THE WITNESS: I said whilst we were in Bomi it was later
10:18:44 15 that Oliver's assignment changed to Maryland. That was by
16 Mr Taylor. So we went to Maryland, but whilst we were in
17 Maryland some areas in Bomi came under attack from the ULIMO-K.
18 Mr Taylor again called Oliver to return and retake his assignment
19 in Bomi Hills, so Oliver left Maryland with his troops back to
10:19:17 20 Bomi Hills and he repelled the attack. So Mr Taylor told Oliver
21 to stay in Bomi Hills on his assignment there and, whilst Oliver
22 was there, the ULIMO attacked again and Bomi Hills was captured,
23 so Oliver was arrested by Mr Taylor and later he was executed.
24 He said he sold off Bomi Hills.

10:19:52 25 PRESIDING JUDGE: Who is "he"? The witness has said "he
26 said". Who is the "he"?

27 THE WITNESS: Oliver Varney connived and sold Bomi and that
28 was according to Mr Taylor.

29 MR KOUMJIAN: Thank you:

1 Q. Mr Witness, do you know approximately when this was when
2 Bomi Hills was attacked and fell to ULIMO-K?

3 A. It was in 1992 - I mean '91 when we left and went to
4 Maryland. I stayed in Maryland. I did not go back to Bomi Hills
10:20:46 5 with Oliver and the troops.

6 JUDGE SEBUTINDE: Mr Koumjian, perhaps I missed something,
7 but the witness did not say anything about ULIMO-K, did he? He
8 said ULIMO.

9 MR KOUMJIAN: Your Honour, I believe that is absolutely
10:21:04 10 correct. That would not have made sense what I said. The
11 witness said ULIMO.

12 JUDGE SEBUTINDE: The witness simply said ULIMO.

13 MR KOUMJIAN: That is my error. Thank you:

14 Q. Sir, now you've talked about Mr Oliver Varney being
10:21:21 15 executed. How do you know about that?

16 A. Okay. When I left, that was when I was in Maryland, the
17 news went all around through radio conversations that Oliver had
18 been arrested and I --

19 PRESIDING JUDGE: Please pause, Mr Witness. Mr Anyah?

10:21:46 20 MR ANYAH: Yes, I am objecting on the basis of relevance.

21 This is a description of an execution on its face pertaining
22 exclusively to the NPFL and having nothing to do with any nexus
23 to Sierra Leone. The witness is describing how ULIMO-K fighting
24 in Liberia, in the territory of Liberia and Bomi, took over Bomi
10:22:11 25 Hills. Oliver Varney is assigned first to Maryland, reassigned
26 back to Bomi Hills and Bomi Hills falls into the hands of ULIMO-K
27 and it is alleged that an order was given by Mr Taylor to execute
28 Varney.

29 Now with respect, your Honours, this is not in any way

1 relevant to Rule 93 of the rules. It is not in any way relevant
2 to the conflicts in Sierra Leone. The incident is said to happen
3 between 1991 and 1992 and an internal incident during the
4 conflict in Liberia, occurring some five years before the
10:22:49 5 indictment period, how does this help your Honours decide the
6 issues that are relevant to the case save for portraying our
7 client as somebody who executes people? That is all this
8 evidence goes to show; that Mr Taylor allegedly ordered someone
9 to be executed on Liberian soil during the conflict in Liberia.

10 PRESIDING JUDGE: Mr Koumjian, your response?

11 MR KOUMJIAN: Yes. Your Honour, the evidence is relevant
12 not just to place this witness's testimony in context and his
13 changes in assignment, but it is relevant for the reasons
14 Mr Anyah is objecting because it does show a pattern of conduct
10:23:26 15 and it is covered under Rule 93. It goes to show the proof of
16 what the Prosecution case is, which is that the RUF and
17 Mr Taylor's minions in Sierra Leone carried out a campaign of
18 terror, that they were an organisation based on terror internally
19 and that is how they treated the civilians even internally.

10:23:51 20 Mr Taylor's control over the RUF, similar to his control over the
21 NPFL, part of that was his power to execute anyone who didn't
22 obey his orders; anybody who didn't carry out what he felt was
23 the job he wanted them to do. This pattern of the accused
24 continually executing commanders - even very top persons -
10:24:14 25 without evidence, simply because they went against his wishes or
26 failed in their assignments, illustrates this pattern of
27 terrorising the organisation, maintaining absolute control of it
28 and that this is part of how he maintained the control of the RUF
29 and the other forces that he influenced in Sierra Leone.

1 I would add also, if I may, that the Prosecution does have
2 of course the burden of proof showing beyond reasonable doubt
3 that Mr Taylor held the intent that terror be committed. This
4 pattern of conduct of killing even those very close to him and
10:25:10 5 killing civilians also in Liberia is very probative, in our view,
6 of what his intent was of what happened in Sierra Leone.

7 MR ANYAH: Well, if I may be allowed to reply to some of
8 this?

9 PRESIDING JUDGE: Only on a point of law, Mr Anyah. This
10:25:29 10 is an interlocutory objection.

11 MR ANYAH: Well, on a point of law, the point I would make
12 is this. Your Honours have to consider the temporal proximity of
13 this alleged event and the period when the indictment begins to
14 run. This event is occurring some time in 1991, or 1992. They
10:25:43 15 are allegations and all counsel has said are allegations. How
16 does it any way have probative force and reliability to show that
17 our client has a particular pattern of conduct that manifested
18 itself in his control of the RUF in Sierra Leone, another
19 country. I am saying that it has little or no probative value.

10:27:08 20 [Trial Chamber conferred]

21 PRESIDING JUDGE: We note provisions of Rule 93(A) that
22 evidence of a consistent pattern of conduct, et cetera, may be
23 admissible in the interests of justice. The probative value or
24 otherwise of such evidence is a matter to be assessed at the end
10:27:22 25 of the evidence and we allow this line of evidence. Please
26 continue.

27 MR KOUMJIAN:
28 Q. Mr Witness, briefly, can you tell us how do you know about
29 the execution of Mr Varney?

1 A. When I left, that is after I had heard the news that Oliver
2 had arrested, I was concerned. I later went to Gbanga and when I
3 went to Gbanga I was even afraid. I was hiding. I moved to
4 Oliver's house in Gbanga because he had his house in Gbanga.

10:28:06 5 When I got to the house the house had been looted and the girls -
6 children stopping with him, some of them were around and I saw
7 one and she told me that Macarthy, one of the bodyguards to
8 Oliver, was around there and I was able to see Macarthy and when
9 I saw Macarthy --

10:28:28 10 JUDGE SEBUTINDE: Mr Witness, can I ask you again to slow
11 down, please. Speak in sentences, not one long chunk. Please
12 slow down and repeat the answer. For example, the children,
13 somebody's children, we didn't get whose children those were.
14 You mentioned something, the guard's children. Did you say the
10:28:54 15 guard's children?

16 THE WITNESS: The girls. The girls children. The girls.
17 Girls.

18 JUDGE SEBUTINDE: What guys?

19 THE WITNESS: G-I-R-L-S. Girls.

10:29:13 20 PRESIDING JUDGE: Mr Interpreters, I thought I heard guy,
21 G-U-Y.

22 THE INTERPRETER: Your Honours, the witness himself spel t
23 the word.

24 THE WITNESS: I said G-I-R-L-S. Girls children.

10:29:34 25 JUDGE SEBUTINDE: What does that mean? Mr Koumjian, what
26 does all that mean? Just look at the record and see if you make
27 sense of it.

28 MR KOUMJIAN:

29 Q. Mr Witness, you were telling us that you got to Oliver's

1 house in Gbanga and that the house was looted when you got there.
2 Can you continue from there and tell us how it is that you
3 learned of the execution of Oliver Varney?

10:30:10

4 A. Yes. I said I was in Maryland and this news was flying
5 around. People called to all the radio rooms that Oliver had
6 been arrested. They said he had been arrested and later I moved
7 to Gbanga. When I got to Gbanga I went to Oliver's house and
8 when I got there the house had been looted.

10:30:43

9 The house had been looted and I was able to see one of the
10 girls who was staying with him and she told me that one of his
11 bodyguards, by the name of Macarthy was around and I saw Macarthy
12 and Macarthy explained to me that Oliver was arrested and he said
13 he was arrested along with Oliver and he said Oliver was tied up.
14 He was tie-bayed. They said they took him to the task force

10:31:20

15 office along with Macarthy, so later he Macarthy was set free and
16 Oliver remained at the task force office.

10:31:46

17 And Macarthy was there in Gbanga at that time. He saw all
18 the action that went on there because he was arrested alongside
19 Oliver and later Mr Taylor gave an order to Cassius Jacobs, to
20 take Oliver to Bomaru for execution and it was a news that spread
21 all over Gbanga, it was not in hiding.

10:32:10

22 And after executing Oliver they left Oliver's body right at
23 the place where he was executed. Nobody took the body up. The
24 body was there until it got rot. Right at Bomaru. People went
25 there and saw it.

26 Q. Thank you. Now, Mr Witness, you said, "Later Mr Taylor
27 gave an order to Cassius Jacobs". It has been spelled before,
28 your Honours, but C-A-S-S-I-U-S J-A-C-O-B-S. Who was Cassius
29 Jacobs?

1 A. Cassius Jacobs was the commander. He was the chief of
2 staff for the Executive Mansion in Gbanga.

3 Q. What happened eventually to Cassius Jacobs?

4 A. Okay. From there I took assignment with Benjamin Yeaten
10:33:14 5 and then Mr Taylor travelled, he left Gbanga and travelled, and
6 after he had travelled Gbanga came under attack. Gbanga came
7 under attack and it fell into the hands of the ULIMO. So
8 everybody left Gbanga for Ganta and later, on Mr Taylor's return,
9 when he came to Ganta, Cassius Jacobs was arrested and he said he
10:33:42 10 too sold Gbanga and he too was executed.

11 Q. Mr Witness, did you ever hear any evidence produced against
12 Cassius Jacobs or Oliver Varney for having allegedly sold or
13 connived?

14 MR ANYAH: Objection. Now we have a compound question
10:34:08 15 suggesting that there is evidence on the record that there was an
16 allegation against Cassius Jacobs for conniving with an unknown
17 enemy. It's not alleged that it's ULIMO or somebody, that's not
18 on the record, and it is now compounded with what happened to
19 Oliver Varney.

10:34:25 20 MR KOUJIAN: I would be happy to clarify that.

21 MR ANYAH: And there is no date or foundation for the
22 execution of Cassius Jacobs.

23 PRESIDING JUDGE: Mr Koumjian, this indeed was two
24 questions in one, it relates to two different people. In the
10:34:38 25 case of Cassius Jacobs we have not got sufficient foundation to
26 show why an allegation was made. The evidence - you used the
27 word "evidence". It is not evidence within this Court, I
28 presume, but you should be clear on what exactly you mean. The
29 question was, "Did you ever hear any evidence".

1 MR KOUMJIAN: There has been - this particular killing of
2 Cassius Jacobs has come up before and I believe the dates are
3 also on record, but --

4 PRESIDING JUDGE: From this witness?

10:35:15 5 MR KOUMJIAN: No, from other witnesses.

6 PRESIDING JUDGE: Well, we are adducing evidence from this
7 witness. We need those details from this witness.

8 MR KOUMJIAN: Thank you.

9 Q. Sir, you said Cassius Jacobs was killed after Gbanga came
10:35:33 10 under attack and fell to ULIMO and you said Jacobs was arrested
11 and he said sold Gbanga. Who said Jacobs had sold Gbanga?

12 A. When Gbanga fell, we left, every one of us left to Ganta,
13 and on Mr Taylor's return when he came to Ganta from the place
14 where he had travelled, he ordered that Cassius Jacobs be
10:36:10 15 arrested and Cassius Jacobs was arrested and it was by
16 Mr Taylor's instruction.

17 JUDGE SEBUTINDE: Mr Koumjian, it all sounds quite
18 plausible but we need to have a little bit of foundation. How
19 does this witness come to know this instruction? To whom were
10:36:32 20 the instructions given? He is telling us this story. We don't
21 know. We don't have enough foundation.

22 MR KOUMJIAN:

23 Q. Mr Witness, do you recall what year it was to the best of
24 your recollection when Gbanga fell to ULIMO while you said
10:36:47 25 Mr Taylor had gone to Ghana?

26 MR ANYAH: He said Ganta, and not Ghana.

27 THE WITNESS: I said when Gbanga fell Mr Taylor was not in
28 the country, he had travelled. He was not in Gbanga. He had
29 travelled. When Gbanga fell all of us moved to Ganta waiting for

1 his arrival, Mr Taylor's arrival, and when he came he said that
2 Cassius Jacobs had sold out Gbanga and he gave an order to the
3 task force to arrest Cassius Jacobs and the task force arrested
4 Cassius Jacobs and they took him to jail. He was in jail and
10:37:37 5 Later they arrested one Ojuku Larry on Mr Taylor's instruction
6 and both of them were executed. That was what I said.

7 Q. Mr Witness, first the second name that you mentioned, can
8 you say it slowly, the second person arrested.

9 A. Ojuku Larry.

10:38:04 10 MR KOUMJIAN: I will try to get a spelling for your Honours
11 later.

12 JUDGE SEBUTINDE: We still don't have foundation as to how
13 this witness came by this knowledge, unless he was part of the
14 task force perhaps. That evidence is not on the record.

10:38:24 15 MR KOUMJIAN:

16 Q. Sir, how do you know about the arrest and execution of
17 Cassius Jacobs?

18 A. I was in Ganta and assigned with Benjamin Yeaten and Yeaten
19 was the chief security to Mr Taylor and everything - I was
10:38:46 20 present at everything that was going on. It was not somebody
21 that told me. I was assigned with the chief security when
22 Cassius Jacobs and Ojuku Larry were arrested on Mr Taylor's
23 instructions.

24 Q. Did you see that take place?

10:39:06 25 A. Yes.

26 Q. How do you know they were executed?

27 A. They took them - they put them in the task force pick-up.
28 They took them to a highway a town called Neingben and they were
29 executed right on the road. The two corpses were lying down

1 there for almost a month. Nobody touched them. Everybody used
2 to go there to see the corpses.

3 Q. And, Mr Witness, if you don't know tell us, but do you
4 recall what year it was that Cassius Jacobs - that Gbanga fell
10:39:48 5 and Cassius Jacobs was executed?

6 A. It was in '91.

7 JUDGE SEBUTINDE: Are we going to get a spelling of this
8 location where the executions took place?

9 MR KOUMJIAN:

10:40:16 10 Q. Sir, can you repeat the name. You said they took them to a
11 highway and to a town called? Can you repeat?

12 A. A Mano town called Neignben.

13 MR KOUMJIAN: Could I request an interpreter's spelling?

14 PRESIDING JUDGE: Mr Interpreter, could you or your
10:40:39 15 colleagues assist us with the spelling of that place?

16 THE INTERPRETER: Your Honours, we can only do so
17 phonetically and what we have here is N-E-M-G-B-E-N.

18 PRESIDING JUDGE: Thank you.

19 MR KOUMJIAN: We will try and double check that on a map.

10:41:03 20 JUDGE SEBUTINDE: Did the witness say a Mano town called --

21 THE INTERPRETER: Neingben, right on the main route to
22 Ganta to Gbanga. The route right on the main road.

23 MR KOUMJIAN:

24 Q. Mr Witness, just so we all clear, when you call it a Mano
10:41:11 25 town, what do you mean?

26 A. That is a tribe that was in Nimba, Gio and Mano. That town
27 belonged to the Mano people.

28 Q. Mr Witness, let me go back to another question I haven't
29 finished yet. Did you ever hear of any evidence - well, let me

1 try to use another word. Did you ever hear any proof that Oliver
2 Varney had in any way connived with the enemy before he was
3 executed?

10:41:58 4 A. Up to the time Oliver was arrested and executed there was
5 no evidence at all to prove that Oliver indeed connived with an
6 enemy, or sold out Bomi, up to now.

7 Q. Mr Witness, did you personally ever hear of any proof that
8 Cassius Jacobs had connived with ULIMO before the fall of Gbanga?

9 A. Not at all. No proof.

10:42:31 10 Q. Now, Mr Witness, I want to take you back to where you told
11 us that Oliver Varney was killed. Did your assignment change at
12 that point?

13 A. Yes, after they executed Oliver I took up assignment with
14 Benjamin Yeaten in Gbanga. At that time he was the chief
10:42:57 15 security to Mr Taylor, a two star general in Gbanga, and I was
16 assigned to him.

17 Q. When you say "chief security" is that a title of a
18 position, or what is it?

19 A. He was responsible for Mr Taylor's movement. It's a title,
10:43:27 20 chief security.

21 Q. For how long from that point did you remain under the
22 command of Benjamin Yeaten?

23 A. I was with Yeaten from that point up to the time Mr Taylor
24 became President in Monrovia.

10:43:53 25 PRESIDING JUDGE: Mr Koumjian, before you move on who was
26 the two star general referred to at page 35, line 4?

27 MR KOUMJIAN:

28 Q. Mr Witness, who was the two star general you referred to?

29 A. I said Benjamin Yeaten.

1 Q. During the time that you were working with Yeaten, did you
2 talk to him?

3 A. Yes. Yes, the two of us used to talk. We did everything
4 in common. In spite of the fact that he was my boss, we used to
10:44:37 5 sit and discuss. When I took assignment with him, he used to
6 encourage me that what had happened to Oliver should be forgotten
7 about. It was a Liberian issue.

8 Q. Did Mr Benjamin Yeaten ever describe to you his
9 relationship with Charles Taylor?

10:45:00 10 A. Yes, he said - Charles Taylor, he used to call him father.
11 He was his father. He was his chief. If anybody went against
12 him, he would execute that person. He was very close to him.
13 They did everything in common.

14 JUDGE SEBUTINDE: Mr Koumjian, this assignment with
10:45:25 15 Benjamin Yeaten, are we going to find out exactly what it was or
16 not?

17 MR KOUMJIAN:

18 Q. Sir, at this time, after you first took up assignment with
19 Yeaten after the killing of Varney, where were you assigned?

10:45:45 20 A. Before I took up assignment with Yeaten, or when I took up
21 assignment with him?

22 Q. When you took up the assignment with him?

23 A. I said when I got to Gbanga - at the time that Oliver was
24 executed, when I got to Gbanga at that time Oliver had already
10:46:06 25 been executed. I went to Yeaten's house and reported to him and
26 he told me that I should be with him and I was with him
27 throughout. We used to go to the front lines, come back and it
28 was then that I became a bodyguard to him. Later he sent me for
29 the SSS training in Gbanga.

1 Q. How long did you remain with Yeaten in Gbanga?

2 A. I was with Yeaten. My assignment never changed. I was
3 with Yeaten from Gbanga and later after the SSS training, because
4 he sent me for training - a private training, SSS. It was not
10:47:00 5 recognised, but it was responsible to safeguard the lives of
6 Mr Taylor and his family. So, when he sent me for this training
7 and when I graduated he assigned me to the mansion in Gbanga. I
8 was assigned to the mansion in Gbanga.

9 Q. Sir, do you recall to the best of your recollection
10:47:23 10 approximately what year that was that you were assigned to the
11 Executive Mansion in Gbanga?

12 PRESIDING JUDGE: Mr Anyah?

13 MR ANYAH: Well, he didn't say "Executive". He said "The
14 mansion in Gbanga".

10:47:37 15 PRESIDING JUDGE: Yes.

16 THE WITNESS: I said Executive Mansion.

17 JUDGE SEBUTINDE: Mr Koumjian, please do take care in not
18 leading the witness.

19 MR KOUMJIAN: Thank you:

10:47:58 20 Q. Sir, what exactly was your assignment at the mansion?

21 A. My assignment at the mansion was that I was assigned and we
22 were running three shifts: in the morning, in the afternoon and
23 in the evening at night. We would go in the morning at 8 o'clock
24 and you would be changed at 4 and another shift will come and
10:48:25 25 take over by 12. So, we were running three shifts. I was
26 assigned directly to the mansion in Gbanga.

27 JUDGE SEBUTINDE: Mr Koumjian, as what?

28 THE WITNESS: SSS. I said it. I said it was the SSS at
29 that time. It was not recognised when Mr Taylor took over as

1 President, but it was SSS.

2 MR KOU MJIAN:

3 Q. Mr Witness, at that time - well, first of all can you tell
4 us what does SSS stand for?

10:49:05 5 A. Special Security Service. Special Security Service.

6 Q. Did you have any rank at that time while you were in Gbanga
7 within any force?

8 A. When I took up that assignment I was an agent in the SSS -
9 an agent. We call it agent in the service. That meant you did
10:49:37 10 not have a rank.

11 Q. And tell us what were your duties as an agent in the
12 service there in Gbanga?

13 A. My duty was that when I reported for work I would meet my
14 commander and he will assign me to either the gate, the fence,
10:50:02 15 the entrance, to enter the mansion. When guys were coming I
16 would open up. Anybody who was coming to see Mr Taylor I would
17 ask them their mission. That was my responsibility, to give
18 protection.

19 Q. Did anyone live --

10:50:18 20 MR ANYAH: Madam President, there was a question posed by
21 I learned counsel opposite regarding what year the witness was
22 assigned and we never got an answer to that question. It appears
23 on page 37 at my lines 11 through 14.

24 PRESIDING JUDGE: Mr Koumjian, I don't think we do have a
10:50:48 25 year, do we? There was a year mentioned, but in a different
26 context.

27 MR KOU MJIAN:

28 Q. Mr Witness, do you recall approximately what year it was
29 that you took up your duties at the mansion in Gbanga?

1 A. Yes, it was '92.

2 Q. Now, sir, who was - you said you were in the SSS, or an
3 agent for the SSS. Was there a commander of the SSS?

4 A. Yes, at that time the security director was Mr Yeaten.

10:51:39 5 Montgomery - Joseph Montgomery - was under the director, 52,
6 Uriah Taylor one of the directors 53 and my commander --

7 Q. Okay.

8 A. Okay, yeah.

9 Q. Thank you. Mr Witness, when you use these numbers, you
10:52:06 10 said "Joseph Montgomery 52", what do you mean by these numbers?

11 A. These numbers were responsible for the operation - for the
12 movement. Any operation within the SSS that position was
13 responsible for that; the movement of the President. It's an
14 operational code.

10:52:34 15 Q. Did the director, Mr Yeaten, have a code?

16 A. Yes, they called him 50.

17 MR KOUMJIAN: Your Honours, could I kindly ask the Court
18 Officer to show to the witness - well, I am going to ask for two
19 photographs P122A and P153A:

10:53:01 20 Q. Just before I show you the photographs, sir, you mentioned
21 the mansion. Did anyone live in the mansion?

22 A. Yes, Mr Taylor was living in the mansion.

23 Q. When you say "Mr Taylor", just so we are absolutely clear
24 who are you talking about?

10:53:36 25 A. The President at that time. We used to call him the
26 President.

27 MR KOUMJIAN: If the witness could please be shown or put
28 on the screen P122A:

29 Q. Mr Witness, do you recognise anyone in that photograph?

1 A. Yes.

2 Q. Who do you recognise?

3 A. The first person with the cap, or the Thuraya, is Benjamin
4 Yeaten. The person behind him is Special Forces Sylvester --

10:54:32 5 THE INTERPRETER: Your Honours, can he repeat the second
6 name.

7 PRESIDING JUDGE: Mr Witness, the interpreter asks that you
8 repeat Sylvester's second name, please.

9 THE WITNESS: Sylvester William.

10:54:48 10 MR KOUMJIAN:

11 Q. Now, Mr Witness, you identified Benjamin Yeaten and you
12 said, "The first person with the cap", and then you said
13 something else, "Thuraya". What do you mean by that?

14 A. Thuraya is a phone. It's a phone that goes to a distance.
10:55:12 15 Even when you are in the forest you can use it. It's not like an
16 ordinary phone like a cell phone. This was the kind of phone
17 that he was using as commander. It was distributed to the
18 various commanders. Thuraya satellite phone.

19 MR KOUMJIAN: Your Honour, we have had it before but I am
10:55:37 20 going to check the correct spelling. I may have misspelled it
21 previously.

22 PRESIDING JUDGE: Mr Koumjian, can you assist us with the
23 photograph that is on the screen. Which tab is it behind in this
24 bundle, please?

10:55:48 25 MR KOUMJIAN: It's not in the tabs. It is exhibit P-122A.
26 It's one of the Prosecution exhibits. Thuraya for the record I
27 believe is T-H-U-R-A-Y-A. If the witness can be shown the second
28 photograph which is also a Prosecution exhibit P-153A:

29 Q. Mr Witness, do you recognise the person, the man in the

1 foreground of the photograph with what looks like a red or orange
2 shirt and a gun in his right hand?

3 A. Yes.

4 Q. Who is that?

10:56:52 5 A. The first person standing with the red T-shirt with the
6 combat is General Benjamin D Yeaten. The second person at the
7 back there standing, with the arm, is Daniel Tamba. His code was
8 Jungle.

9 Q. Just so we are clear, the person you are identifying as
10:57:19 10 Jungle, is he looking away from the person taking the picture or
11 looking towards the person taking the picture?

12 A. He is looking at the person taking the picture with AK
13 hanging on him, right behind Benjamin Yeaten.

14 Q. Thank you. Mr Witness, can you tell us how security was
10:57:59 15 organised at the mansion in Gbanga?

16 A. Yes. Security was well organised. We had the SBU and
17 Executive Mansion Task Force. Then the SSS. Then down, when you
18 came to the mansion - I mean, sorry, in front of the mansion, you
19 had the SSU. I mean, sorry, the Cobra Unit. Cobra. So the
10:58:39 20 security was well organised.

21 Q. Sir, you have mentioned SBUs involved in the security. Can
22 you give us the age range of SBUs that were at the mansion in
23 Gbanga?

24 A. Yes. Yeah, we had from 12, ten, 15, even some nine year
10:59:09 25 olds, because we had some little boys that were in the SBU.

26 Q. Who did the SBUs report to?

27 A. The SBUs reported directly to Mr Taylor, but the chief of
28 staff within the mansion, Cassius Jacobs, was the --

29 THE INTERPRETER: Your Honours, can he kindly repeat this

1 tail end of his testimony.

2 PRESIDING JUDGE: Mr Witness, the interpreter asks that you
3 repeat part of your answer. He did not hear it clearly. Please
4 pick up where you said, "Cassius Jacobs was the --" and continue.

10:59:56 5 THE WITNESS: Cassius Jacobs, I said Cassius Jacobs was the
6 Executive Mansion Chief of Staff in Gbanga and he reported
7 directly to Mr Taylor. The SBU commander, Zoupon Johnson,
8 reported directly to Mr Taylor. That was what I said.

9 MR KOUMJIAN: Your Honours, the spelling of Zoupon is
11:00:22 10 Z-O-U-P-O-N:

11 Q. Sir, during the time that you had come under the command of
12 Benjamin Yeaten in Gbanga, did you ever see Foday Sankoh again?

13 A. Yes, when I came under Benjamin Yeaten's command Foday
14 Sankoh was given a house right at the area called Sugar Hill.

11:01:00 15 Sugar Hill, that was where he stayed. At this house there were
16 SBUs, Task Force and some SSS personnel assigned at the house,
17 not far away from Benjamin Yeaten's house and not far away from
18 the mansion, and we used to go there and speak to him. That was
19 where I saw him again.

11:01:30 20 Q. Can you tell us the approximate distance between the house
21 Foday Sankoh was in and Mr Taylor's house?

22 A. You could stand - because there was a hill, so you could
23 stand right at the house and look straight at the mansion.

24 Q. You talked about various security for Foday Sankoh's house,
11:01:58 25 including SBUs and SSS. Who did these security report to?

26 A. Those securities that were assigned there were sent there
27 by various commanders. The SBUs reported only to their
28 commander, Zoupon, and Zoupon would report to Mr Taylor. The SSS
29 that were assigned there would report to Benjamin Yeaten and

1 Yeaten in turn would report to Mr Taylor, so everybody had their
2 responsibilities.

3 Q. Where was it in Gbanga that you would actually see
4 Mr Sankoh?

11:02:46 5 A. I saw Mr Sankoh at his house and, apart from that, I was
6 assigned - when I was assigned to the mansion Sankoh used to come
7 to the mansion when he comes to see Mr Taylor and I would be on
8 duty. He would pass me by and go into Mr Taylor, they will
9 discuss and he will come back and return to his house.

11:03:11 10 Q. Mr Witness, do you know if at that time Mr Sankoh was
11 permanently in Gbanga, or if he was travelling?

12 A. Mr Taylor was in Gbanga. He used to travel. He used to go
13 and return; sometimes to the Ivory Coast and return.

14 PRESIDING JUDGE: Mr Koumjian, I know the witness has
11:03:47 15 answered about Mr Taylor, but - and I think I recall that was
16 your question, but the record shows that you asked about
17 Mr Sankoh and that has not been answered.

18 MR KOUMJIAN: Yes, thank you. I missed that:

19 Q. Sir, I was asking you about Foday Sankoh. Do you know -
11:04:08 20 and if you don't just say so - whether or not Foday Sankoh was
21 staying at his residence in Gbanga, or sometimes travelling?

22 A. Oh, okay. Sankoh used to travel and come back to Gbanga.

23 Q. Do you know - and again tell us if you don't - where he was
24 going?

11:04:35 25 A. No, I don't know.

26 Q. Thank you. Now, Mr Witness, when you were in Gbanga did
27 you receive any assignments at any time to go to other parts of
28 Liberia?

29 A. Yes, I was in Gbanga at the mansion when at one time an

1 enemy hit. ULIMO hit some part of Lofa and there was a supply to
2 take to Lofa at that time and I was part of the convoy.
3 Mr Yeaten gave the order and we drove to that place. The RUF
4 came from in and repelled the attack. I met with one of the
11:05:29 5 commanders called Yellow Man and the supply was turned over to
6 them. That was one of the assignments that we had.

7 Q. Mr Witness, do you recall what year this was that you
8 travelled to Lofa County?

9 A. It was in the same '92. '92.

11:06:04 10 Q. You said there was a supply to take. What do you mean by
11 supply?

12 A. Ammunition to take to the front line. Ammunition.

13 Q. Was ammunition kept in Gbanga?

14 A. Oh, yes. Yes, ammunition was kept in Gbanga.

11:06:23 15 Q. Where in Gbanga was ammunition kept?

16 A. The ammunition was kept right at the mansion. There was a
17 G4 section right at the mansion. That was where the ammunition
18 was kept.

19 Q. Now in your answer, in talking about this trip to Lofa, you
11:06:51 20 said, "The RUF came from in and repelled the attack". Can you
21 explain what you mean?

22 A. Yes, when we were in Gbanga the RUF - because their supply
23 used to come from Gbanga to reach them and so that was their
24 supply route, so any attack that would block their route they
11:07:17 25 will come from in to repel that attack because Mr Taylor used to
26 send them supplies and so that route was not supposed to be
27 blocked.

28 JUDGE SEBUTINDE: Mr Taylor used to send them what?

29 THE WITNESS: Ammunition.

1 MR KOUMJIAN:

2 Q. Now, Mr Witness, at what - did you ever leave Gbanga and
3 receive an assignment somewhere else?

11:08:01

4 A. The particular supply that I am talking of, the ammunition
5 that I am talking about, we used to take that and return to duty,
6 so I never left Gbanga to take up assignment anywhere. We only
7 used to take the ammunition along and return.

8 Q. My question is what was your next assignment after Gbanga?
9 After being based in Gbanga, were you based anywhere else?

11:08:28

10 A. No, I was never based anywhere else apart from Gbanga. I
11 was with Yeaten and we left and went to Grand Gedeh. This is the
12 Eastern Region where we were fighting LPC at the time. That was
13 where the --

11:08:54

14 THE INTERPRETER: Your Honours, can he kindly repeat the
15 unit.

16 PRESIDING JUDGE: Mr Witness, the name of the unit, the
17 interpreter asks you to repeat that please.

18 THE WITNESS: Jungle Fire.

11:09:14

19 THE INTERPRETER: Your Honour, can he repeat the motto of
20 Jungle Fire. It's not clear.

21 PRESIDING JUDGE: I am sorry, Mr Interpreter? I can't hear
22 you clearly.

23 THE INTERPRETER: The motto.

24 PRESIDING JUDGE: Oh, the motto.

11:09:20

25 THE INTERPRETER: He said Jungle Fire had a motto.

26 THE WITNESS: "Men moving, men dropping".

27 MR KOUMJIAN:

28 Q. What did that mean, "Men moving, men dropping"?

29 A. It means there is fighting. Anybody who --

1 THE INTERPRETER: Your Honours, he is not clear in his
2 answer.

3 PRESIDING JUDGE: Mr Witness, the interpreter is having
4 problems hearing you. Could you please come a little closer to
11:09:56 5 the microphone and repeat your answer from where you said, "It
6 means there is fighting. Anyone who --" Then continue from
7 there.

8 THE WITNESS: I said "Men moving, men dropping" was just a
9 fighting motto that when you were fighting anybody can die at
11:10:16 10 that time. Anybody could die during battle. It was just a
11 motto, "Men moving, men dropping".

12 MR KOUJIAN:

13 Q. Mr Witness, where were you at the time that the interim
14 government was formed in Liberia?

11:10:37 15 MR ANYAH: I will object to that. There have been several
16 interim governments in Liberia coming out of several different
17 peace conferences, Yamoussoukro and others, and so which one is
18 counsel referring to?

19 PRESIDING JUDGE: Yes, please be specific, Mr Koumjian.

11:10:52 20 MR KOUJIAN:

21 Q. Where were you at the time that Ruth Perry took over and
22 the council was formed for the interim government for Liberia?

23 A. I was in Gbanga.

24 Q. Then where did you go?

11:11:09 25 A. I was in Gbanga when the interim government was formed and
26 I moved to Monrovia.

27 Q. Did you move by yourself or why was it that - well, let me
28 strike that. Why did you move to Monrovia ?

29 A. Yes, because Mr Taylor had moved to Monrovia and all of us

1 moved to Monrovia.

2 Q. What was Mr Taylor's position at that time, if you know and
3 recall?

4 A. He was one of the council members.

11:11:56 5 Q. When you moved to Monrovia, Mr Witness, where were you
6 living?

7 A. When I moved to Monrovia I stayed at YWCA where Benjamin
8 Yeaten was staying.

9 Q. Are you saying that you actually stayed inside the YWCA?

11:12:23 10 A. Yes. Yes.

11 Q. Inside that building. Well, describe what it is, the YWCA?

12 A. No, no. The YWCA building itself was on the other side and
13 they had a compound which was rented by Mr Taylor and nearly all
14 the securities from the SSS and other units were living there.

11:12:49 15 There were apartments. When you got to YWCA the building is
16 outside and the compound is that way.

17 Q. Do you recall any of the other security that were living in
18 that compound with you?

19 A. We were so many, the SSS included. There were other SBUs
11:13:15 20 and others and some of them were living at the back. There was a
21 road that they called back road, that was where some of them were
22 living. Most of the SSS personnel were living at the YWCA.

23 Q. Did you share a house or apartment with anyone else?

24 A. Yes, I was in the house. I didn't have my own apartment.
11:13:44 25 The house that General Yeaten was living in, that was where I
26 stayed. At the back of the house.

27 Q. Where was Mr Taylor living at that time when you first
28 moved to Monrovia?

29 A. Mr Taylor was living at Congo Town right near that beach.

1 It was not far away from the beach.

2 Q. Mr Witness, were you involved in any fighting inside
3 Monrovia, after moving to Monrovia ?

4 A. Yes. I was involved during the April 6, when ULIMO-K and
11:14:46 5 the NPFL joined to fight against Roosevelt Johnson. I was
6 involved in that fighting.

7 Q. Who was the leader of ULIMO-K at that time?

8 A. Alhaji GV Kromah.

9 Q. When you say the ULIMO-K and NPFL joined to fight, what do
11:15:18 10 you mean?

11 A. When we got in town Roosevelt Johnson was on the other
12 side, that was April 6, so Kromah and Mr Taylor had to come
13 together to fight against Roosevelt Johnson. That's what I mean.

14 Q. You said the date April 6. Do you recall the year?

11:15:43 15 A. No, I don't remember.

16 MR KOUJIAN: I believe we do have other evidence of this
17 and it's in the testimony of Dr Ellis, at the beginning of the
18 trial.

19 MR ANYAH: Well, with respect, your Honours, that is not
11:16:02 20 really of any assistance. It is to suggest this witness's
21 evidence is corroborative of whatever evidence, that is for your
22 Honours to judge. The witness is on record as saying he moved to
23 Monrovia where Ruth Sando Perry came into office and that
24 transitional government came into being in around September 1996.

11:16:23 25 So the year that this event took place in April is significant.
26 Is it before Ruth Sando Perry takes office or is it afterwards?
27 And to say that because other witnesses, Prosecution witnesses
28 have given your Honours a time frame indication, that suffices,
29 it doesn't eliminate the need to extract it from this witness.

1 PRESIDING JUDGE: Mr Koumjian, we must have the evidence
2 adduced from this witness. If he is unable to answer the
3 questions then he must say so.

4 MR KOUMJIAN: He has indicated he is unable to give the
11:16:59 5 date.

6 Q. Mr Witness, what were your assignments when you moved to
7 Monrovia ?

8 A. When I moved to Monrovia I was still in the SSS but it was
9 not, as I said, Mr Taylor was not president at the time so it was
11:17:34 10 not recognised. So it was directly now under Benjamin Yeaten
11 because he called me from the Executive Mansion to come back to
12 him so I was assigned with him and I stayed with him at YWCA.

13 JUDGE SEBUTINDE: Mr Koumjian, the witness has repeatedly
14 said, in reference to SSS, that it was not recognised. I am not
11:17:59 15 sure I understand what he means. Recognised by who? Or what
16 wasn't recognised, his own training or his assignment or what was
17 not recognised?

18 THE WITNESS: Yes. What I am trying to say is that the SSS
19 at that time was a private security to Mr Taylor because
11:18:23 20 Mr Taylor was not president at that time. It was not recognised
21 by the Liberian government because it was just a private
22 security.

23 MR KOUMJIAN:

24 Q. Just so we understand that, what you are saying,
11:18:38 25 Mr Witness, at some point do you think that the SSS was a
26 recognised unit?

27 A. Yes, it was recognised when Mr Taylor took over as
28 president. It was then well-recognised and they issued ID cards
29 and you could go anywhere to effect an arrest.

1 Q. Mr Witness, can you estimate approximately how long you had
2 been in Monrovia before the fighting with Roosevelt Johnson on
3 April 6 that you talked about?

4 A. Yeah. We spent like one year before the fighting with
11:19:36 5 Roosevelt Johnson took place, because there were two fights with
6 Roosevelt Johnson. The one President Taylor and Mr Kromah joined
7 to fight against him and the one, the other one was when
8 Mr Taylor took over as president. We fought Roosevelt Johnson at
9 Camp Johnson Road.

11:20:07 10 Q. We will come to that. Sir, where were you when Mr Taylor
11 was elected President?

12 A. I was in Monrovia.

13 Q. And you've talked a little bit about how the SSS changed
14 but how did your assignment - excuse me, let me try again. Sir,
11:20:32 15 your assignment in any way change after Mr Taylor's election?

16 A. Yes. When Mr Taylor became president, at the end of '99,
17 my assignment changed. I took assignment with Sam Bockarie,
18 General Mosquito, the RUF leader at that time.

19 Q. I am going to come back to that quite a bit later. I just
11:21:10 20 want to talk about when Mr Taylor first became president. First
21 of all, you told us Mr Taylor --

22 A. Okay.

23 Q. -- was living in Congo Town near the beach, by the beach.
24 Did that change at any time?

11:21:25 25 A. Yeah. When Mr Taylor took over, when he stayed at the
26 beach, I took up assignment. Benjamin Yeaten sent me again to
27 the presidential motorcade. I was assigned to the presidential
28 motorcade and later I was sent for training at the police
29 academy.

1 THE INTERPRETER: Your Honours, can he repeat the tail end
2 and be audible.

3 PRESIDING JUDGE: Please pause. The interpreter cannot
4 hear you clearly. You said, "I was sent for training at the
11:22:04 5 police academy." Please continue from there and please speak
6 into the microphone.

7 THE WITNESS: I said, when Mr Taylor took over as
8 president, I took up assignment on the presidential motorcade
9 which was responsible for the movement of President Taylor to
11:22:27 10 wherever he wanted to go. Later I was sent to the police academy
11 for training and I did the VIP training at the police academy and
12 I became an SSS personnel and later sent to Gbatala, where the
13 ATU were based.

14 MR KOUJIAN:

11:22:52 15 Q. Sir, when you were working in the motorcade who were your
16 commanders at that time?

17 A. Yes. When I took up assignment on the presidential
18 motorcade my commander, my first commander was Edward Thomas.
19 Edward Thomas.

11:23:15 20 JUDGE SEBUTINDE: Mr Koumjian, there is an acronym that the
21 witness used at the end of page 53, which appears as "ETU". Is
22 that ETU or something else?

23 THE WITNESS: ATU.

24 JUDGE SEBUTINDE: If you could ascertain what it is,
11:23:45 25 please.

26 MR KOUJIAN:

27 Q. So what does ATU stand for?

28 A. Well, they used to say Anti-Terrorist Unit.

29 Q. Thank you. Sir, how was the SSS structured after Mr Taylor

1 election as president, as far as the commanders?

2 A. The SSS structure was that if you went for training at the
3 police academy and graduate, and then go to Gbatata and take
4 another training from there and come back to town, they will pay
11:24:57 5 you 250 United States dollars. Then, they had within that same
6 area, they had other bodyguards that were called special
7 bodyguard unit. They were paid 400 United States dollars. And
8 those that never went for training at all they used to pay them
9 50 dollars and a bag of rice. That is what the structure was
11:25:27 10 like.

11 PRESIDING JUDGE: I am not sure if this \$250, 400 et cetera
12 is a lump sum or one that is paid at intervals.

13 MR KOUMJIAN: Yes, thank you:

14 Q. Mr Witness, you mentioned a pay \$250, \$400, \$50. Was that
11:25:55 15 paid one time or was it paid at an interval?

16 A. When I came, no, they don't pay in installment. Monthly.

17 Q. Thank you. And you said US dollars but I just want to make
18 sure. You mean, were you paid in Liberian currency or in US
19 dollars?

11:26:24 20 A. US, United States dollars. It was put into an envelope and
21 Kadiatu will call you and give it to you and you will sign
22 thereafter.

23 Q. Mr Witness, you mentioned certain individuals got \$400 and
24 you described them as special bodyguards, I believe you said.

11:27:00 25 Can you give us the names of any of these individuals that you
26 recall?

27 A. The special bodyguard unit, their commander was Charles
28 Kolley, commonly called Senegalese. His deputy was Patrick Paye.
29 There were many in the special bodyguards unit.

1 PRESIDING JUDGE: Mr Koumjian, I hope this is a convenient
2 place to adjourn because we have been alerted that the tape is
3 about finished.

4 Mr Witness, this is the time during the morning when we
11:27:41 5 take our midmorning break. We are now going to break for 30
6 minutes. We will be starting Court again at 12 o'clock. Please
7 adjourn Court until 12 o'clock.

8 [Break taken at 11.30 a.m.]

9 [Upon resuming at 12.00 p.m.]

11:59:39 10 PRESIDING JUDGE: I note the change of appearance,
11 Mr Anyah.

12 MR ANYAH: Yes, that's correct, Madam President. Mr Terry
13 Munyard has joined us and he has been away for a few weeks from
14 the Court and we welcome him back.

11:59:52 15 PRESIDING JUDGE: Indeed, thank you. Mr Koumjian?

16 MR ANYAH: Madam President, if it please your Honours,
17 there is something I wanted to bring to your Honours' attention
18 foreshadowing a possible application by us at the end of the
19 conclusion of the witness's examination-in-chief. I have had a
12:00:09 20 conference with Mr Taylor just now and it is quite likely that we
21 will at the close of the examination-in-chief be making an
22 application for an adjournment to commence the cross-examination
23 for a number of logistical difficulties that we've experienced
24 vis-a-vis our team in Monrovia and access to documents,
12:00:35 25 disclosure in particular pertaining to this witness and the
26 breadth and scope of the nature of his evidence, the time period
27 it covers and how much legwork we still need to have done
28 vis-a-vis his evidence. I don't know where we will be as far as
29 receiving additional information or any information from our

1 field officers at the end of his examination-in-chief, but at
2 that time we might very well be making such an application. I
3 say this so that everybody is on notice and the Prosecution may
4 make available another witness should your Honours entertain such
12:01:15 5 an application and do grant it, but it's premature at this point.

6 PRESIDING JUDGE: We will note that and I'm sure
7 Mr Koumjian has also heard what you have said and we will deal
8 accordingly with the application when it's made and counsel for
9 the Prosecution will be able to prepare their reply.

12:01:36 10 MR KOUMJIAN: Yes, but just so that it doesn't take anyone
11 by surprise, we will very much oppose that because of issues of
12 security of the witness that there be any delay in his
13 cross-examination.

14 PRESIDING JUDGE: Thank you. Proceed on, Mr Koumjian.

12:02:00 15 MR KOUMJIAN:
16 Q. Sir, we were talking about payments specifically to members
17 of the SSS after Mr Taylor became President. Sir, when Mr Taylor
18 became President after his election, did there continue to be a
19 regular army in Liberia?

12:02:21 20 A. Well, when Mr Taylor became President there was not a
21 regular army. There were just a handful of men that they used to
22 refer to as the AFL body. They never went for training, but they
23 used the uniform. They did not go for AFL training.

24 PRESIDING JUDGE: AFL, can we have an explanation on record
12:02:50 25 please.

26 MR KOUMJIAN:

27 Q. Sir, what do you mean when you say they did not go for AFL
28 training?

29 A. Okay, when Mr Taylor took over there were some Doe soldiers

1 who had remained at the barracks and he did say he was not
2 satisfied with Doe's men and so for that reason they never went
3 for AFL training. So there was not any real training like the
4 one the Anti-Terrorist Unit went for. The AFL did not go for
12:03:29 5 training.

6 PRESIDING JUDGE: I still don't know what AFL stands for.

7 MR KOUMJIAN:

8 Q. Sir, what does AFL stand for?

9 A. The AFL stands for the Armed Forces of Liberia. Armed
12:03:46 10 Forces of Liberia.

11 Q. Sir, do you know - and just tell us if you do not - whether
12 these soldiers received any monthly pay?

13 A. Yes, those men who were there, some of them used to receive
14 - like for instance I saw some of their salaries. Some of them
12:04:13 15 used to receive 600 dollars, Liberian dollars, within that range.
16 600/700 Liberian dollars, that was what they used to receive.

17 Q. Do you recall at that time after Mr Taylor's election,
18 let's say in - let me say specifically in 1998 can you give us
19 any estimate of what 1 US dollar was worth in Liberian dollars,
12:04:40 20 approximately?

21 A. At that time when you look at the rate I think it was 42
22 and the US dollars was up actually, because if you take at that
23 time something like 10 US dollars to change they would give you
24 maybe seven or eight hundred dollars - Liberian dollars.

12:05:13 25 Q. Okay, thank you. Sir, before Mr Taylor's election did you
26 as a member of the NPFL receive any pay?

27 A. You mean before he took over as President?

28 Q. Yes, sir.

29 A. No, no, no, I never received any pay.

1 Q. How about other members of the SSS and the other forces
2 within the NPFL? Do you know whether they received any pay
3 before Mr Taylor's election as President?

12:06:00 4 A. Yes. When he came at that time when he was living at Congo
5 Town, that was before he became President, there was a form of
6 payment that he used to pay the SSS personnel. They were listed
7 there and you would go there and receive your payment, but for me
8 I never received it.

12:06:18 9 Q. How about when you were in Gbanga, before Mr Taylor came to
10 Monrovia, did the NPFL forces receive pay?

11 A. In Gbanga there was no payment made in Gbanga. Only
12 supplies were given, like rice and maybe sometimes boots,
13 T-shirts, jean trousers and those were the things, but they never
14 gave any physical cash that I saw.

12:06:49 15 Q. Was there any other way that NPFL soldiers would obtain
16 things that they wanted?

17 A. Except for instance like at the front line when you go for
18 a town and then you capture the town you would take anything that
19 you like to take, but in Gbanga I did not see any other thing
12:07:21 20 that somebody gave to somebody saying that, "This one belongs to
21 you particularly".

22 Q. Thank you. Sir, when you were in the SSS after Mr Taylor's
23 election, can you - did you have a uniform? Did the SSS wear a
24 uniform?

12:07:40 25 A. Yes. The SSS wore uniform. A navy blue trousers and a
26 blue shirt with a badge and a sign belt crossing over and with
27 the Liberian flag. A navy blue trousers with a blue shirt.

28 Q. Thank you and thank you for continuing to speak slowly and
29 clearly.

1 JUDGE LUSSICK: Mr Koumjian, what is a sign belt crossing
2 over?

3 MR KOUMJIAN:

4 Q. Okay, sir, can you describe again - you made a motion
12:08:20 5 across your chest. What was it when you said it was a signed
6 belt crossing over, that was the interpretation we received?

7 PRESIDING JUDGE: I'm afraid our view is obscured because
8 of the monitor.

9 MR KOUMJIAN:

10 Q. Sir, can you just describe what it is that you were talking
11 about?

12 A. Yes. As senior officer there is a belt that crosses from
13 here, from your shoulder, going down to your waist belt down
14 here, just a form of design to the uniform, yes.

12:08:55 15 MR KOUMJIAN: Your Honour, the witness made a diagonal
16 movement from his left shoulder to his right waist.

17 PRESIDING JUDGE: Thank you, Mr Koumjian. Mr Anyah, you
18 were able to view that?

19 MR ANYAH: We are in accord with the description.

12:09:08 20 PRESIDING JUDGE: Thank you.

21 MR KOUMJIAN:

22 Q. Sir, I just want to go back to the command structure at
23 that time after Mr Taylor was elected president. Who was the
24 head of the SSS at that time?

12:09:23 25 A. When Mr Taylor took over as President, the SSS director who
26 was - who had the code number 50, and he was Benjamin Yeaten, and
27 the deputy for operation with code 52 was Joseph Montgomery, and
28 the code 51 director, who was directly the deputy to 50, was
29 Uriah Taylor, and Varmuyan Sheriff at that time was 56, five six,

1 56 and he was deputy director for operations.

2 Q. Thank you. Now, Mr Witness, I want to move on to another
3 topic. Have you yourself ever been inside Sierra Leone?

4 A. Yes.

12:10:33 5 Q. Can you tell us about the first time you went to Sierra
6 Leone?

7 A. Yes. The very first time I went to Sierra Leone was when
8 Sampson Weah and Jungle called Daniel Tamba were at the camp with
9 Foday Sankoh.

12:11:06 10 THE INTERPRETER: Your Honours, could the witness kindly
11 repeat that area and slow down his pace.

12 PRESIDING JUDGE: Mr Witness, please pause as the
13 interpreter is trying to keep up with you. Please pick up your
14 answer where you said, "were at the camp - Jungle called Daniel
12:11:25 15 Tamba were at the camp with Foday Sankoh." Please continue from
16 there and speak slowly.

17 THE WITNESS: Jungle, Daniel Tamba, was the aide-de-camp to
18 Foday Sankoh and was the chief liaison officer between the RUF
19 and the NPFL. So I went with him and Sampson Weah at that time
12:11:57 20 and that was my very first trip. We went to a town called Buedu
21 in Sierra Leone and we carried ammunition to Mosquito, Sam
22 Bockarie.

23 MR KOUMJIAN:

24 Q. Now, Mr Witness, in order to help us understand the
12:12:14 25 approximate time when this occurred can you tell us, first of
26 all, when you got this assignment where were you?

27 A. When - the first time I was on the presidential motorcade I
28 recall we were fighting against Roosevelt Johnson at Camp Johnson
29 Road. That was the time I made the first trip. And at that time

1 Taylor had been elected president.

12:13:07 2 Q. Okay. Thank you. Now, you had told us earlier that there
3 were two occasions where you fought against Roosevelt Johnson in
4 Monrovia. Do you remember - and you said one was 6 April and the
5 year you did not remember.

6 A. Yes --

7 Q. Do you recall the date, the approximate date of this
8 fighting at Camp Johnson Road?

12:13:24 9 A. -- it was in September. September. That was the time we
10 fought Roosevelt Johnson at Camp Johnson Road and at that time
11 Mr Taylor had been elected president.

12 Q. Do you recall, and tell us if you don't, what year that
13 was? September of which year that the fighting with Roosevelt
14 Johnson occurred at Camp Johnson Road?

12:13:52 15 A. I can remember but I can't really recall the year because
16 by then it was movement time. We couldn't remember the years and
17 months because everybody was busy carrying out their
18 responsibilities.

12:14:24 19 Q. What kind of vehicle did you travel, if you travelled in a
20 vehicle, did you go in to Sierra Leone?

21 A. At the first time I went it was in a pick-up, a four door
22 pick-up, Toyota.

23 Q. Who did you go with?

24 A. I said I went with Sampson Weah and Daniel Tamba.

12:14:57 25 Q. Who was Sampson Weah?

26 A. Sampson Weah was a brother to Benjamin Yeaten and he was
27 also an SSS personnel.

28 Q. When you say "brother", do you mean they had the same
29 father and mother or what do you mean?

1 A. They are related. I think he was his uncle. Ben was
2 Sampson's uncle. I don't think they were from the same father or
3 mother, but all I know is that they were related that way.

4 Q. What nationality was Daniel Tamba?

12:15:51 5 A. Daniel Tamba was a Gissi. He was a Kissi man from Lofa
6 County.

7 Q. Now earlier you had talked about in the SSS there were
8 various levels of pay. Do you know if either Sampson Weah or
9 Daniel Tamba received pay from the SSS?

12:16:20 10 A. Yes. Sampson was not a special bodyguard, but Benjamin
11 Yeaten put his name on the list of the special bodyguards, so he
12 used to receive \$400 US and Daniel Tamba too, he was issued an
13 SSS ID card and he too used to receive \$400 US.

14 Q. At this time when you were in Monrovia how well did you
12:16:51 15 know Daniel Tamba?

16 A. Yes. When I was in Monrovia I got to know Daniel Tamba.
17 All of us met in Monrovia and my personal relationship with him
18 at that time was at the time I went with him to Buedu and he was
19 introduced as the chief liaison officer and senior aide-de-camp
12:17:22 20 to Sankoh. So he had a house in Monrovia, his wife and everybody
21 was there and we were all friends, we used to do things in
22 common. That was how I came close to him.

23 Q. Did you carry anything in the vehicle that you took to
24 Sierra Leone?

12:17:45 25 A. Yes. We carried ammunition which included grenades, 106
26 rockets, LAR rockets - I mean rounds, AK-47 rounds. Those were
27 the kinds of ammunition that we carried. RPG.

28 Q. Sir, what is a 106 rocket?

29 A. 106 rocket is a long barrel and the rocket too is very

1 long. You put it into the pipe and then you launch it. It's a
2 very long rocket, just like from here to that something over
3 that.

12:18:46

4 PRESIDING JUDGE: I'm not sure what the something
5 Mr Witness is referring to.

6 THE WITNESS: I said it's a long rocket that stretches like
7 from here to that thing.

8 PRESIDING JUDGE: The witness has indicated from where he
9 is sitting to the Prosecution Bar.

12:19:11

10 MR KOUJIAN: I think about eight feet.

11 PRESIDING JUDGE: Mr Witness, when you're pointing, are you
12 pointing to a place on the floor or when you say over there do
13 you mean --

12:19:28

14 THE WITNESS: Here. Here. The white something. From
15 this.

16 PRESIDING JUDGE: Counsel for the Defence may not be able
17 to see. I think the witness is indicating a grill or something
18 on the floor.

12:19:42

19 MR ANYAH: Madam President, indeed I cannot see what the
20 witness is pointing to. Could we have it measured, please?

21 PRESIDING JUDGE: Yes.

22 THE WITNESS: Right there. Here. Yeah, go, go.

23 MR KOUJIAN:

12:19:57

24 Q. Mr Witness, why don't you hold onto it and then we'll see
25 how far you want him to go back.

26 A. Yeah, right there. It should not reach that thing. Okay,
27 somewhere around there, yes. That is the 106 rocket.

28 MS IRURA: Your Honour, the distance is 202 centimetres.

29 PRESIDING JUDGE: Thank you.

1 MR KOUMJIAN:

2 Q. Sir, this 106 rocket, is this the kind of weapon that a
3 single soldier carries or how is it carried or mounted?

12:21:02

4 A. When the barrel is mounted two persons will handle the
5 rocket and then fix it into the barrel, but it's not possible for
6 one person to take it.

7 Q. Thank you. Can you please describe the route that you took
8 from Monrovia to Sierra Leone?

12:21:33

9 A. Yes. I used from Monrovia to Lofa to Voinjama and then
10 from Voinjama to Foya and then from Foya to Buedu.

11 Q. When you were in Liberia on this trip did you pass through
12 any checkpoints?

12:22:03

13 A. Yes. The checkpoint I passed through was the last
14 checkpoint between the Liberian border. It's just a land. When
15 you get to Foya you will see a rope. It was a gate and they had
16 AFL soldiers based there from - on the Liberian side and when you
17 cross the rope you will see a white piece of cloth hanging
18 around. That meant that you were on the RUF territory.

12:22:35

19 Q. When you travelled on this first trip were you or Jungle or
20 Sampson in uniforms?

21 A. No, I never went to the - I never wore uniform. I wore
22 jean trousers and T-shirt.

23 Q. When you say you never wore a uniform, do you mean never or
24 what do you mean?

12:22:56

25 A. I never wore any SS uniform, I never wore any AFL uniform,
26 nor ATU uniform. I only had on a common jean trousers and a
27 T-shirt.

28 Q. Okay, thank you. I'm just trying to understand whether
29 you're talking about you never wore a uniform on this trip or you

1 never wore a uniform at all when you were in Monrovia or anywhere
2 else.

3 A. No. When I was going into Freetown - I mean Buedu, that is
4 in Sierra Leone, I never wore a uniform to go in there. But
12:23:38 5 whilst I was in Monrovia I wore the SSS uniform.

6 Q. Thank you.

7 JUDGE SEBUTINDE: Is there a reason for that distinction,
8 Mr Koumjian?

9 MR KOUMJIAN:

12:23:50 10 Q. Mr Witness, is there a reason why you and the others were
11 not wearing your uniforms on this trip?

12 A. Yes. For security reasons, because when we were going in
13 there were a whole lot of civilians around Voinjama, Foya so you
14 did not have to wear uniforms, a Liberian SS uniform, and that
12:24:16 15 will make you be recognised by people and whilst you were going
16 to Freetown.

17 Q. Since you did not have any uniforms on was it difficult to
18 pass through the AFL checkpoint?

19 A. There was no difficulties because all those who were
12:24:39 20 assigned at that checkpoint knew exactly what was going on and
21 they knew the various commanders like Sampson and Jungle and they
22 had the order there that any time that car arrived there they
23 should allow it to pass through, so there was a free movement.

24 Q. Thank you. What happened once you crossed the border into
12:25:03 25 Sierra Leone?

26 A. Okay. When I crossed - when we crossed the border, whilst
27 we were going, we got to a place, we saw a mud. There was a
28 jeep, a Land Cruiser. We realised it was stuck up and just after
29 the jeep we saw General Mosquito riding a motorbike coming

1 towards us and when he got there he stopped right by our car and
2 he got down, he greeted us, we too greeted him and he was very
3 happy to receive us.

12:25:47

4 Q. The person that you've called Mosquito, do you know him by
5 another name?

6 A. Yes, Sam Bockarie, the RUF leader at that time.

7 Q. Had you ever seen General Mosquito before that day?

12:26:11

8 A. Yes. The first time I saw Mosquito was at the YWCA at the
9 time he came to Monrovia at Benjamin Yeaten's house. That was
10 the first time that I saw him, but I did not go close to him.

11 Q. When you saw this jeep, and you said you saw General
12 Mosquito riding a motorbike, was he riding the motorbike in the
13 direction towards you, towards Liberia, or in another direction
14 or away from Liberia?

12:26:38

15 A. Yes, he was coming from Buedu, the control areas, towards
16 the Liberian side, and we were going towards his control area and
17 he was on top of the bike, but when he saw us he stopped there
18 right by the side of our vehicle.

19 Q. What happened then?

12:26:58

20 A. And he gave instruction. After we had moved the car from
21 the mud he gave instruction to his driver and the bodyguards. He
22 said they should go to Foya and buy some drinks, like beer,
23 stout, like jumping deer, so that they could bring them for us.

12:27:33

24 So they took the jeep and whilst they were going to Foya we
25 followed him to his base, and when we got to Buedu we stopped and
26 they unloaded the ammunition from the pick-up and he had his arm
27 room right in the house where he was staying, so we transferred
28 everything to the house and he was very happy. We sat down with
29 him, he brought us drinks, we all drank together and late at

1 night he gave us place to sleep, then we went to bed.

2 Q. Did General Mosquito ever indicate whether he had any plans
3 for using that ammunition?

12:28:18

4 A. Yes. He said, "I'm very happy for the coming of this
5 ammunition because I was under serious attack."

6 Q. Did he say where this attack was going on, if you recall?

12:28:51

7 A. Really, I never went to his front line. At any time I went
8 there I stopped at Buedu. I never went to the front line. But I
9 was there when some of his commanders came from the front line
10 the following day and he was giving them instructions, so they
11 started dividing the ammunition and that was across the Moa
12 River.

13 Q. How long did you, approximately, did you stay in Buedu?

12:29:20

14 A. I spent two days in Buedu and I left. I went back to
15 Monrovia.

16 Q. Did you ever make any other trip to Sierra Leone or trips?

12:29:54

17 A. Yes, yes. The second time was with Zigzag Marzah, Jungle
18 Daniel Tamba, Sampson Weah and I. When we drove to Benjamin
19 Yeaten's house, and Yeaten told us to follow him to the warehouse
20 and we followed him to the warehouse, and that was right at
21 Mr Taylor's house, that is on the left-hand side of the house,
22 that was where they had the warehouse. We went there and Yeaten
23 took a list of those things that we were supposed to carry and he
24 presented it to the G4 section. The commander there was Moses
25 Duoh, and we also received another supply of ammunition, mortar
26 guns, RPG rockets, LAR, AK rounds and that was Zigzag, Sampson,
27 Jungle and I, we left and we went to Buedu, along with three
28 bodyguards who were on top of the car and one of them was called
29 Enforcer, so we went there.

1 MR KOUMJIAN: Your Honours, the witness said Moses Duoh.

2 The spelling is D-U-O-H:

3 Q. Sir, you said this second trip began, you said you went to
4 Benjamin Yeaten's house. Where was Benjamin Yeaten's house?

12:31:11 5 A. Benjamin Yeaten's house was right at the back of
6 Mr Taylor's house, sloping down the hill. No sooner you slope
7 down the hill you see the house on the right-hand side. It was a
8 storeyed building. That was Benjamin Yeaten's house.

9 Q. And then you said you went to the warehouse. Can you tell
12:31:34 10 us where the warehouse was?

11 A. I said the warehouse was attached right on Mr Taylor's
12 house. That is when you come to the front side of the house, by
13 the left-hand side you will see the warehouse.

14 Q. I'm going to ask you to repeat it because I thought I heard
12:32:00 15 the witness say "down" and I didn't hear that interpreted. Sir,
16 can you repeat where was the warehouse? Just slowly describe it.

17 A. This warehouse is right at Mr Taylor's house, the left-hand
18 side of Mr Taylor's house. When you stand at the front of the
19 house, you watch at the left side, you just walk by the side of
12:32:27 20 the road, then you go down and you will see the warehouse and it
21 was attached directly on Mr Taylor's house.

22 Q. When you say you go down, what do you mean?

23 A. There is a little slopey hill. You just go down there and
24 you see the warehouse.

12:32:57 25 Q. When Yeaten presented, you said a list of those things that
26 we're supposed to carry, when he presented that to Moses Duoh do
27 you recall any conversation?

28 A. He presented the list to Moses and he got back into his car
29 and left and we stayed there. We started going through the list

1 so that we received those supplies of ammunition.

2 Q. How did you travel on that second trip?

3 MR ANYAH: Madam President, I realise we can ask these
4 questions on cross-examination, but it would be helpful to know
12:33:42 5 the year this took place. For the first trip all we have on the
6 record it's in September of some year that the first trip took
7 place, and the witness said it was when they were fighting at
8 Camp Johnson Road. That's as precise as the timeframe got. Now
9 we are on the second trip and there is no year on the record.

12:34:02 10 PRESIDING JUDGE: That would be helpful, Mr Koumjian.

11 MR KOUMJIAN: Thank you:

12 Q. Sir, how long after you returned from the first trip did
13 you go on the second trip, approximately?

14 A. When we returned from the first trip it took about a month
12:34:22 15 before I did my second trip. Like, let's say two months before
16 my second trip.

17 MR ANYAH: Madam President, is it being assumed that the
18 witness doesn't know the year of the second trip and the question
19 now is how long was the difference in time between the first and
12:34:43 20 second trip. Perhaps the witness could be asked if he knows the
21 year for the second trip.

22 MR KOUMJIAN: Your Honour, counsel is welcome to do that in
23 cross-examination. The witness has indicated, when I asked him
24 originally, he did not know the year of the first trip and he's
12:34:57 25 given the approximate time between the two. He said it was
26 during Mr Taylor's presidency. He has also given us some
27 information about who was the commander of the RUF at the time
28 and I'm satisfied. If counsel wants to ask further questions on
29 his cross-examination that's exactly what cross-examination is

1 for.

12:35:22 2 MR ANYAH: Well, there is a further obligation to your
3 Honours, it's not just what I prefer. There's a record. Your
4 Honours are listening to the evidence, and to have a trip being
5 given as taking place in September and no year, and then the next
6 question being posed is the second trip, what is the difference
7 or passage of time between the first and second trip, it does not
8 assist anybody, frankly.

12:35:41 9 PRESIDING JUDGE: Mr Anyah, Mr Koumjian has given an
10 explanation and you're at liberty to pick this up in
11 cross-examination. Please proceed.

12 MR KOUMJIAN: Excuse me, your Honours. Frankly, I've lost
13 my train of thought. I will have to go back and read the
14 transcript:

12:36:13 15 Q. Forgive me if I've asked you this before, but can you tell
16 us the route that you took for the second trip? Was it different
17 than the first trip or the same?

18 A. Yes, we used the same route. From Monrovia, Voinjama,
19 Voinjama to Foya, Foya to Sierra Leone, Buedu.

12:36:36 20 Q. What happened when you got to Buedu?

21 A. When I got to Buedu we saw Mosquito and he told us that he
22 was under a very serious attack, and by then he was in the radio
23 room when we arrived and we stopped right - because when you
24 enter Buedu there is a tree, a big tree under which they put some
12:37:11 25 benches. That was where he used to sit and right there by the
26 left-hand side, that was where Mosquito's house was, and when you
27 get to the house there was a radio room on the right-hand side
28 and you will walk through, the left-hand side there was the
29 ammunition room. So he was right in the radio room when we

1 arrived. So he came outside and later we greeted him and he was
2 very happy for the supply, because he was already out of
3 ammunition, so we turned it over to him and he started sending
4 them to the front lines.

12:37:53 5 Q. Now, you mentioned that you travelled on this trip - well,
6 I'll ask you to mention again. Who did you travel with on this
7 second trip?

8 A. I said Zigzag Marzah, Sampson Weah and some bodyguards,
9 three men who went with us.

12:38:16 10 JUDGE LUSSICK: What happened to Jungle?

11 THE WITNESS: And Jungle. Jungle, Daniel Tamba.

12 MR KOUMJIAN:

13 Q. The three bodyguards, who were they bodyguards for?

14 A. The bodyguards, two were for Zigzag Marzah and one was for
12:38:37 15 Sampson Weah.

16 Q. Who was Zigzag Marzah?

17 A. Zigzag Marzah was an SSS personnel and a special operation
18 man for Benjamin Yeaten. He used to send him in case of anything
19 like effecting arrest or if somebody on the front line - for
12:39:09 20 instance, if he said this person had committed any crime he will
21 say take this person to jail. So that was Zigzag Marzah's
22 responsibility.

23 Q. Who was Zigzag Marzah's direct commander?

24 A. General Benjamin Yeaten.

12:39:31 25 Q. What rank was Zigzag Marzah?

26 A. Zigzag Marzah was an SSS colonel.

27 Q. By the way, do you know his real first name?

28 A. Joseph Marzah.

29 Q. Was Mr Marzah popular with other members of the SSS?

1 A. Marzah was very, very popular.

2 Q. What else can you tell us about his reputation?

3 A. Well, really, in the NPFL Marzah's responsibility directly,
4 like I explained, was that for instance if they said somebody was
12:40:40 5 a POW or that somebody had committed a crime that was against the
6 norms of the revolution, Benjamin Yeaten would turn that person
7 over to Marzah and he would order him to go and execute that
8 person, so that was Marzah's responsibility, so he was very
9 popular.

12:41:09 10 Q. How long did you stay in Buedu after delivering the
11 supplies, the ammunition?

12 A. We spent about few days, close to a week, and we left. We
13 left Buedu.

14 Q. Did you make any further trips to Sierra Leone?

12:41:36 15 A. Yes, and that was now my last trip that I made to Buedu and
16 that was Sampson and I. We carried jean trousers, Timberland
17 boots, T-shirts, cigarette gross, but this time there were no
18 ammunition. We carried those things in Benjamin Yeaten's jeep.
19 There was a tactical jeep almost in the form of a military jeep,
12:42:21 20 so those things were taken to Buedu by Sampson and I in the jeep.

21 Q. Did you receive any instructions to make this trip or whose
22 idea was it?

23 THE INTERPRETER: Your Honours, can counsel kindly repeat
24 the question.

12:42:43 25 MR KOUMJIAN:

26 Q. Whose idea was it for you to take this trip?

27 A. Idea?

28 Q. Did you receive any order to make this trip?

29 A. Yes. It was Mr - I mean, General Yeaten who gave us the

1 orders, and he gave us those things to be taken to Buedu to turn
2 them over to General Mosquito.

3 Q. When you got to Buedu was Mosquito there?

4 A. Yes, Mosquito was in Buedu, we saw him, and he welcomed us
12:43:24 5 and we turned those things over to him, but the problem that we
6 faced with him then was that he said he wanted a jeep and we told
7 him that the jeep belonged to General Yeaten, your friend, and
8 that indeed if you wanted the jeep you should please make a call
9 to him so that we will not be in problem with him, and he said,
12:43:52 10 "That man is my friend. All you need to do is that you should
11 just go and tell him that your friend said he wants the jeep" and
12 he was able to give 2,000 United States dollars to Sampson and I,
13 so we left the jeep with him. But before leaving - but before
14 leaving Buedu, when he said he wanted a jeep there was a tank, a
12:44:18 15 war tank, with a chain under it, those big military tanks. It
16 was captured behind the Moa River where they were fighting and he
17 said Mr Taylor said he wanted a tank. He said he should send it
18 to him in Monrovia. So we used this same jeep. We drove from
19 Buedu to the Moa River and when we got to the river the tank was
12:44:52 20 across the river. You could stand at the other side of the river
21 and see the tank across, but the ferry that was there had been
22 broken, there was no ferry functioning there, so --

23 THE INTERPRETER: Your Honours, could the witness kindly
24 stop there and then --

12:45:11 25 PRESIDING JUDGE: Pause, Mr Witness.

26 THE INTERPRETER: And then slow down his pace and repeat
27 what he said.

28 PRESIDING JUDGE: Mr Witness, again you've speeded up and
29 this is giving the interpreters a problem.

1 THE WITNESS: Sorry, sorry.

2 PRESIDING JUDGE: Yes. Please go back to where you were
3 saying the ferry that was there had been broken, there was no
4 ferry functioning. Please continue your answer and please

12:45:37 5 remember someone is interpreting for you.

6 THE WITNESS: I said, when we left Buedu we drove to the
7 Moa River and at the river there there was a ferry that used to
8 cross people over, but that ferry had been broken so it was no
9 longer crossing over with people. So when we got to the river

12:46:08 10 General Mosquito decided he would fix the ferry on his own. So
11 they sent for drums, those big drums with some nails - with some
12 planks and nails, so we decided to put it on the ferry to try and
13 cross, so that he would put the tank there in the ferry and cross
14 it over and send it to Mr Taylor in Monrovia. So we spent the

12:46:35 15 whole day at the ferry. From morning we were trying to fix the
16 ferry up to 10 at night. We fixed the ferry at night and later
17 we sent the ferry over the water and we put all the cars that
18 were there, we tried to flash the lights over the water so that
19 the tank can be put on the ferry and cross it over, and they

12:47:02 20 carried the ferry across the river, but the tank was so heavy and
21 - but when they put it over the ferry for the ferry to cross it
22 sank under the water, so there was no way for us to cross. So he
23 only used that as an experiment, but there was no way. So we

24 slept there at that place until the following morning and there
12:47:27 25 was no means for the tank to be crossed over, so he told us
26 saying: Okay, what we have to do - I will see what I can do.

27 Let's go back. We left there and we started driving back to
28 Buedu and whilst going we saw his deputy Issa Sesay and one of
29 the front-line commanders by the name of Morris Kallon, and he

1 gave them instruction to go to the area where he had been fixing
2 the ferry to see whether they would be able to cross the tank
3 over the ferry and to send it to Monrovia to Mr Taylor and if
4 they sent it he would be happy. So we left them there going
12:48:14 5 there and we drove to Buedu, and when we got to Buedu he provided
6 a pick-up because he had already taken the jeep and he had given
7 us money, so he gave us a pick-up, a driver called Alpha took us
8 from Buedu straight to Gbanga.

9 PRESIDING JUDGE: We got at least one "he" in there,
12:48:40 10 Mr Koumjian. "He provided". And there were a couple of others,
11 so if we could clarify.

12 THE WITNESS: General Mosquito. General Mosquito.

13 MR KOUMJIAN:

14 Q. Okay, Mr Witness, I'm going to go back and try to clarify a
12:49:00 15 "he" that happened a while ago. This is page 77, your Honours,
16 starting at the last word on line 18, page 77 on my LiveNote.
17 You used "he" and I want you, Mr Witness, to clarify who you're
18 talking about. You said "he said Mr Taylor said he wanted the
19 tank".

12:49:20 20 A. No, I called his name. I said General Mosquito said
21 Mr Taylor - that is when the tank was captured they informed him
22 and he was so happy and he said Mr Taylor said but then Mosquito
23 send the tank to me in Monrovia. That was what I said.

24 Q. Thank you. Now going to page 79 on my LiveNote, line 16,
12:49:46 25 you said this: "When we got to Buedu he provided a pick-up".
26 Who provided you the pick-up? This is after the --

27 A. That was General Mosquito. When we got to Buedu he
28 Mosquito said he wanted the jeep. So for that reason the jeep
29 had already been in his possession, so the only thing he could do

1 for us was to provide a pick-up for Sampson and I to go back.

2 Q. And you said "he had given us money". Who gave you the
3 money?

4 A. General Mosquito gave us \$2,000.

12:50:26 5 Q. What happened when you got back to Monrovia without the
6 jeep?

7 A. When we got back to Monrovia General Yeaten asked - he
8 said, "Where is my car?" And we said, "Chief, the car, your
9 friend said he wanted the car so for that reason we left the jeep

12:50:49 10 there with him" and he was very, very angry. He said, "If I do
11 not get my jeep from now to the evening you guys will be
12 executed." So we escaped, Sampson and I escaped. We were in
13 hiding. We managed to get to the radio room and to call General
14 Mosquito to inform him that that was the situation on the ground.

12:51:12 15 So he said, "Okay. Since my friend is angry what you have to do,
16 you remain in hiding until I get to Monrovia. I will talk to
17 him." So Sampson and I were in hiding and after a few days
18 Mosquito arrived in Monrovia. When he came to Monrovia he went
19 to Ben - he came without the jeep. He went to General Yeaten and

12:51:35 20 he told him saying, "I wanted the jeep so I told these gentlemen
21 that they should hand the jeep over to me" and Benjamin Yeaten
22 told him that, "The only way that I can listen to this is that
23 you first of all have to send for the jeep and bring it right
24 into my compound here before we start talking anything." So
12:51:56 25 Mosquito sent for the jeep and when the jeep came they were there
26 now, they discussed it and later we came out of hiding.

27 Q. Thank you. Now, Mr Witness, you've told us about two
28 trips, your first two trips where you carried ammunition to
29 Buedu. Do you know of other trips that you were not on that

1 other people took carrying ammunition to Buedu?

12:52:45 2 A. Yes. Before I could go to Buedu Sampson, Zigzag Marzah,
3 Daniel Tamba, they were already going to Buedu and coming back.
4 I told you previously that they came with General Mosquito. Once
5 I saw him, and they used to carry ammunition before my trip to
6 Buedu.

7 Q. Do you know how long these trips to Buedu with ammunition
8 continued, to your knowledge?

9 MR ANYAH: Well, Madam President, I'm objecting. There has
12:52:59 10 to be some more foundation than this. The witness is talking
11 about trips by three persons, Daniel Tamba, also known as Jungle,
12 Zigzag Marzah and Sampson to Buedu. We don't have a time frame
13 and they are now asking him a question about how long these trips
14 continued. We don't know when they started, we don't know when
12:53:18 15 they stopped. We don't know how the witness observed these
16 trips. Did he go along with the three men on each and every
17 trip? Did all three men go along on each and every trip together
18 or were these separate trips? None of this is on the record.

19 PRESIDING JUDGE: We require more foundation, Mr Koumjian.

12:53:40 20 MR KOUMJIAN: I'm trying to answer counsel's question about
21 how long the trips continued:

22 Q. But first, how do you know about these trips, Mr Witness?

23 A. Sampson was my best friend. Sampson is my best friend.
24 Jungle and Zigzag Marzah, we all lived together at the YWCA. So
12:54:00 25 when they were leaving for Sierra Leone - for Buedu in Sierra
26 Leone - I was aware - I would always be aware because sometimes
27 Sampson and Zigzag Marzah, when they returned - before going to
28 Buedu with the ammunition they took me to a club called Transit
29 on the old road. We went to this club and they had this pick-up

1 loaded already with the ammunition. They bought us some drinks
2 and we drank together. They left. They used to go to and fro.
3 That happened before my own three trips to Buedu.

12:54:49 4 Q. Do you have any idea when the trips that you were aware of,
5 just the ones that you were aware of, began?

6 A. I have an idea, it was around '98.

7 Q. And, sir, how long did these trips continue, to your
8 knowledge?

9 A. The trips continued even when Mr Taylor took over as
12:55:20 10 president. The trips still continued until Taylor left Liberia.

11 Q. Now, Mr Witness, you've talked about General Mosquito and
12 seeing him on your three trips to Buedu. Do you know if General
13 Mosquito stayed in Sierra Leone or if anything happened?

14 A. Yeah. When Mosquito was in Sierra Leone, at that time it
12:56:05 15 was after my three trips, I was back to my duty in Monrovia and
16 General Mosquito and his deputy Issa Sesay had a problem. This
17 problem used to happen not often. I can remember that there was
18 a dispute between Issa Sesay and General Mosquito. Both of them
19 were sent for from Buedu by Mr Taylor. They came to Monrovia and
12:56:42 20 were taken to General Yeaten's house. From Yeaten's house they
21 were taken to White Flower to Mr Taylor's house. That dispute

22 was settled between them, between the two of them. They settled
23 the dispute. The one that I can remember again was General Issa,
24 along with the late Superman, one general, there was a dispute
12:57:06 25 between Issa and Superman. Issa and Superman were against
26 Mosquito and they sent for them again to settle this dispute
27 between them and when they left they went back to Buedu and were
28 still not reconciled.

29 Q. Okay, I think I may be a little out of order but,

1 Mr Witness, what you've just told us about Mosquito and Issa
2 Sesay and Superman coming to Monrovia to settle the dispute, how
3 do you know that?

4 A. I was in the picture. I was assigned directly with
12:57:50 5 Benjamin Yeaten. Every problem that went on at White Flower, we
6 would be there, and I was with the presidential motorcade and he,
7 Yeaten, sent me there and later he called for me. So when Issa
8 and others came for this kind of problem I would see them. They
9 would come. After they would have settled the problem they would
12:58:12 10 come to Benjamin Yeaten's house, all of us would sit together and
11 they would have discussions. That was where I saw Superman.
12 That was how I knew those people.

13 Q. Mr Witness, do you know if Sam Bockarie ever left - you
14 called Sam Bockarie, General Mosquito, the leader of the RUF. Do
12:58:34 15 you know if he ever left that position?

16 A. Yes. It was - that was in around the end of 1999, 1999,
17 when General Mosquito and Issa - the last trip that I can
18 remember, Mosquito came to Monrovia. He was staying at a
19 guesthouse which was designated for the RUF in Monrovia. When
12:59:09 20 Mosquito came that was where he was staying. Later I went to the
21 guesthouse and saw him. He gave us some money. Later he left.
22 When he went back he and Issa had a problem, they were fighting
23 between themselves. During that fighting Mosquito was able to
24 cross over and come to Voinjama along with his family, all his
12:59:39 25 property. He crossed and came to Voinjama. There was a serious
26 battle between himself and Issa and --

27 Q. Mr Witness, did Sam Bockarie, when he crossed over and came
28 to Voinjama, you said he came with his family, did anyone else
29 come with him? Did he bring anyone else?

1 A. He came along with his family and a huge manpower,
2 bodyguards.

3 Q. When you say huge, can you give us any kind of rough
4 estimate of the number of people that came with him?

13:00:20 5 A. Close to 2,000 men.

6 Q. Do you recall yourself the names of any of the people that
7 came with Bockarie, that you knew?

8 A. Yeah, I can remember the late Salami, whose picture I think
9 you have. One Martin, a computer man for Mosquito. Toasty,
10 General Sheriff, not the Sheriff, not Varmuyan Sheriff, but there
11 was another Sheriff from Freetown. They were many. So many.

13:00:53

12 MR KOU MJIAN: Your Honours, the witness said Toasty;

13 T-O-A-S-T-Y is our spelling:

14 Q. These people that you've named, let's start with Salome,

13:01:22

15 S-A-L-O-M-E I believe is a spelling we've used previously. We'll
16 double check that.

17 PRESIDING JUDGE: Was it Salami?

18 MR KOU MJIAN: I will double check that, your Honour:

19 Q. What was his nationality?

13:01:38

20 A. Who?

21 Q. Salami, and your Honour is correct, S-A-L-A-M-I.

22 A. Salami was a Sierra Leonean.

23 Q. How about Toasty?

24 A. All those people whom I have named were Sierra Leoneans.

13:01:56

25 Q. What happened to these fighters - excuse me, these men who
26 were with Sam Bockarie that came into Liberia?

27 A. Yeah. When they came they took them - they were received
28 at Voinjama and taken to Monrovia and all his men whom he had
29 brought, the manpower, they were put into the ATU. Mr Taylor

1 gave an order that they should go to the ATU. So they were sent
2 for ATU training at Gbatala. After the training they brought
3 them to town and deployed them.

13:02:52 4 Q. Mr Witness, I believe I've already asked him for the ATU
5 acronym, what it stands for. Mr Witness, what does ATU stand
6 for?

7 A. Anti-Terrorist Unit.

8 Q. Who was the commander of the ATU at that time?

9 A. At that particular time Chucky Taylor was the commander for
13:03:12 10 the ATU; Mr Taylor's son.

11 Q. Within the ATU did Mr Chucky Taylor have any other group,
12 subgroup, within the ATU?

13 A. Within the ATU Chucky had his own bodyguards whom he called
14 the Demon Forces.

13:03:45 15 Q. What kind of uniform did the ATU wear?

16 A. The ATU wore tiger stripes camouflage.

17 Q. Can you describe that?

18 A. Yeah. It's almost like a US camouflage, but it had lines,
19 just like a tiger. You know, like a tiger skin.

13:04:20 20 Q. Did they wear anything on their heads?

21 A. Yeah, they wore red berets.

22 Q. What was the base of the ATU?

23 A. Gbatala.

24 Q. In addition to training did anything else go on there?

13:04:50 25 A. So many things happened on the base. There was more of
26 torture on the base. They had - if you went against the rule at
27 the base Chucky would lay you down and he would give an order.
28 They would put someone on your chest to sit on your chest and
29 somebody would be holding onto your feet, one on one leg, and

1 they would drag you right down and bring you back and you would
2 be skinned right at the back. And they had also a very big log
3 that you carried on your shoulder. More than five people would
4 pick that log and it would peel your skin. They also had a round
13:05:41 5 log. They called it a "billy" at that time. They put a chain on
6 it, a very big chain, and they passed it round your neck, five
7 men this way and this way, and they would beat you. They would
8 lay you with that raw sore and take you to that area where they
9 had some - a small --

13:06:02 10 THE INTERPRETER: Your Honours, can the witness kindly
11 repeat this area, this description.

12 PRESIDING JUDGE: Mr Witness, you going too quickly for the
13 interpreters.

14 THE WITNESS: Sorry. Sorry.

13:06:14 15 PRESIDING JUDGE: I think go back to the point where you
16 said they put something, a chain I think it was, they passed it
17 round your neck and five men. Explain that, please.

18 THE WITNESS: Yeah. I said the torturing, they had one
19 where they would lay you down and place somebody on your chest,
13:06:35 20 two persons on one side and another two persons on the other side
21 and you would be dragged over a distance and they would bring you
22 back. They had a very big log, they would put that on your
23 shoulder and they would beat it until all that area peels off.

24 They also had a big round log that they would hold, they placed a
13:07:03 25 big chain on it, and they would hang it round your neck. There
26 would be five men this way and that way and they would be beating
27 that until the skin behind your neck peels off. From there, that
28 sore would be left like that and they would take you to a river,
29 there was a river which they called Bill Clinton pool. That was

1 where they would place you and you would be there for like 72
2 hours or a week. Some people died there.

3 MR KOUMJIAN:

4 Q. How do you know about this, Mr Witness?

13:07:36 5 A. I went for training. I told you initially I went for
6 training and after the training from the police academy I was
7 taken to Gbatala, so I was there, so I knew exactly what was
8 happening there.

9 Q. Mr Witness, you had mentioned that on one of your trips you
13:07:55 10 saw a person you referred to as Sam Bockarie's deputy Issa Sesay.
11 Did you ever see Issa Sesay in Liberia?

12 A. Yeah, I said it. I said Issa used to come to Liberia.
13 When they came they used to stop at the guesthouse. They used to
14 stay at the guesthouse. At the time that there was no dispute
13:08:20 15 between himself and Mosquito both of them used to come to
16 Liberia. They would come, they would go to the waterside for
17 shopping, they would buy jean trousers, T-shirts, they would do
18 some shopping and return. When Mosquito left Sierra Leone, Issa
19 still used to come. At that time it was Issa who was in charge.

13:08:42 20 MR KOUMJIAN: Thank you. Your Honour, I'd like now to show
21 some photographs to the witness and just to - there's four in
22 total. Just to assist the Court Officer I'll give all four to
23 her now. The first is D-51. The second is at tab 12. The third
24 I believe has been distributed and that is ERN number P0000649
13:09:13 25 and the fourth would be a Prosecution exhibit P-68C. So if the
26 Court Officer could bring those to the overhead projector I'll go
27 through them one by one with the witness.

28 Your Honours, this is D-51 with the ERN number P0000641:

29 Q. Mr Witness, do you recognise the individuals in the centre

1 left of this photograph?

2 A. Yeah. The one standing in the centre with the short towel
3 around his neck is Zigzag Marzah. The first man standing with
4 the radio in his hand is General Mosquito, Sam Bockarie.

13:10:55 5 MR KOUMJIAN: Thank you. The next is at tab 12. It's a
6 photograph with the ERN number P0000643. If that could be shown
7 to the witness, please:

8 Q. Mr Witness, starting at the left with the individual in the
9 red shirt and going then to the right can you identify any of the
10 three individuals depicted in this photograph?

11 A. Yeah. The first man with the red T-shirt is Zigzag Marzah.
12 The second man to him in the centre is Daniel Tamba, Jungle. The
13 last man on the left - on the right side is Abu Keita, General
14 Abu Keita.

13:12:02 15 Q. Thank you. Excuse me, before we leave that, did you ever
16 meet Abu Keita yourself?

17 A. Yes, I met Abu Keita in Buedu.

18 Q. Did he tell you who he was?

19 A. Yeah. Abu Keita told me that he was a former fighter for
13:12:32 20 the ULIMO-K, a general, and he later joined the RUF. That was
21 what he told me.

22 MR KOUMJIAN: I'd like the witness to be shown the next
23 photograph which has the ERN number P0000649:

24 Q. Sir, can you recognise anyone in the photograph?

13:13:09 25 A. Yeah. The man sitting in the driver's seat is Zigzag
26 Marzah and this was the jeep I was talking about that we took
27 along and which Mosquito said he wanted.

28 MR KOUMJIAN: Thank you. And now finally P-68C which has
29 the ERN number 00029865. It's only the first page of that 68C:

1 Q. Sir, do you recognise either of the individuals in this
2 photograph?

3 A. Yeah. The man sitting with the long sleeved shirt - red,
4 white, I don't know if it's black - is Daniel Tamba called
13:14:16 5 Jungle. And the man in the jeans suit is Issa Sesay, the General
6 Issa Sesay, the deputy to Mosquito that time.

7 JUDGE SEBUTINDE: Mr Koumjian, that last picture, was that
8 a prior exhibit?

9 MR KOUMJIAN: Yes, that is the first page of Prosecution
13:14:46 10 exhibit 68C. Thank you:

11 Q. Sir, when Sam Bockarie came with the family and men that
12 you talked about, where did he go? Where did he stay?

13 A. When Sam Bockarie came with those men he first stayed at
14 not a place - a place not far away from YWCA compound. That was
13:15:23 15 where he was staying.

16 Q. Did he later go anywhere else?

17 A. Yeah. When he was at YWCA, later I was called by Benjamin
18 Yeaten to take up assignment with him. He then moved to ELWA
19 Junction where there was a road called Four Houses Road. That
13:15:51 20 was a place where Mr Taylor gave us. There were four houses in
21 one compound. That was where he moved.

22 Q. Can you repeat slowly the name of the junction?

23 A. ELWA Junction. ELWA Junction. Four Houses.

24 Q. Thank you.

13:16:31 25 A. Four Houses Road.

26 Q. You said there were four houses in one compound. When Sam
27 Bockarie was staying there can you tell us who was in the various
28 houses?

29 A. When you enter the compound there is a very first house on

1 the left-hand side. That was where Sam Bockarie's sister-in-law
2 by the name of Kadie stayed together with the other sisters.
3 Then when you stand at that place and look straight ahead of you
4 there was another building. That was where Sam Bockarie's mother
13:17:11 5 and her family - that was where they were staying. Then when you
6 walk on the same right-hand side there was another building.
7 That was where General Mosquito himself together with his wife
8 was staying. Then on the left-hand side again before Kadie's own
9 place that was where all the bodyguards, Salami, Sampson,
13:17:34 10 everybody was staying.

11 Q. Thank you. Now, Mr Witness, you said a moment ago that,
12 "When he was at YWCA, later I was called by Benjamin Yeaten to
13 take up assignment with him." Can you please explain to us about
14 this call from Benjamin Yeaten?

13:17:57 15 A. Yeah. It was in the evening hours when Sampson called me
16 and said I should go and take up assignment with General
17 Mosquito, but go first and report to the chief, that is Benjamin
18 Yeaten. I went to his house and he told me that from today I
19 will be assigned - at that time Mosquito was sitting right by him
13:18:29 20 and he said, "From today's date you will take up assignment with
21 my friend and you will take every instruction him and he will
22 give you maximum protection." So I started my assignment.

23 Q. Mr Witness, you told us about Sam Bockarie crossing over to
24 Liberia from Sierra Leone with family and men. How long after
13:18:54 25 that do you believe it was, would you estimate, that Benjamin
26 Yeaten called you with his assignment?

27 A. I said it was at the end of '99 when Sam Bockarie came to
28 Liberia, when he crossed over into Liberia. When he was at YWCA
29 it took something like two weeks before I took up the assignment

1 with him.

2 Q. Was anyone else given the same assignment by Benjamin
3 Yeaten to be a bodyguard for Sam Bockarie, to your knowledge?

4 A. Yeah. It was the late James Kemu.

13:19:39 5 THE INTERPRETER: Your Honours, can he repeat the last
6 name.

7 PRESIDING JUDGE: Just pause, Mr Witness. The interpreter
8 wants you to repeat the last name. You've said the late James
9 Kemu. Who else, please?

13:19:52 10 THE WITNESS: Kemu. Kemu.

11 MR KOUMJIAN: Kemu, your Honours, K-E-M-U.

12 Q. Besides Kemu, I'm sorry, Mr Witness, we missed the other
13 names you mentioned. In addition to yourself and Kemu who else
14 was given this assignment by Benjamin Yeaten to be a bodyguard
15 for Sam Bockarie?

13:20:21 16 A. I said Surprise Fasu. Surprise Fasu.

17 MR KOUMJIAN: We'll try to get a spelling or do a phonetic
18 one. Perhaps in the meantime I can just do it phonetically,
19 F-A-I-S-U:

13:20:42 20 Q. Sir, anyone else? I thought you said another name?

21 A. I said Sampson.

22 Q. Thank you.

23 A. Sampson Weah.

24 MR KOUMJIAN: And Fasu at this moment phonetically F-A-S-U:

13:21:05 25 Q. Sir, these people, you, Sampson Weah, James Kemu and
26 Surprise Fasu, what were the nationalities of the four of you?

27 A. We were all Liberians.

28 Q. Now you said earlier that Sam Bockarie crossed with many of
29 his bodyguards, is that correct?

1 A. Yeah.

2 THE INTERPRETER: Your Honours, can he repeat the last
3 answer slowly.

13:21:34

4 PRESIDING JUDGE: Mr Witness, the interpreter asks that you
5 repeat your last answer. Please speak slowly.

6 THE WITNESS: I said General Mosquito crossed - the men
7 that he crossed over with were all Sierra Leoneans. They were
8 all Sierra Leonean. But we that took up the assignment with him
9 by under instruction from Benjamin Yeaten were all Liberians.

13:22:04

10 That was what I said.

11 MR KOUMJIAN:

12 Q. When you were working as a bodyguard for Sam Bockarie what
13 was your relationship with Benjamin Yeaten?

13:22:30

14 A. I was bodyguard to Ben and he gave me the assignment, so I
15 used to report directly to him.

16 Q. Just so we're clear, you reported directly to who?

17 A. To General Yeaten.

13:22:45

18 PRESIDING JUDGE: I'm not clear how the witness could be -
19 the question was, "When you were working as a bodyguard for
20 Mr Bockarie" and then he said, "I was a bodyguard to Ben and he
21 gave me the assignment." Does he mean - how could he be
22 bodyguard to both at the same time, or maybe just --

23 MR KOUMJIAN: Yes, it merits further explanation:

13:23:03

24 Q. Mr Witness, when you were working as a bodyguard for Sam
25 Bockarie and you said at the time you were a bodyguard to Ben,
26 "He gave me the assignment", explain what your relationship was
27 with Benjamin Yeaten at the time he assigned you to guard Sam
28 Bockarie.

29 A. I was a special - I was working with the Special Security

1 Service with the motorcade and from Mr Benjamin Yeaten called me
2 to take up assignment with him again and I was with him - I was
3 with Benjamin Yeaten when Sam Bockarie crossed. Then for the
4 safety of he himself and Sam Bockarie, because they wanted a
13:23:48 5 Liberian security to be assigned to Sam Bockarie just in case
6 there is an information which could be passed over to Benjamin
7 Yeaten, it was then that he gave us this assignment. That was
8 what I said.

9 Q. Where did you stay when you were on this assignment?

13:24:08 10 A. I had my house right opposite the White Flower, Mr Taylor's
11 house.

12 Q. Did you become - what was your relationship like with Sam
13 Bockarie during the time you were his bodyguard?

14 A. I was very close to him. We used to sit together and
13:24:41 15 discuss. And most of the things that he was not satisfied with
16 that had caused him to leave the RUF, we used to sit down and
17 talk about them. He - the effort that he had really made for the
18 RUF, he said he had never benefitted anything. The fact that he
19 has left Sierra Leone, he was regretful of that. He said
13:25:12 20 Mr Taylor called him and told him that he should leave there
21 because Foday Sankoh wanted Issa Sesay to take over as commander
22 because Mosquito maybe one of these days might take over the RUF.
23 That was Sankoh's fear. So I was very close to him and we were
24 doing things in common.

13:25:44 25 Q. You said that Mosquito said Mr Taylor called him. What
26 name or what terms did Mosquito use to refer to Charles Taylor?

27 A. He used to call him Chief. He said, "Had it not been for
28 the Chief who called me to come we would have all fought for that
29 place until all of us lost the ground." It was Taylor that he

1 was referring to, that every instruction he taking directly from
2 Mr Taylor. So he called him Chief at that time because at that
3 time Sankoh was not there, he was in jail in Togo. So the RUF
4 was not directly under Mr Taylor, so Mosquito reported directly
13:26:38 5 to Mr Taylor. So when he said "Chief" he was referring to
6 Mr Taylor.

7 Q. When I asked you about what Mosquito called Mr Taylor you
8 said - part of your answer was, "We would have all fought for
9 that place". What place was Mosquito referring to, if you know?

13:26:59 10 A. The RUF controlled areas where he was in Buedu, the entire
11 control area. He said had it not been for the chief Mr Taylor
12 who had told him to leave the ground to come in Liberia, "Issa
13 and I would have continued fighting at that place until all of us
14 lost the ground." That was what he said.

13:27:24 15 MR KOUMJIAN: Your Honour, I'm looking at LiveNote and I
16 see something that at least isn't what I recall hearing. I will
17 check with your Honours and counsel, but on mine it's page 97
18 line 9, "So the RUF was" - blank - "under Mr Taylor":

19 Q. Mr Witness, what did you say about the RUF's relationship
13:27:48 20 to Mr Taylor?

21 A. I said Mosquito said he had been with the RUF and they were
22 taking direct orders from Mr Taylor and in fact as far as he,
23 Mosquito, was concerned it was only Mr Taylor that he was taking
24 orders from, because Foday Sankoh was now - now wanted him to be
13:28:12 25 killed, so he was now only looking up to Mr Taylor.

26 Q. You talked about Sam Bockarie talking about his efforts for
27 the RUF. Did he explain what efforts he made?

28 A. Yeah. He said - during those days when we were together
29 sitting down, he said his effort in there when they used to take

1 the diamond - diamonds they had a certain portion that he used to
2 take directly to Mr Taylor to purchase arms and ammunition. Then
3 another portion would be - would be shared among the various
4 commanders like he, Issa and the other deputies. Then there was
13:29:03 5 another portion that was kept separately for Foday Sankoh when he
6 comes from jail so that it will be turned over to him. Those
7 were the types of efforts that he was applying and he was
8 referring to.

9 MR KOUMJIAN: Your Honour, I have more questions on this
13:29:22 10 topic, but I see the time.

11 PRESIDING JUDGE: Thank you, if that is convenient. Now,
12 Mr Witness, we are now going to take the lunchtime adjournment of
13 one hour and we will be resuming court at 2.30. Please adjourn
14 court until 2.30.

13:29:35 15 [Lunch break taken at 1.30 p.m.]

16 [Upon resuming at 2.32 p.m.]

17 PRESIDING JUDGE: I notice the witness is not on the stand,
18 but I understand it is a temporary delay for reasons --

19 MR KOUMJIAN: Your Honours, just a reminder that the screen
14:32:11 20 should be lowered before the witness is brought back in.

21 PRESIDING JUDGE: Yes, indeed. But it is just because I am
22 explaining why we don't have a witness and that has to be on the
23 public record. I am just saying that we understand he is on his
24 way. Madam Court Officer of course knows to lower the screen.

14:33:34 25 Mr Koumjian, please proceed. Please put the screens up.

26 MR KOUMJIAN:

27 Q. Mr Witness, we are in open public session right now. Sir,
28 when we broke for lunch you had talked about what Sam Bockarie
29 had told you about his relationship - his efforts for the RUF and

1 you said that he had told you that diamonds, they had a certain
2 portion that he used to take directly to Mr Taylor to purchase
3 arms and ammunition. Can you tell us anything else that
4 Sam Bockarie told you about the RUF's arms and ammunition?

14:34:56 5 A. Yes.

6 THE INTERPRETER: Your Honours, could the witness repeat
7 that name he referred to.

8 PRESIDING JUDGE: Mr Witness, please repeat the name you
9 gave just now.

14:35:13 10 THE WITNESS: I said General Bockarie, Sam Bockarie,
11 Mosquito. Can I go ahead?

12 PRESIDING JUDGE: Can the witness proceed?

13 MR KOUMJIAN: Yes, please:

14 Q. Do you need the question, or can you please continue?

14:35:52 15 A. I said General Sam Bockarie, Mosquito, he said when he was
16 controlling the RUF at any time he collected diamonds he divided
17 them into three portions and the first one was to be sent to
18 Mr Taylor to purchase arms and ammunition, and the other portion
19 was to be divided amongst he, Issa Sesay and the other generals,
20 and the other one will be kept purposefully for Foday Sankoh.

21 That was what he said.

22 Q. Did Sam Bockarie ever tell you whether these arms and
23 ammunition that he received from Mr Taylor, whether that was the
24 only source he had for arms and ammunition, or whether the RUF
14:36:55 25 had other sources?

26 A. He never told me about anywhere that they used to get arms
27 and ammunition, he only told me that it was directly from
28 Mr Taylor to the RUF. That is arms and ammunition. He did not
29 tell me any other thing. Any other thing. Whether they used to

1 get it from somewhere else or not, I do not know.

2 Q. Did Sam Bockarie explain to you, Mr Witness, where these
3 diamonds came from?

14:37:43

4 A. Yes. Those diamonds, they used to mine for them in the
5 Kono area in Freetown in Sierra Leone.

6 MR KOU MJIAN: Thank you, Mr Witness. Your Honours, at this
7 point I would be moving for a private session because the
8 evidence I intend to adduce concerns a unique assignment by this
9 witness and if further explanation is necessary I could give that
10 in private session.

14:38:16

11 PRESIDING JUDGE: Mr Anyah, you did give us a general
12 indication this morning concerning private sessions, but I would
13 like something specific for the record please.

14:38:34

14 MR ANYAH: I think before your Honours take the matter into
15 private session your Honours would have to find that there is
16 some basis on the basis of the proffer by counsel. I am looking
17 at the record, and I suppose the proposal is that this implicates
18 a unique assignment by the witness. We will reserve our right to
19 object after your Honours hear more from counsel. At least we
20 are suggesting that your Honours seek more explanation from
21 counsel in private session.

14:38:59

22 PRESIDING JUDGE: I see. We have to go into private
23 session to get the explanation; is that what it amounts to?

24 MR KOU MJIAN: Yes.

14:39:14

25 [Trial Chamber conferred]

26 PRESIDING JUDGE: The Court will go into private session
27 temporarily to hear an application by counsel for the Prosecution
28 for reasons of security of the witness. Please put the Court
29 into private session.

1 [At this point in the proceedings, a portion of
2 the transcript, pages 19864 to 19867, was
3 extracted and sealed under separate cover, as
4 the proceeding was heard in private session.]

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1 [Open session]

2 MS IRURA: Your Honour, we are in open session.

3 PRESIDING JUDGE: Thank you. The court will now go into

4 private session for a temporary period in order to adduce

14:49:37 5 evidence and that temporary private session is for reasons of

6 security of the witness. Mr Witness, you have heard what I said.

7 THE WITNESS: Yes.

8 PRESIDING JUDGE: Please implement that, Madam Court

9 Officer.

10 [At this point in the proceedings, a portion of

11 the transcript, pages 19869 to 19891, was

12 extracted and sealed under separate cover, as

13 the proceeding was heard in private session.]

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12 [Open session]

13 MR KOUMJIAN:

14 Q. When you say that Sam Bockarie would communicate with you,
15 do you mean by letter, or by what means of communication?

16 A. No, no, no, no. He used to call on the phone.
17 Communication through phone. Telephone conversation. He will
18 call his wife and we will talk.

19 Q. Do you know where Sam Bockarie went from Burkina Faso?

20 MR ANYAH: Well, Madam President, Musa Cisse goes from
21 Liberia to Ghana and takes Sam Bockarie to Burkina Faso. We
22 don't know when. The witness is on the phone with Bockarie while
23 he is in Burkina Faso. There is no indication of when. We just
24 have phone conversations. And again, it is the Prosecution's
25 case, but there is some degree of specificity that, at a minimum,
26 should be on the record.

27 PRESIDING JUDGE: The times - the time frame is not clear
28 at all, Mr Koumjian.

29 MR KOUMJIAN: Your Honour, I will come to that in a moment:

1 Q. Sir, do you know where Sam Bockarie went from Burkina Faso?

2 A. Yes, Sam Bockarie in '91, after 2000, in '91 --

3 Q. Just a moment, sir, but '91 is before 2000. You said '91
4 after 2000?

5 A. Sorry, 2001, not '91. 2001.

6 Q. Okay, I am sorry. My question is first: Do you know where
7 Sam Bockarie went from Burkina Faso?

8 A. The Ivory Coast.

9 Q. Okay, thank you. Now, do you recall - do you know or can
10 you estimate when that was that Sam Bockarie went to the Ivory
11 Coast? Excuse me, let me strike that. Can you tell us
12 approximately when it was that Sam Bockarie was calling you from
13 Burkina Faso?

14 A. Yes, it was 2001. He used to call his wife 2001, because
15 when he left it took one year and he was calling.

16 Q. Okay. Sir, you said Sam Bockarie went to the Ivory Coast.
17 Do you know any details about Sam Bockarie going to the Ivory
18 Coast after Burkina Faso?

19 A. Yes. In 2001 --

20 PRESIDING JUDGE: Pause, Mr Witness. Yes, Mr Anyah.

21 MR ANYAH: I do recall counsel saying that at some point
22 during the private session he was going to show some photographs
23 and we have in my observation, at least, passed the period of
24 time or the sort of evidence that I think is appropriate for
25 private session. I don't see why all of this could not be
26 adduced in public session, the issue of the witness being privy
27 to conversations Sam Bockarie made to his wife and the like.
28 None of this I propose is material for private session.

29 MR KOUMJIAN: Your Honour, I agree with that and I will

1 move to the photographs and then go into public session.

2 PRESIDING JUDGE: Very well.

3 [At this point in the proceedings, a portion of
4 the transcript, pages 19895 to 19909, was
5 extracted and sealed under separate cover, as
6 the proceeding was heard in private session.]

7

8 [Whereupon the hearing adjourned at 4.30 p.m.
9 to be reconvened on Thursday, 6 November 2008
10 at 9.30 a.m.]

16:31:30

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