



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

WEDNESDAY, 7 MAY 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 Rosette Muzigo-Morrison
Ms Rachel Irura

For the Prosecution:

Ms Brenda J Hollis
Mr Christopher Santora
Ms Shyamala Alagendra
Ms Julia Baly
Ms Maja Dimitrova

For the accused Charles Ghankay
Taylor:

Mr Terry Munyard
Mr Morris Anyah

1 Wednesday, 7 May 2008

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.30 a.m.]

09:15:51 5 PRESIDING JUDGE: Good morning. I notice a change of
6 appearances.

7 MS ALAGENDRA: Good morning, your Honours. For the
8 Prosecution is Brenda J Hollis, Julia Baly, myself, Shyamala
9 Alagenda, Christopher Santora and Maja Dimitrova. Thank you,
09:31:12 10 your Honours.

11 MR ANYAH: Good morning, your Honours. Good morning, Madam
12 President.

13 PRESIDING JUDGE: Good morning, Mr Anyah.

14 MR ANYAH: For the Defence is Mr Terry Munyard and myself,
09:31:23 15 Morris Anyah.

16 PRESIDING JUDGE: Thank you. If there are no other matters
17 I will remind the witness of her oath? No. Good morning, Madam
18 Witness.

19 THE WITNESS: How is the morning?

09:31:43 20 PRESIDING JUDGE: Very good, thank you. I would like to
21 remind you that yesterday you took the oath to tell the truth,
22 the oath is still binding on you and you must answer questions
23 truthfully. Do you understand?

24 THE WITNESS: Yes, sir.

09:32:00 25 PRESIDING JUDGE: Please proceed.

26 WITNESS: TF1-028 [On former oath]

27 EXAMINATION-IN-CHIEF BY MS ALAGENDRA [Cont.]:

28 Q. Good morning, Madam Witness.

29 A. Yes, how is the morning?

1 Q. Madam Witness, we are going to continue from where we left
2 off yesterday, but before we do so there are a few issues I want
3 to clarify from your answers yesterday. Do you understand?

4 A. Yes, sir.

09:32:28 5 Q. You told the Court yesterday that in 1998, at the time of
6 the intervention, you were living in Karina. Can you tell the
7 Court where Karina is?

8 A. Yes. Yes, but before I say anything I have something to
9 say. Yesterday, when I came in yesterday I was seriously upset
09:32:57 10 because when I came the woman, who is the boss, since I came I
11 was sick for about three days and by rights I was supposed to
12 report to the ones who brought me here when I was sick, but when
13 I reported to this woman the woman did not do anything about it,
14 but later when we went to hospital the doctor said I will die at
09:33:22 15 any time because he said I am suffering from a heart disease, but
16 when I explained to the woman, the woman did not go there. Since
17 I came the woman has not been there. But it was only yesterday
18 that when I came I explained that it was only in five minutes
19 time that she came in.

09:33:45 20 THE INTERPRETER: Your Honours, the witness is running too
21 fast.

22 PRESIDING JUDGE: Madam Witness, could you speak more
23 slowly so that the interpreter can hear and interpret what you
24 are saying.

09:33:58 25 THE WITNESS: Okay, sir. So should I repeat?

26 PRESIDING JUDGE: Please continue from when you were saying
27 "it was only in five minutes that she came in".

28 THE WITNESS: Okay. When she came in yesterday she was
29 then trying to encourage me and then I told her not to encourage

1 me because she merely came to provoke me. So it was as a result
2 of that yesterday that I was upset yesterday. So, please, I am
3 appealing to all of you so that we will start afresh from where
4 we started yesterday, because actually yesterday I was upset
09:34:41 5 seriously.

6 JUDGE LUSSICK: Well, Ms Alagendra, do you feel comfortable
7 calling this witness to give evidence, putting her through this
8 ordeal, when she says that she has got heart disease and could
9 die at any time?

09:35:03 10 MS ALAGENDRA: Your Honours, these are matters we discussed
11 with the witness and she indicated she was willing to testify.

12 THE WITNESS: Yes.

13 PRESIDING JUDGE: Madam Witness, what are you saying yes
14 to?

09:35:27 15 THE WITNESS: I am ready to testify because I know that is
16 the reason that brought me here.

17 JUDGE SEBUTINDE: Madam Witness, we as the judges have
18 noted your concerns and we did notice you were upset yesterday.
19 However, we hope that you are feeling better today. Are you
09:35:51 20 feeling better today?

21 THE WITNESS: Yes, sir.

22 JUDGE SEBUTINDE: Okay then.

23 THE WITNESS: I am feeling better.

24 JUDGE SEBUTINDE: These concerns that you have raised are
09:36:04 25 to be handled by a different department, the witness and victims
26 support unit, and the head of office I am sure will handle these,
27 your concerns. So thank you for letting us know and I think we
28 are ready to proceed.

29 THE WITNESS: Yes, sir.

1 MS ALAGENDRA: Your Honours, the witness had indicated that
2 she wanted us to start afresh from yesterday, so I am not sure
3 whether the Court is going to entertain that request, or we --

09:36:36

4 PRESIDING JUDGE: Madam Witness, we appreciate what you are
5 saying and I am obviously glad that you are feeling a lot better.
6 We understood well what you said yesterday and only if you feel
7 there was something you did not make clear, there won't be any
8 real reason to repeat it, but if there is something you feel you
9 want to make clear, please do so. Proceed on, Ms Alagenda.

09:36:59

10 MS ALAGENDRA: Thank you, your Honours.

11 THE WITNESS: But how would I understand if she does not
12 repeat the questions that she asked yesterday?

13 PRESIDING JUDGE: In the circumstances, Ms Alagenda, you
14 proceed as you consider appropriate.

09:37:21

15 MS ALAGENDRA: Your Honours, if I may suggest I was going
16 to clarify a few issues from her testimony yesterday and remind
17 her about what she said.

18 PRESIDING JUDGE: Indeed, please do so.

19 MS ALAGENDRA: Thank you, your Honours:

09:37:34

20 Q. Madam Witness, what I am going to do is I am going to
21 clarify a few issues that arose from your testimony yesterday and
22 then we will proceed from there. Do you understand?

23 A. Yes, sir.

24 Q. You told the Court yesterday that in 1998, at the time of
25 the intervention, you were living in Karina. Can you tell the
26 Court where Karina is?

09:37:55

27 A. Yes, sir.

28 Q. Please do so, witness?

29 A. It is in Bombali District.

1 Q. You also testified that around the time of the intervention
2 the junta came into Karina and you described the junta as
3 soldiers, out of which some wore combat and some wore civilian
4 clothes, and you told the Court that at the time you did not know
09:38:37 5 who the leader of the group that came to your town was. Do you
6 recall that?

7 A. Yes, sir.

8 Q. Witness, you told the Court yesterday - and these were your
9 words - you said, "The junta went to the town in the morning
09:38:55 10 hours. In the evening at night they came to the town at about 9
11 at night." Could you clarify for the Court what time did these
12 junta come to your town?

13 A. Yes, sir.

14 Q. Please do so, witness?

09:39:14 15 A. The junta came to Karina in the morning and then in the
16 evening around 9 o'clock they came in again.

17 Q. When these junta came to Karina Town in the morning, did
18 anything happen?

19 A. Yes, sir.

09:39:38 20 Q. What happened?

21 A. They went on capturing people, beating up people. They
22 even captured my elder brother and he was beaten up.

23 Q. You told the Court yesterday that your elder brother was
24 beaten and they sprinkled plastic on his body. What did you mean
09:40:02 25 by that, witness?

26 A. When they captured him they were beating him up and then
27 they set fire on the plastic and they were dropping it on all
28 over his body.

29 Q. You also told the Court that his 12 year old child was

1 beaten. Can you tell the Court who was beating this 12 year old
2 child?

3 A. Yes, sir.

4 Q. Who, witness?

09:40:45 5 A. My elder brother's --

6 THE INTERPRETER: Your Honours, your Honours, there is
7 something I want the witness to clarify. When she says "pikin"
8 is it "she" or "he"? Is it a woman, or a girl, or a boy? It is
9 not clear.

09:41:03 10 PRESIDING JUDGE: Madam Witness, the interpreter asks that
11 you clarify whether the pikin you are referring to is a girl or a
12 boy.

13 THE WITNESS: It is a boy.

14 MS ALAGENDRA:

09:41:20 15 Q. Witness, who was beating this boy?

16 A. It was the junta. The juntas.

17 Q. How is it that you know about the beating of your brother
18 and his son?

19 A. They loaded them on board a vehicle and then they put the
09:41:43 20 boy into the boot of the car and they were going round the town
21 with him and then they opened fire everywhere in the town.

22 Q. How do you know this?

23 A. It was the firing that was going on and even the vehicle
24 came directly to our own side of the town and they were dropping
09:42:08 25 melted plastic all over his body.

26 Q. Apart from your brother and your nephew were any other
27 people from Karina Town beaten that day?

28 A. Yes, they beat up most of the people and they were raping
29 the small girls in the town.

1 Q. Who were raping the small girls in the town?

2 A. Juntas.

3 Q. How do you know small girls were being raped in the town?

09:42:59

4 A. Well, the girls were all crying and you will see blood
5 spilling on some.

6 Q. Did you know any of these girls that were raped? At this
7 point, witness, I want to remind you not to call out any names
8 that may identify you, okay?

9 A. Yes.

09:43:16

10 Q. Can you tell the Court if you knew any of the girls that
11 were raped?

12 A. Yes, there was one who was my elder sister's daughter and
13 the other one my brother's daughter. Most of them all lived
14 within the same area of the town. They raped them.

09:43:40

15 Q. How old was your elder sister's daughter that was raped?

16 A. Well, the other girl was around 8 years and the other
17 around 7 years. Just young, young girls.

18 Q. Witness, just to be clear, your sister's daughter that was
19 raped can you just give us her age, please?

09:44:14

20 A. Well, the moment they raped the other girls is what I am
21 talking about. It was around 7, 8, up to 12 years.

22 Q. Witness, your sister's daughter at that time who you say
23 was raped, how old was she specifically?

24 A. That particular girl was eight years.

09:44:42

25 Q. And your brother's daughter who was raped, how old was she
26 particularly?

27 A. Seven years.

28 Q. How do you know about the rape of these two girls?

29 A. They all had blood on them. They were wasting blood.

1 Q. How did you know they were bleeding?

2 A. Well, they stripped all the girls naked. They were naked.

3 Q. Witness, my question to you is how do you know this?

4 A. Well, the area where they raped the girls the houses were
09:45:35 5 close to one another and so when we heard people screaming we
6 will not be able to - you will just rush and see what was
7 happening to your family members.

8 Q. When you rushed and saw these two girls, what did you see?

9 A. I saw blood and they were naked.

09:46:01 10 Q. Did you know what exactly had happened to them?

11 A. Yes, raped them.

12 Q. Did they describe to you what happened to them?

13 A. At that time the girls did not talk anything, but because
14 they were all nervous, but looking at them at that time I knew
09:46:27 15 that they were raped.

16 Q. Did you know who had raped those two girls?

17 A. I was not present when they were raped, but the girls said
18 it was juntas who raped them and they were the only people who
19 were in the town. They were the only people capable of doing
09:46:50 20 that.

21 Q. Do you recall on that day how many girls were raped by the
22 junta?

23 A. In our own area that day I knew about three people. In
24 other areas they said something like that, but I did not see them
09:47:07 25 myself.

26 Q. And when you say the other areas, what areas are you
27 referring to?

28 A. Karina Town. It's because of the distance that I said "the
29 area".

1 Q. Did anything else happen that day in Karina?

2 A. After they had raped them then they returned.

3 Q. After this day, witness, do you recall if anything else
4 happened in Karina Town?

09:47:48 5 A. Yes, around 9 o'clock at night.

6 Q. Was it the same day?

7 A. Yes, sir.

8 Q. What happened around 9 o'clock at night that day?

9 A. At that time we had all entered and we were going to sleep,
09:48:12 10 because at that time people didn't actually get good sleep, sound
11 sleep. They all came again and then they broke into houses and
12 they took all our properties. They even put me at gunpoint and
13 from there they went to other people's houses and then they broke
14 into their houses and took their properties, because they brought
09:48:41 15 vehicles and they took the properties on board the vehicles and
16 went.

17 Q. Witness, when you say they put you under gunpoint and they
18 were taking properties from people's houses, who are you talking
19 about?

09:48:53 20 A. Juntas.

21 Q. At this time, witness, how many houses were there in Karina
22 Town, do you recall?

23 A. Yes, sir.

24 Q. How many?

09:49:08 25 A. 170 houses.

26 MS ALAGENDRA: Your Honours, just to be clear I heard the
27 witness saying 117 houses.

28 THE WITNESS: Yes, 117.

29 MS ALAGENDRA:

1 Q. Witness, do you recall from how many houses the junta took
2 property from that day?

3 A. Yes, it did not happen - I cannot recall what happened all
4 over the town, but in our own area I can recall the name of the
09:49:54 5 people. Like my brother's house, my other brother's house and
6 the surrounding area, they looted about eight houses. They took
7 property and put them on board a vehicle.

8 Q. What did they put on board the vehicle?

9 A. My box, I had some of my clothes inside, and there was a
09:50:24 10 woman whose box they tabled --

11 THE INTERPRETER: Your Honours, could the witness slow down
12 a little.

13 PRESIDING JUDGE: Madam Witness, because what you are
14 saying is being interpreted we need you to speak a little more
09:50:40 15 slowly so the interpreter can keep up. So I would like you to go
16 back to the answer you were giving and start again from the point
17 where you said, "And there was a woman whose box they" and then
18 continue from there, please.

19 THE WITNESS: Yes. A woman had her petty business in the
09:51:06 20 box, her wares in the box, and they took it away.

21 MS ALAGENDRA:

22 Q. Witness, when the junta came to your house, put you under
23 gunpoint and were taking your property, do you recall if they
24 said anything to you?

09:51:24 25 A. Yes.

26 Q. What did they say?

27 A. They said Operation Pay Yourself.

28 Q. Did they say anything else about this Operation Pay
29 Yourself?

1 A. Yes.

2 Q. What did they say?

3 A. They said Tejan Kabbah could not pay them so they are going
4 to pay themselves.

09:51:52 5 Q. Did they explain how they were going to pay themselves?

6 A. That was where they stopped.

7 Q. Did anything else happen in Karina Town on this night?

8 A. Yes, because they went on clearing people's properties and
9 they were beating up people.

09:52:24 10 Q. How long did the junta stay in Karina Town on this
11 occasion?

12 A. After taking - they had taken all the properties, then they
13 went.

14 Q. After the junta went, did anything else happen in Karina
09:52:47 15 Town?

16 A. Yes.

17 Q. What happened?

18 A. The other juntas came again. They came to the town.

19 Q. What do you mean by "other juntas"?

09:53:05 20 A. RUF, the soldiers.

21 Q. Witness, you have said "RUF, the soldiers". Can you
22 clarify what do you mean?

23 A. Yes, sir.

24 Q. Please do so.

09:53:22 25 A. I don't understand.

26 JUDGE SEBUTINDE: Mr Interpreter, did the witness say "the
27 RUF soldiers" or "the RUF and soldiers".

28 THE INTERPRETER: She said, "The RUF and the soldiers".

29 THE WITNESS: Yes, because some spoke Liberian dialect and

1 some spoke the Sierra Leonean dialect.

2 MS ALAGENDRA:

3 Q. When the RUF and the soldiers came back - I beg your
4 pardon, came to Karina Town this time, how long did they stay?

09:54:06 5 A. They were there for about two weeks.

6 Q. During the two weeks do you recall if anything happened?

7 A. Yes, sir.

8 Q. What happened?

9 A. Well, when they came to the town they said the town chief
09:54:28 10 should lodge them. Then the town chief told them that he did not
11 have any place to lodge them and then they said they would lodge
12 themselves.

13 Q. What did they do after they said they will lodge
14 themselves?

09:54:50 15 A. We had an upstairs building there where Dr Sherri f had his
16 clinic. They broke into the place and entered there. They based
17 there.

18 Q. Where exactly is this building, witness?

19 A. It is an upstairs building, a storey building. It's in
09:55:16 20 Karina Town.

21 Q. After the RUF and the soldiers based in this building, did
22 anything else happen in Karina Town?

23 A. Yes, sir.

24 Q. What happened?

09:55:32 25 A. They went and took people's properties, they cleared
26 people's properties in Karina and then they went to the other
27 villages and took people's properties from there and they brought
28 them.

29 Q. The people's property who was being taken, who was taking

1 these properties?

2 A. The junta. They went and took people's property.

3 Q. Witness, you told the Court that on this occasion the group
4 that came to Karina Town was RUF and soldiers?

09:56:16 5 A. Yes, sir.

6 Q. And you say it was the junta who was taking the people's
7 property?

8 A. It was the junta and the RUF.

9 Q. Whose property was being taken?

09:56:41 10 A. They took my sister's properties. They went to where the
11 cows were kept in the farm and then they were taking people's
12 cows and then taking them over.

13 Q. Apart from this, did anything else happen in Karina Town
14 during the two weeks?

09:57:13 15 A. Yes, sir.

16 Q. What happened?

17 A. Well, my --

18 THE INTERPRETER: Your Honours, could the witness again
19 clarify the gender of the sister's pikin.

09:57:25 20 PRESIDING JUDGE: Again, Madam Witness, the interpreter
21 asks was your sister's pikin a girl or a boy?

22 THE WITNESS: She was a girl.

23 MS ALAGENDRA:

24 Q. And your pikin, witness?

09:57:47 25 A. Yes, sir.

26 Q. What gender was this pikin?

27 A. She was a girl.

28 Q. You were going to tell the Court something about these two
29 girls. Please proceed, witness, and again I remind you not to

1 mention any names?

2 A. Yes, sir.

3 Q. Tell the Court if anything happened to these two girls?

4 A. Yes, sir, something happened to these girls.

09:58:28 5 Q. What happened?

6 A. My girl was around 13 years. She was raped. My sister's
7 daughter, she was around the age of 12. She was also raped.

8 Q. Who had raped them, did you know?

9 A. Yes, it was the RUF and the junta, because they were mixed
10 living in the house there.

11 Q. How do you know these two girls were raped?

12 PRESIDING JUDGE: Madam Witness, would you like to take
13 some water? Perhaps the WVS can help the witness. Would you
14 like to take a break, Madam Witness? Would you like to take a
09:59:53 15 break now? I think in the circumstances the witness seems very
16 overwrought and so we will take a brief break and allow her to
17 compose herself and perhaps someone can report to us how she is.
18 We will take a break until the witness feels better. Please
19 adjourn Court temporarily.

10:00:24 20 [Break taken at 10.01 a.m.]

21 [Upon resuming at 10.22 a.m.]

22 PRESIDING JUDGE: Madam Witness, are you feeling better
23 now?

24 THE WITNESS: Yes, I feel better now.

10:21:45 25 PRESIDING JUDGE: Good. You must take this at your own
26 pace. No-one is rushing you. We will continue with your
27 evidence now. Please proceed.

28 THE WITNESS: Okay, sir.

29 MS ALAGENDRA: Your Honours, on the part of the Prosecution

1 we would like to put on record that we had checked with WVS and
2 what we were told was that the witness was not only willing to
3 testify but she wants to testify, your Honour.

4 THE WITNESS: Okay.

10:22:25

5 MS ALAGENDRA:

6 Q. Madam Witness, we are going to continue from where you were
7 talking about the two girls that were raped, your daughter and
8 your sister's daughter, okay?

9 A. Yes, sir.

10:22:42

10 Q. When you say those two girls were raped, can you explain
11 what you mean, witness?

12 A. Yes, sir.

13 Q. Please explain.

10:23:00

14 A. When the girls were captured, when they wanted to rape them
15 they placed them under gunpoint and they raped them. The raping
16 that I am talking about is that they were damaged in the vagina
17 and they were bleeding. I myself checked them and I saw the
18 infection.

19 Q. Did anything else happen in Karina during these two weeks?

10:23:29

20 A. Yes, sir.

21 Q. What happened?

22 A. The people, the juntas, went back, but as they were going -
23 they said as they were going they would come back to Karina.

24 Q. Did anything happen after they left?

10:24:03

25 A. Yes.

26 Q. What happened?

27 A. Well, I and my elder brother were outside late that day in
28 Karina and at daybreak I came out and I saw fire - a big fire in
29 the other village.

1 Q. How long after the soldiers left are you talking about this
2 day?

3 A. The soldiers went away two days and the third day they came
4 back.

10:24:49 5 Q. Please continue, witness. What happened?

6 A. When they came, early in the morning, at that time I had
7 got up and was going for prayers and after the prayers I came
8 back to fetch water and I saw a big fire in the next village.

9 Q. Did you know what the fire was about?

10:25:17 10 A. I was surprised too, because it had rained all night and so
11 when I saw the fire I entered. I was doubtful and I was
12 grumbling how come that it had rained all night and there is
13 fire?

14 Q. You said when you saw the fire you entered. Where did you
10:25:36 15 enter?

16 A. I entered into my house, because I was fetching water to
17 put in the bucket.

18 Q. At this time, witness, can you tell the Court who you were
19 living with in your house without mentioning names?

10:26:00 20 A. Yes, sir.

21 Q. Tell the Court who, witness?

22 A. My brother and his child, my sister and her child, my
23 mother, and I was with my child and my husband.

24 Q. Your brother, was it only one child with him in your house?

10:26:32 25 A. He had three children. My sister had two children. I had
26 four children, plus my mother and my husband.

27 Q. At this time when you saw the fire when you were fetching
28 water, do you recall what time it was?

29 A. Yes, sir.

1 Q. What time was it?

2 A. Around 5 o'clock.

3 Q. Was that in the morning, or in the evening?

4 A. Morning.

10:27:12 5 Q. How is it you were able to know the time?

6 A. Because I had prayed.

7 Q. When you entered the house, what happened?

8 A. My girl - my daughter had opened the window and she said,

9 Mama, come and see the population that is passing by. Look at my

10:27:38 10 aunt, she has oozi ng and hi s jaw and she was naked - on her jaw,

11 sorry, and she was naked.

12 Q. Did you know who she was referring to?

13 PRESIDING JUDGE: Mr Anyah?

14 MR ANYAH: Yes, Madam President, I hesitate to intervene

10:28:02 15 and interrupt the flow, but I do so with respect. I had made an

16 objection previously about evidence not alleged in the indictment

17 and I made that a continuing objection. This was perhaps two

18 weeks ago.

19 In this case Karina is in Bombali District, which is

10:28:27 20 charged in the indictment, but it's only charged in paragraph 30

21 with respect to looting. So I just reiterate my objection

22 respectfully, knowing that the Court has ruled on the objection,

23 but given the extensive nature of evidence being presented today

24 about this particular locale and concerning acts not alleged in

10:28:50 25 the indictment I thought it appropriate to renew my objection.

26 PRESIDING JUDGE: Your reply?

27 MS HOLLIS: Madam President, with leave if I may respond?

28 PRESIDING JUDGE: Yes, please do.

29 MS HOLLIS: Madam President, your Honours, this evidence

1 and evidence of its kind that will in the future be offered to
2 this Court is relevant to this case and admissible for a variety
3 of reasons. First of all, although the Court has judicially
4 noticed that there was an armed conflict, it has not judicially
10:29:28 5 noticed crimes against humanity. It has not judicially noticed
6 widespread or systematic attack. It is relevant for that.

7 Secondly, it is relevant within the contextual elements of
8 crimes against humanity for the purpose of showing that this was
9 a part of crimes against humanity, that the charged crimes were
10:29:47 10 part of crimes against humanity. They were part of this attack.
11 It is also relevant to prove that there was a campaign of terror
12 and that there were not isolated acts by rogue commanders, or
13 rogue persons, but rather that this type of conduct was carried
14 out throughout Sierra Leone over a period of time, showing both a
10:30:15 15 campaign of terror within the time period alleged. So it is
16 relevant for that as well.

17 It is also relevant to prove various forms of liability; in
18 particular joint criminal enterprise. It shows, over a period of
19 time, the same conduct being carried out and continued
10:30:34 20 participation in this conduct by persons that we allege were
21 co-actors with the accused in this joint criminal enterprise.

22 PRESIDING JUDGE: Thank you, Ms Hollis.

23 MS HOLLIS: It is also, if I may, your Honour, relevant to
24 prove in general this pattern of conduct within Rule 93 that
10:30:56 25 would go to the intent, knowledge, awareness of these crimes and
26 again that they were a part of a pattern and not random acts.

27 PRESIDING JUDGE: As we have already held, this evidence,
28 of the nature being adduced, is relevant to the chapeau elements
29 of the crimes and we overrule the objection. Please proceed.

1 MS ALAGENDRA:

2 Q. Witness, you were telling the Court that your daughter
3 opened the window, she looked out and she said, "Mama, come and
4 see the population that is passing by. Look at my aunt, she has
10:34:01 5 got oozing in her jaw and she was naked." Can you continue from
6 there, witness?

7 A. Yes, sir.

8 Q. Please continue, witness.

9 A. So when she opened the window and called me I went there to
10 see. I saw my husband's sister going naked and blood was oozing
11 on her face and the population that I saw, all the women were
12 naked. There was a man who was at the next house had his arm
13 amputated and he was crying as he went along. From there I
14 called my children and I told them that we should run away into
10:34:43 15 the bush.

16 Q. Apart from the naked women and the amputated man, did you
17 see anybody else passing?

18 A. I saw a population. The population that I saw passing by
19 was large. The people were many. Some were carrying guns,
10:35:07 20 others cutlasses. Then I told my children that these were bad
21 people. Let us go away.

22 Q. What did you do after that?

23 A. Then we ran away. As we were getting to the last house, at
24 that time my sister's child was lying --

10:35:29 25 THE INTERPRETER: Your Honours, the witness is speaking
26 very fast.

27 PRESIDING JUDGE: Madam Witness, again, I am sorry, I have
28 to remind you to speak a little more slowly to allow the
29 interpreter to keep up with you.

1 THE WITNESS: Okay.

2 PRESIDING JUDGE: Please pick up where you said, "My
3 sister's child was lying". You said, "My sister's child was
4 lying."

10:35:54 5 THE WITNESS: My sister's child was lying down sleeping, so
6 when I and my child ran away then I decided that I should not
7 leave my sister's children behind so that they wouldn't come and
8 ask me questions.

9 MS ALAGENDRA:

10:36:14 10 Q. So what did you do, witness?

11 A. I returned and took my sister's child and strapped the
12 child on my back. Then I woke the other one. Then when I woke
13 her up and she came out and we left.

14 Q. The sister's child that you strapped on your back, do you
10:36:39 15 recall the age of the child at the time?

16 A. Yes, sir.

17 Q. How old was the child?

18 A. 4 years.

19 Q. When you came out with this child, where did you go?

10:37:01 20 A. I ran away into the bush. It was at the last house that I
21 met those people.

22 Q. Were you able to get to the bush?

23 A. No, I was unable to go.

24 Q. Why were you not able to go, can you explain to the Court?

10:37:25 25 A. I was put under gunpoint.

26 Q. By who?

27 A. The junta.

28 Q. What happened after you were put under gunpoint?

29 A. When the other person put me under gunpoint, the other two

1 emerged, one holding a gun and the other a cutlass and they said
2 if I move they will shoot me.

3 Q. Do you recall how they were dressed?

10:38:09

4 A. They had combat shirts and some civilian shirts. One was
5 carrying an axe.

6 Q. What happened after you were told you would be shot if you
7 moved?

8 A. Then I stood still. When I stood still they came and told
9 me to off-load.

10:38:32

10 Q. Did you understand what that meant when you were told to
11 off-load?

12 A. No. When they said I should off-load and I told them that I
13 don't know what that meant and they took a knife and placed it on
14 my chest.

10:38:50

15 Q. What happened after that?

16 A. When they placed the knife on my chest they tore the
17 clothes and they put one knife on either side and they tore my
18 clothes and I was stripped naked.

19 Q. At this point where was the child you were carrying?

10:39:14

20 A. The child - they first told me to put the child down and
21 the child was crying and they said if the child continued to cry
22 they would kill the child. One of them took a cutlass and was
23 going to kill the child, but other one said, "No, we are fighting
24 for these people."

10:39:33

25 Q. What happened after you were stripped naked, witness?

26 A. When they stripped me naked at that time I was not feeling
27 fine because an elderly woman like myself, I had all my dignity.
28 Somebody who was not fit to see you naked, so I was not feeling
29 fine.

1 Q. Witness, can I continue?

2 A. Yes, sir.

3 PRESIDING JUDGE: Madam Witness, tell us if you need a
4 break. Please, if you want to continue, please do so.

10:40:17 5 THE WITNESS: I will continue. Let us continue a little.

6 PRESIDING JUDGE: Very well. Please continue, Ms

7 Alagendra.

8 MS ALAGENDRA:

9 Q. Witness, what happened after this?

10:40:31 10 A. They tied my arm and they started beating me with a sword

11 and they were walking me about the town.

12 Q. What happened after that?

13 A. After they had tied me up they started dragging me to the
14 other house. I met a relative who was setting a fire to fry - do

10:41:03 15 some fries and they were trying to capture her when she escaped.

16 Q. What did they do after that?

17 A. And they brought my elder brother's wife. She too was
18 stripped naked and they were beating her up with the cutlass and
19 they joined our hands and tied them up.

10:41:31 20 Q. Who was beating your elder brother's wife, witness?

21 A. The juntas.

22 Q. After your two hands were tied together, what happened?

23 A. I was in pain, because the chain that was used to tie my
24 hands had irons and they went to other house, they met one of my
10:42:01 25 sister's there.

26 Q. When you say they met one of your sisters, who met one of
27 your sisters?

28 A. The junta.

29 Q. What happened when they met your sister?

1 A. They took her child and gave the child to the grandmother
2 and they said they were taking my sister away.

3 Q. Did they do anything to your sister?

10:42:43

4 A. Yes, she was stripped naked. When she refused she was
5 beaten with a cutlass and she was forcefully stripped naked.

6 Q. What happened after your sister was stripped naked?

7 A. They tied all three of us together.

8 Q. What happened next?

10:43:08

9 A. Then they said we should move from that place, so we went
10 by the mosque.

11 Q. Witness, at this point do you recall how many juntas were
12 with you, your sister and your elder brother's wife?

13 A. Six.

10:43:36

14 Q. You said you were taken to the mosque. Did anything happen
15 at the mosque?

16 PRESIDING JUDGE: By the mosque.

17 THE WITNESS: Yes, sir.

18 MS ALAGENDRA:

19 Q. Witness, just to be clear, where were you taken to exactly?

10:43:50

20 A. From my sister's house they took us to the mosque area,
21 because when they were coming we went to the mosque area.

22 Q. When you arrived at the mosque area, do you recall if you
23 saw anything?

24 A. Yes, sir, I saw corpses lying down.

10:44:19

25 Q. How many corpses did you see?

26 A. There were many.

27 Q. Did you recognise any of the corpses?

28 A. Yes, sir.

29 Q. Who did you recognise?

1 A. I saw my uncle lying down. He had been hacked on his neck.

2 Q. Was he alive?

3 A. Yes.

10:44:57

4 THE INTERPRETER: Your Honours, her answer is not very
5 clear.

6 PRESIDING JUDGE: Madam Witness, we didn't hear you
7 clearly.

8 THE WITNESS: Sir --

10:45:06

9 PRESIDING JUDGE: If you could - are you all right, first
10 of all?

11 THE WITNESS: Yes, sir.

12 PRESIDING JUDGE: Now if you feel all right can you please
13 tell us what you said just now. We didn't hear you clearly.

10:45:26

14 THE WITNESS: I saw my uncle lying down. He had been
15 hacked on his neck and he was reading.

16 JUDGE SEBUTINDE: Mr Interpreter, what did you say, "He was
17 reading"?

18 THE INTERPRETER: That's what she said.

10:45:46

19 MS ALAGENDRA: Your Honours, that is what she said. I can
20 clarify that:

21 Q. Witness, when you say he was reading, what do you mean?

22 A. He was saying, "God is great".

23 Q. What else did you see by the mosque?

24 A. Then I saw my other uncle.

10:46:09

25 Q. What was his condition?

26 A. My uncle was asking what his elder brother had done when
27 they hacked him.

28 Q. Who was he asking?

29 A. He was asking the junta what his brother had done when they

1 hacked him.

2 Q. Did the junta respond?

3 A. Then they hacked him across his face, saying that was the
4 answer.

10:46:49 5 Q. Did anything happen to your uncle as a result of being
6 hacked across the face?

7 A. Yes.

8 Q. What happened?

9 A. He died.

10:47:07 10 Q. Witness, how far away were you from your two uncles at this
11 point when this was happening?

12 A. I was very close to them.

13 Q. What was your reaction, if any, to what you were seeing?

14 A. I was not feeling fine.

10:47:34 15 Q. Did you say anything?

16 A. Yes, sir.

17 Q. Witness, can I continue?

18 A. Yes, yes, sir.

19 PRESIDING JUDGE: Would you like someone from the WVS to be
10:47:55 20 close to you, Madam Witness, or do you want to sit where you are?

21 THE WITNESS: Yes, sir, let the person come close to me.

22 PRESIDING JUDGE: Do you feel ready to continue?

23 THE WITNESS: Yes, sir.

24 MS ALAGENDRA: Your Honours, if I may?

10:48:42 25 PRESIDING JUDGE: Yes, please proceed.

26 MS ALAGENDRA:

27 Q. Witness, I asked you what was your reaction and you said
28 you were not feeling fine at what you were seeing and I asked you
29 if you said anything at that point and you said yes. What did

1 you say, witness?

2 A. I just said finally our family is finished.

3 Q. Who were you saying this to?

4 A. My uncle.

10:49:15 5 Q. What happened after this, witness?

6 A. Then they moved me from that place.

7 Q. Was it only you that was being moved at this point?

8 A. The three of us who had been tied together.

9 Q. Where were you moved to?

10:49:37 10 A. They brought me towards the storey building.

11 MS ALAGENDRA: Your Honours, perhaps I could ask for the
12 interpreter to clarify the type of building that the witness is
13 referring to, because the interpretation is coming out as "storey
14 building".

10:49:57 15 PRESIDING JUDGE: That is a word I heard used earlier when
16 there was a reference to Dr Sherri f's clinic and the word
17 "storey" was used, but for purposes of record it might be wise to
18 clarify that.

19 THE WITNESS: Yes, sir.

10:50:15 20 MS ALAGENDRA: Your Honours, I was seeking clarification
21 from the interpreter, because that's not the word the witness
22 used. It has been interpreted as "storey building".

23 PRESIDING JUDGE: I see. Mr Interpreter, what exactly did
24 the witness say?

10:50:26 25 THE INTERPRETER: Well, she said "up garret" and the
26 English word for that is "storey building".

27 JUDGE SEBUTINDE: The English word is "storeyed" with an
28 E-D at the end, meaning more than one floor.

29 THE INTERPRETER: Thank you, your Honour.

1 MS ALAGENDRA:

2 Q. Witness, when you were taken to this building did anything
3 happen?

4 A. Yes, sir.

10:50:59 5 Q. Can you tell the Court what happened?

6 A. I was coming towards the building when I saw my elder
7 brother struggling to die.

8 Q. When you say struggling to die, what do you mean?

9 A. They had continuously hacked him on his neck and he was
10:51:25 10 stretching his leg to die.

11 Q. How was it that you knew that this was what happened to
12 him?

13 WVS OFFICER: Your Honours, the witness would like to take
14 a break.

10:52:22 15 PRESIDING JUDGE: Very well. We will adjourn until we are
16 notified that the witness is in better condition to continue.

17 WVS OFFICER: Thank you, your Honour.

18 [Break taken at 10.54 a.m.]

19 [Upon resuming at 11.27 a.m.]

11:28:05 20 PRESIDING JUDGE: Madam Witness, are you feeling better?

21 THE WITNESS: Yes, sir.

22 PRESIDING JUDGE: We will continue on. Although normally
23 we would adjourn at this time, in view of the fact that the
24 witness feels better and able to continue we will continue
11:28:40 25 hearing her evidence. So please proceed, Ms Alagenda.

26 MS ALAGENDRA: Thank you, your Honour:

27 Q. Witness, you told the Court that your brother had been
28 continuously hacked on his neck and he was stretching his leg to
29 die. Where were you when this was happening?

1 A. I was close to him.

2 Q. Did you see anybody else you knew at this building?

3 A. Yes, sir.

4 Q. Who did you see?

11:29:21 5 A. My elder brother.

6 Q. In what condition did you see him?

7 A. He too I saw him. He covered his face and blood was oozing
8 and he was crying saying what has he done to these people?

9 Q. Did you know what had happened to him?

11:29:46 10 A. Well, when I came I found him dead.

11 Q. From this building did you go anywhere else?

12 A. Yes, sir.

13 Q. Where did you go?

14 A. We went by the school.

11:30:15 15 Q. Before you went to the school, did you notice what was
16 happening around Karina?

17 A. Yes, sir.

18 Q. What did you see?

11:30:36 19 A. I saw my uncle's house burnt and my brother's houses,
20 because there were about six houses, they were burnt. They were
21 burnt. I saw them on fire.

22 Q. Did you see anything else?

23 A. Yes, sir.

24 Q. What did you see?

11:30:50 25 A. When we were coming by the school there were corpses on the
26 way. They were lying down.

27 Q. These corpses, what kind of people were they?

28 A. People who had come from different places, like a man who
29 had come from that Loko area, he too was hacked there. Most of

1 the people were there and most of the Karina people were among
2 them.

3 Q. Witness, at this time during this incident, do you recall
4 who were the people living in Karina at that particular time?

11:31:30 5 A. Yes, sir.

6 Q. Who were they?

7 A. Some people had come from Freetown, Kono, some had come
8 from Makeni and they had come to that town.

9 Q. Why had they come to that town?

11:31:51 10 A. Because the juntas, during the intervention, wherein the
11 junta were chasing people and taking their properties and so most
12 of them came to our village.

13 Q. At this time during this incident, would you be able to
14 tell the Court how much was the population in Karina Town?

11:32:13 15 A. Yes, sir.

16 Q. How much?

17 A. The population that I saw in Karina I do not know their
18 number because their houses were not enough for them. Some of
19 them were sleeping on the verandas and some in the mosques. The
20 population was high.

11:32:31 21 Q. Do you recall how many corpses you would have seen in
22 Karina Town on that day?

23 MR ANYAH: Objection to the form of the question.

24 MS ALAGENDRA: I don't understand the objection, your

11:32:48 25 Honour.

26 PRESIDING JUDGE: Neither do I. What do you mean, Mr Anyah?

27 MR ANYAH: She is asking the witness, "Do you recall how
28 many corpses you would have seen?"

29 PRESIDING JUDGE: I see. Ms Alagendra, she has either seen

1 them, or she didn't see them. It is not "would have seen them".

2 THE WITNESS: I saw corpses, a lot of them. I do not know
3 the number, but I saw many corpses strewn in the street.

4 MS ALAGENDRA:

11:33:15 5 Q. Witness, when you got to the school, did anything happen?

6 A. Yes, sir.

7 Q. What happened?

8 A. I saw my elder sister's child, who was 1 year 6 months old,
9 going into the bush.

11:33:38 10 Q. Why was she going into the bush, did you know?

11 A. She was crying as she went into the bush because they had
12 captured her mother.

13 Q. Did you see her mother?

14 A. Yes, sir.

11:34:01 15 Q. In what condition did you see her?

16 A. I saw her. She was stripped naked. Her hands were tied
17 up.

18 Q. What happened after you saw your elder sister in this
19 state?

11:34:21 20 A. We arrived at another place and they laid me down to kill
21 me by the field.

22 Q. Who laid you down to kill you?

23 A. The junta.

24 Q. What happened after that?

11:34:40 25 A. When they laid me down to kill me, they were calling the
26 boy to bring the knife. Then this other man saw it.

27 Q. What happened?

28 A. When the man saw that they were about to kill me and the
29 man came running, then he told me, then he said, "You girl, open

1 your eyes. Open your eyes." Then I opened my eyes.

2 Q. And what happened?

3 A. When I opened my eyes he asked me about my tribe and then I
4 told him that I was a Limba Mandingo.

11:35:25 5 Q. What happened after you said that?

6 A. When I said I was Limba Mandingo he said it was his eldest
7 --

8 THE INTERPRETER: Your Honours, the witness is speaking
9 very fast.

11:35:38 10 PRESIDING JUDGE: Again, Madam Witness, I ask you to speak
11 a little slower for the interpreter. Please pick up where you
12 said, "I was a Limba Mandingo he said it was his eldest", and
13 then continue from there.

14 THE WITNESS: He said I was his elder sister's daughter.

11:36:02 15 MS ALAGENDRA:

16 Q. Did you know this man?

17 A. No.

18 Q. Were you his elder sister's daughter?

19 A. I do not understand.

11:36:18 20 Q. Were you his elder sister's daughter?

21 A. That was what he said, but I never knew him. He was a
22 different Limba.

23 Q. Who was this man? At this point, witness, I would remind
24 you not to mention any names if it would identify you.

11:36:43 25 A. This man was a junta.

26 Q. Did you come to know why he was saying this, that you were
27 his elder sister's daughter?

28 A. Yes, sir.

29 Q. Why?

1 A. For me to be with him so that he can rape me.

2 Q. What happened after that, witness?

3 A. Then the people said they will not release me. When they
4 wanted to kill me, they said they were not going to release me
11:37:29 5 until they kill me.

6 Q. What happened after that?

7 A. Then he said if they kill me all the operation that they
8 had arranged would be dissolved.

9 Q. Did he say anything else?

11:37:56 10 A. Yes, sir.

11 Q. What did he say?

12 A. Then he took out a knife from his pocket and cut the ropes
13 that they used to tie us, the three of us.

14 Q. What happened after that?

11:38:17 15 A. He said we should move.

16 Q. Witness, you said that this man referred to you in the way
17 he did so that he could rape you. Did anything happen to you at
18 some point?

19 A. Yes, sir.

11:38:46 20 Q. What happened to you?

21 A. The man opened his bag and gave me a towel to tie around.

22 Q. Witness, in relation to what you said, that he said what he
23 did "so that he can rape me", did anything in those lines happen
24 to you at some point?

11:39:21 25 A. Well, at that time he did not do anything to me, but I knew
26 that he was trying to move me, to take me from that place to take
27 me as his wife so as to rape me.

28 Q. Did that happen to you at some point?

29 A. Yes, because if he had not planned that at the time that he

1 captured me, he should have released me.

2 MR ANYAH: Well, I am sorry to interrupt. Is the question
3 that the rape happened at some point, or that he took her as his
4 wife happened at some point? The question asked two separate
11:40:00 5 distinct issues.

6 PRESIDING JUDGE: Ms Alagendra, that is two different
7 issues and so you must clarify this.

8 MS ALAGENDRA: Yes, your Honour, I was going to try to
9 clarify the answer from the witness:

11:40:23 10 Q. Witness, first when you say that he wanted to take you as
11 his wife, what do you mean?

12 A. He wanted to take me to rape me.

13 Q. Were you raped at some point?

14 A. No, sir.

11:40:56 15 Q. Witness, what happened after this?

16 A. Because my other sister that was behind me had to see her
17 menstrual period right away because of the shock.

18 Q. What happened after that?

19 A. When she menstruated they laughed at her and they said she
11:41:25 20 was leaking.

21 Q. Witness, from the school area did you move anywhere else?

22 A. Yes, sir.

23 Q. Where did you go?

24 A. We went by the river.

11:41:49 25 Q. Did anything happen by the river?

26 A. Yes, sir.

27 Q. What happened?

28 A. They hacked my two brothers.

29 Q. Who hacked your two brothers?

1 A. The junta.

2 Q. Where were you when your brothers were being hacked by the
3 river?

4 A. I was on the road and they were on the side.

11:42:29 5 Q. Could you see them?

6 A. Yes, sir, I was close by.

7 Q. How old were these two brothers of yours?

8 A. The other one was 25 years and the other --

9 THE INTERPRETER: Your Honours, can she repeat the age of
11:42:54 10 the other one?

11 PRESIDING JUDGE: Madam Witness, you said one was 25 and
12 what age was the other one? We didn't hear clearly.

13 THE WITNESS: 30.

14 MS ALAGENDRA:

11:43:09 15 Q. What happened to your two brothers?

16 A. When I came they said the other did not survive. He died.
17 The other one is mad at the moment.

18 Q. What do you mean by he is mad at the moment?

19 A. Yes, because where he was struck on his forehead they said
11:43:40 20 the brain - blood has gone into the brain. As I am speaking here
21 he is on chains in our village.

22 Q. From the river did you go anywhere else?

23 A. Yes, sir.

24 Q. Where did you go?

11:44:03 25 A. We went by the Loko area.

26 Q. Did anything happen by the Loko area?

27 A. Yes, sir.

28 Q. What happened?

29 A. After we had passed Bakaya to go to the bridge --

1 Q. Please proceed, witness.

2 PRESIDING JUDGE: Madam Witness, did you hear the question?

3 Please continue with your story.

4 THE WITNESS: After the river, we came by the bridge.

11:45:01 5 Something happened there too.

6 MS ALAGENDRA: Your Honours, the spelling for Loko area is

7 L-O-K-O and the place Bakaya which the witness called was

8 B-A-K-A-Y-A:

9 Q. Witness, what happened by the bridge?

11:45:22 10 A. I met my elder sister's only son being hacked there.

11 Q. Who was hacking him?

12 A. The junta.

13 Q. What happened to him as a result of this?

14 JUDGE SEBUTINDE: Ms Alagenda, it is not clear to me at
11:45:48 15 this stage, after the witness's ropes had been cut, whether she
16 is now on her own trying to escape, or whether she is still under
17 custody of somebody.

18 MS ALAGENDRA: I will clarify that, your Honour:

19 Q. Witness, at this point who were you with?

11:46:04 20 A. I was with - I was with the junta that had captured me.

21 Q. How many people were you with?

22 A. At that time he was the only one I was with, but the other
23 group was at the back.

24 Q. Witness, you were explaining what was happening to your --

11:46:38 25 JUDGE SEBUTINDE: The junta meaning the one man that
26 recaptured her, so to speak, I would imagine.

27 THE WITNESS: No, the other man who had captured me had
28 released me. It was the other one who released me from under the
29 knife that I was with.

1 MS ALAGENDRA:

2 Q. Witness, your elder sister's only son who was being hacked,
3 what happened to him after that?

4 A. He died.

11:47:22 5 Q. Did you go anywhere after this?

6 A. Yes, sir.

7 Q. Where?

8 A. We went to Manyayie.

9 Q. Did anything happen in Manyayie?

11:47:44 10 A. Yes, sir.

11 MS ALAGENDRA: Your Honours, Manyayie is M-A-N-Y-A-Y-I-E:

12 Q. What happened there, witness?

13 A. I saw two boys coming, but they were people I knew,
14 somebody I was trading with.

11:48:10 15 Q. Did anything happen when you saw these two boys?

16 A. Yes, sir.

17 Q. What happened?

18 A. When they saw me, as they were coming towards me I was
19 trying to let them return, but they did not understand.

11:48:30 20 Q. What do you mean by that, witness? Can you explain?

21 A. Yes, sir.

22 Q. Please do so?

23 A. I was trying to tell them that I was with bad people. I
24 was motioning to them like this [indicated] for them to return,
11:48:49 25 but they did not understand.

26 Q. You are motioning like how, witness?

27 A. I was making my hands like this [indicated] for them to
28 return. At the time the man held me on my shoulder.

29 PRESIDING JUDGE: For the purposes of the record the

1 witness indicated by shaking her two hands away from her.

2 MS ALAGENDRA:

3 Q. He held you on the shoulder. What happened after that?

11:49:26

4 A. When the man did not understand, when they came to us both
5 of them were captured. I just heard them screaming behind me.

6 Q. Did you know why they were screaming?

7 A. I was hearing the sound of the knives, but I didn't look at
8 them.

9 Q. Did you know what had happened to them?

11:49:49

10 A. Yes, sir, when I came I knew.

11 Q. When you came where?

12 A. When I had been captured and came back from captivity, that
13 was when I knew.

14 Q. And what had happened to them that you came to know?

11:50:12

15 A. Both of them --

16 THE INTERPRETER: Your Honours, can she repeat her answer?

17 PRESIDING JUDGE: Madam Witness, the interpreter needs you
18 to repeat your answer, please. Can you do that?

11:50:35

19 THE WITNESS: They amputated their arms, but when they took
20 them to the hospital they operated on them and their hands were
21 hanging like this [indicated], but they couldn't do anything any
22 more.

23 MS ALAGENDRA:

24 Q. Witness, these two men, do you recall how old they were?

11:50:58

25 A. Yes, sir.

26 Q. How old were they?

27 A. The one was 45 years old and the other was 32 years.

28 Q. Witness, these two men did they still have their hands?

29 A. Yes, but they were unable to work with them.

1 Q. Was it one or both of their hands?

2 A. Both.

3 Q. In relation to both men?

4 A. Yes, sir.

11:51:43 5 Q. Did anything else happen in Manyayie that you recall?

6 JUDGE SEBUTINDE: Ms Alagendra, I am not sure who amputated
7 these men. There is no evidence, unless I am mistaken.

8 MS ALAGENDRA: I will clarify that, your Honour:

9 Q. Witness, did you know who cut the hands of these two men?

11:52:07 10 A. Yes, sir, it was the junta.

11 Q. Did anything else happen in Manyayie that you recall?

12 JUDGE SEBUTINDE: How does the witness know this?

13 THE WITNESS: Yes, sir.

14 MS ALAGENDRA:

11:52:26 15 Q. Witness, how do you know that it was the junta who cut the
16 hands of these two men?

17 A. They passed through there, through the town.

18 Q. Did anything else happen in Manyayie that you recall?

19 A. Yes, sir.

11:52:49 20 Q. What happened?

21 A. They burnt the houses there.

22 Q. Who was burning the houses?

23 A. The junta.

24 Q. How long did you stay in Manyayie?

11:53:09 25 A. We did not take long there. I can't tell the time.

26 Q. From there did you go anywhere else?

27 A. Yes, sir.

28 Q. Where did you go?

29 A. We went to Kambia.

1 Q. At this time, witness, are you able to tell the Court who
2 the people were that were in your group?

3 A. I do not understand.

4 Q. At this point when you went to Kambia, who were you with?

11:53:52 5 A. I was with the same man. The same junta.

6 Q. Apart from the two of you, was there anybody else?

7 A. The population was high.

8 Q. Who was there amongst the population?

9 A. The civilians who had been captured, the junta - the
11:54:18 10 juntas.

11 Q. At this time, witness, amongst the juntas did you know if
12 there were any senior men?

13 MR ANYAH: Objection. Objection to the form of the
14 question. Is it seniority by age, is it seniority by rank, is it
11:54:40 15 seniority in what context?

16 PRESIDING JUDGE: Ms Alagendra, you have heard the
17 objection.

18 MS ALAGENDRA:

19 Q. Witness, were there any commanders amongst the junta at
11:54:49 20 this time?

21 A. There were commanders, but I did not know the right
22 commanders.

23 Q. How did you know there were commanders?

24 A. It was at the time that we went to - after Kambia. That is
11:55:09 25 when I knew the commander.

26 Q. How did you come to know?

27 A. It was the time that he passed an order that they should
28 kill all the Mandingos in Karina.

29 Q. Do you know who the commander was that passed this order?

1 A. Yes, sir.

2 Q. Who was it?

3 A. Five-Five and Gullit.

4 Q. Did anything happen when you were in Kambia?

11:55:46 5 A. Yes, sir.

6 Q. What happened?

7 A. At the time that I and the man were going, we met a man
8 whose arm had been hacked.

9 THE INTERPRETER: Your Honours, can she repeat the name of
11:56:03 10 the man?

11 PRESIDING JUDGE: Madam Witness, this man you named is he
12 related to you in any way?

13 THE WITNESS: That was where I go to do my business.

14 PRESIDING JUDGE: Can you repeat the name, please? The
11:56:25 15 interpreter did not hear you.

16 THE WITNESS: Kambia.

17 MS ALAGENDRA:

18 Q. Witness, the name of the man? What was his name?

19 A. Keghu.

11:56:38 20 MS ALAGENDRA: Your Honours, Keghu is K-E-G-H-U:

21 Q. Do you know what had happened to Keghu?

22 A. Yes, sir.

23 Q. How did you know?

24 A. At the time I was talking to the man, I pleaded to the man
11:57:03 25 not to take me along, I saw a junta came and he pushed Keghu and
26 Keghu fell down.

27 Q. What happened after Keghu fell down?

28 A. When he fell the man took a machete and hacked him on his
29 chest.

1 Q. Did anything happen to Keghu after he was hacked on the
2 chest?

3 A. Yes, sir.

4 Q. What happened?

11:57:36 5 A. When I came from the bush and went to the town they told me
6 that Keghu had died.

7 Q. From Kambia did you go anywhere else?

8 A. Yes, sir.

9 Q. Where did you go?

11:57:57 10 A. We went to the forest.

11 Q. Did anything happen in the forest?

12 A. Yes, sir.

13 PRESIDING JUDGE: Mr Anyah?

14 MR ANYAH: Yes, I would be grateful for some time frame
11:58:13 15 indication. Is this still the intervention period? We have gone
16 from Karina, we have gone to the Loko area, we have gone to
17 Bakaya, we have gone to Manyayie, Kambia and now we are in a
18 forest.

19 PRESIDING JUDGE: It is not clear to me, Ms Alagendra, if
11:58:36 20 it is still the same day.

21 MS ALAGENDRA:

22 Q. Witness, how long after you were captured in Karina Town --

23 PRESIDING JUDGE: You are leading now.

24 MS ALAGENDRA: Your Honours, I don't understand how.

11:58:57 25 PRESIDING JUDGE: We were asked the time frame. I think
26 you should ask the time frame. Very well. Continue. I didn't
27 allow you to finish your question.

28 MS ALAGENDRA:

29 Q. Witness, how long after you were captured in Karina Town

1 did you arrive in Kambia?

2 A. It was the same day that this thing happened.

3 Q. And you said from Kambia you went to the forest?

4 A. Yes, sir.

11:59:36 5 Q. Did anything happen in the forest?

6 A. Yes, sir.

7 Q. What happened?

8 A. When we got to the forest and they asked us to rest, they
9 came and took my sister [redacted].

12:00:12 10 PRESIDING JUDGE: A name has been mentioned.

11 MS ALAGENDRA: Your Honours, can I apply for the name to be
12 redacted and just to proceed from there on, your Honour.

13 PRESIDING JUDGE: I think in the circumstances we should
14 redact the name mentioned by the witness. Please implement that.

12:00:39 15 Please continue.

16 MS ALAGENDRA:

17 Q. Witness, can I remind you not to call out names of family
18 members or any names that will identify you?

19 A. Okay, okay.

12:00:50 20 Q. Now you said when you got to the forest they asked you to
21 rest. Who asked you to rest?

22 A. It was the juntas who said we should all rest in the bush.
23 They said because since they moved that whole night they have not
24 been able to rest, so they said that is the place where they
12:01:12 25 normally rest a little, in the forest.

26 Q. And who were they referring to?

27 A. Five-Five.

28 Q. Who were the juntas asking to rest?

29 A. They asked everybody to rest.

1 Q. How many people were there at this time, can you recall?

2 A. The population was high. I don't know the number.

3 Q. Witness, you said that they came and took your sister?

4 A. Yes, sir.

12:02:03 5 Q. Did anything happen to her?

6 A. Yes, sir.

7 Q. Can you tell the Court what happened? Witness, I remind
8 you again not to call out the names.

9 A. Yes, sir, okay.

12:02:20 10 Q. Please proceed, witness.

11 A. When they took my sister, they took her, they asked her to
12 [indiscernible] and they wanted to shoot her. So a soldier
13 called Jabbi came and said that they should not kill her.

14 Q. How old was your sister?

12:02:58 15 A. She was around the age of 13.

16 Q. What happened to her after that? Witness, again I remind
17 you if there are any names that may identify you, please don't
18 mention those names.

19 A. So the junta man said that they should kill my sister.

12:03:30 20 Q. What happened after that?

21 A. Then a junta man came and said that they should not kill
22 her, saying that my sister is his wife and he said she was the
23 one he has been looking out for.

24 Q. At that point was your sister his wife?

12:03:59 25 A. He was not - he was not her husband. She did not even know
26 him. He only wanted to rape her.

27 Q. Did anything happen after that?

28 A. After the junta man came and said that they should not kill
29 my sister they released her, then they came to me.

1 Q. Did anything happen when they came to you?

2 A. Yes, sir.

3 Q. What happened?

4 A. At the time they came for me this other man had already

12:04:51 5 come close to me and then he asked them why, what happened?

6 Q. This man who was asking them why, who was he? Please don't

7 mention names if it is going to identify you.

8 A. He was a junta.

9 Q. And who was he asking why to?

12:05:25 10 A. He was asking his fellow junta.

11 Q. What happened after he asked this?

12 A. His colleague junta told him that they had come for the

13 Karina Mandingos and they came to kill them and the commanders

14 said to them that they should not spare any one of them, they

12:05:53 15 should kill them.

16 Q. Did they say why the Karina Mandingos had to be killed?

17 A. Yes, sir.

18 Q. What was the reason that they said?

19 A. They said they were Tejan Kabbah's relations.

12:06:14 20 Q. Who was the Tejan Kabbah they were referring to, did you

21 know?

22 A. He was the President in Sierra Leone.

23 Q. What happened after the other junta said that the Karina

24 Mandingos had to be killed?

12:06:40 25 A. Then the other man said that this - they are not going to

26 kill her. He said move away from me.

27 Q. What happened after that?

28 A. Then the junta boy turned round and went.

29 Q. What happened after that?

1 A. Then we left that town. I mean, that forest.

2 Q. Where did you go?

3 A. We went close to Mandaha.

4 Q. How long did you stay in Mandaha?

12:07:40 5 A. From the time we left Karina, all day we had not got to
6 Mandaha. We did not get to Mandaha.

7 Q. Did you reach Mandaha?

8 A. The time I am talking about we had not got there.

9 Q. Did anything happen on the way to Mandaha?

12:08:11 10 A. Yes, sir.

11 Q. What happened?

12 A. I was sitting down under a big tree when two juntas came
13 saying that the commander called Five-Five wanted to see me.

14 Q. What happened after that?

12:08:38 15 A. I got up, I joined them and went.

16 Q. What happened?

17 A. Then Five-Five said, "Are you somebody who was born in
18 Karina?" Then I said, "Yes, sir". And then he said, "Just say
19 goodbye to the world, because now we are going to kill you".

12:09:08 20 Q. What happened after he said that?

21 A. And then he said those soldiers - no, those juntas who
22 captured me who said this is my wife and the other was saying
23 also that this is my wife and that instead of losing three
24 soldiers just for my sake, he said they should kill me.

12:09:37 25 Q. What happened after that?

26 A. And then I said, "Oh, please do not do that to me", and
27 then I lied to them telling them that, "If you do that to me" --

28 THE INTERPRETER: Your Honours, what the witness said is
29 not very clear to the interpreter.

1 PRESIDING JUDGE: Madam Witness, the interpreter does not
2 hear clearly what you are saying. Please pick up and repeat
3 after you said, "I lied to them telling them that, 'If you do
4 that to me'." Now continue.

12:10:19 5 THE WITNESS: I lied to them, because I now knew that I was
6 going to die. Then I told them that I had done something for you
7 and please do not kill me, because if you kill me up to my last
8 bone in my body will be shy. Then they asked me what did I do.
9 And then I told them I had hidden three RUF and four juntas.
12:10:50 10 They were all living with me in the house. So when I got the
11 information I released them all, they went and then Five-Five
12 said, "This is somebody who has started the jungle with us. We
13 shouldn't kill her. Let her stay with us."

14 MS ALAGENDRA:

12:11:10 15 Q. What happened after you gave this explanation?

16 A. Then Five-Five said, "Oh, this woman has done something
17 good for us. This woman should stay with us. We shouldn't kill
18 her. She had started the jungle."

19 Q. Did he say anything else?

12:11:35 20 JUDGE SEBUTINDE: What does "started the jungle" mean?

21 MS ALAGENDRA: Your Honours, I asked her the question if he
22 said anything else to see what else she was going to say, whether
23 there was an explanation for that, your Honour.

24 THE WITNESS: They said I had already started the walking.
12:11:57 25 They said they shouldn't kill me again. I should stay with them.

26 MS ALAGENDRA:

27 Q. What happened after this, witness?

28 JUDGE SEBUTINDE: Could you please check the record if that
29 is what the witness means to say. Is that the explanation of

1 this starting the jungle or something?

2 MS ALAGENDRA:

3 Q. Witness, when Five-Five said you had started the jungle did
4 you know what he meant?

12:12:33 5 A. I did not know at that time.

6 Q. Did you come to know?

7 A. Yes, it was later I knew the jungle.

8 Q. Witness, my question was did you know what he meant,

9 Five-Five, when he said you had started the jungle? What did
12:12:53 10 those words mean?

11 A. That meant he said that I have started - I had started the
12 walking with them so they shouldn't kill me again. They
13 shouldn't kill me any more. I should stay with them. They
14 decided to release me.

12:13:13 15 JUDGE SEBUTINDE: Mr Interpreter, was that "working" or
16 "walking"?

17 THE INTERPRETER: Walking, W-A-L-K. W-A-L-K. Walking.

18 MS ALAGENDRA:

19 Q. Witness, what happened after this?

12:13:40 20 A. The junta man came and said, "Oh, what do you want to do to
21 that woman?" Then they said, "Just take the woman and carry her.
22 We are not going to do anything to her. We are no longer going
23 to do anything to her."

24 Q. Witness, you said earlier that you had gone to Mandaha.

12:14:09 25 Did you reach Mandaha?

26 A. Yes, sir.

27 Q. When you got to Mandaha, how long did you stay there?

28 A. We were there for six days. The seventh day we left there.

29 Q. How many of you were staying in Mandaha for these six days?

1 A. The population was high. We were there with the juntas.

2 Q. During the six days did anything happen?

3 A. Yes, sir.

4 Q. What happened?

12:14:58 5 A. The Kamajors attacked Mandaha.

6 Q. Witness, during the six days that you were staying in

7 Mandaha, did anything happen on those days?

8 A. Yes, sir.

9 Q. What happened?

12:15:21 10 A. At that time I did not used to eat cooked rice. I just

11 used to take husked rice and then chew it.

12 PRESIDING JUDGE: Madam Witness, did you say husked rice?

13 THE WITNESS: Husked rice, clean rice.

14 MS ALAGENDRA:

12:16:05 15 Q. Did anything else happen in Mandaha during those six days?

16 A. Yes, sir.

17 Q. What happened?

18 A. The Kamajors came and attacked Mandaha. They came and

19 attacked the junta.

12:16:16 20 Q. And what happened?

21 A. They killed one another. I saw them capture a Kamajor and

22 they brought him.

23 Q. Who captured a Kamajor and brought him?

24 A. Juntas.

12:16:41 25 Q. What happened after they captured the Kamajor?

26 A. They set him on fire and they burnt him.

27 Q. What happened to him as a result of this?

28 A. He died.

29 Q. Did anything else happen in Mandaha during the six days?

1 A. Yes, sir.

2 Q. What happened?

3 A. They killed my younger brother.

4 Q. Who killed your younger brother?

12:17:28 5 A. Juntas.

6 Q. How old was your younger brother who was killed?

7 A. 24 years.

8 Q. Where were you when they killed him?

9 A. I was in the town. In the town.

12:17:50 10 Q. Can you tell the Court what happened to your younger
11 brother?

12 A. Yes, sir.

13 Q. Please do so, witness?

14 A. They sent him to fetch water, so he attempted to escape
12:18:11 15 from the people and so they captured him and brought him to town.

16 Q. Where were you when he was captured and brought to the
17 town?

18 A. I was in the town and when they sent the boy to go and
19 fetch water I was in town. So when he went to fetch the water
12:18:37 20 and attempted to escape, the juntas recaptured him and they
21 brought him to the town.

22 Q. What happened when they brought him to the town?

23 A. They said the boy attempted to escape.

24 Q. Where were you when they were saying this?

12:19:03 25 A. I was in the town. I was close to them.

26 Q. What happened after they said this?

27 A. They said because my brother attempted to escape now they
28 are going to kill him, but my brother was crying, appealing to
29 them not to kill him.

1 Q. Did you say anything to them?

2 A. Yes, sir.

3 Q. What did you say?

4 A. I told them and said, "Please do not kill my brother. He
12:19:49 5 has been sick", and then they said they are going to add me to
6 him.

7 Q. What did that mean when they said they were going to add
8 you to him?

9 A. They said they are going to take the two of us together to
12:20:05 10 be killed.

11 Q. What happened after that?

12 A. Then the boy ran and he came and held me on my feet, but
13 then they came and took him off from me and took him away.

14 Q. Did you know what happened to him when he was taken away?

12:20:30 15 A. Yes, sir.

16 Q. How was it you knew what happened to him?

17 A. The juntas who took him away, they all had machetes and the
18 place where they went and hacked him was not too far from where
19 we were, it was closer to us, and when they were hacking him he
12:20:53 20 was screaming. We all heard him.

21 Q. Did you do anything after this?

22 A. Yes, sir.

23 Q. What did you do?

24 A. My brother was shouting saying, "Oh God, my mother, I am
12:21:16 25 dying today ."

26 Q. Did you do anything?

27 A. I did not do anything, because by then I never had any
28 opportunity to do anything because if I did they would have
29 killed me too.

1 Q. Did anything happen after this?

2 A. Yes, sir.

3 Q. What happened?

12:21:56

4 A. The day the incident took place I cried all day and I was
5 indoors for the rest of the day. I did not go anywhere.

6 Q. Did anything else happen in Mandaha during the six days?

7 A. Yes, sir.

8 Q. What happened?

9 A. My sister's child, 12 years old, was also raped.

12:22:24

10 PRESIDING JUDGE: Ms Alagenda, I would ask you to pause at
11 this point as we need to change the tape and that takes a few
12 minutes. Madam Witness, we are just going to have a few minutes
13 while the tape is changed.

14 THE WITNESS: Okay.

12:22:50

15 PRESIDING JUDGE: Yes, Mr Anyah?

16 MR ANYAH: Yes Madam President, if it please the Court may
17 Mr Taylor be excused to use the washroom whilst the tape is being
18 changed?

12:23:06

19 PRESIDING JUDGE: Yes, of course. He should be escorted
20 out.

21 MR ANYAH: Thank you.

22 MS IRURA: Your Honour, the new tape is in place.

23 PRESIDING JUDGE: Very well, but we must wait for Mr Taylor
24 to return to hear the evidence. Ms Alagenda, please proceed.

12:25:25

25 MS ALAGENDRA:

26 Q. Madam Witness, you were telling the Court that in Mandaha
27 your sister's 12 year old child was raped. Do you know who raped
28 her?

29 A. Yes, sir.

1 Q. Who?

2 A. Junta.

3 Q. How do you know that, witness, that she was raped?

4 PRESIDING JUDGE: Ms Alagendra, I don't really want to be
12:25:54 5 pedantic but it was a reference to a child. We haven't
6 ascertained whether it was a girl child, or a boy child.

7 MS ALAGENDRA:

8 Q. Witness, the child that was raped, was the child a male or
9 a female?

12:26:10 10 A. A woman.

11 Q. How do you know she was raped, witness?

12 A. The child came crying. She had a short skirt and with
13 blood all over it and then the way I saw the girl I realised that
14 she was raped.

12:26:44 15 Q. Witness, at this point are you able to recall how many
16 women were in the group in Mandaha?

17 A. I am unable to tell the amount of women who were there,
18 because the women population was too high. There were many.

19 Q. Did anything happen to the women in Mandaha?

12:27:12 20 A. Yes, sir.

21 Q. What happened?

22 A. They used to lie down with the women in the streets, in the
23 nearby bushes. They used to lie down with the girls there and
24 then rape them there. It was not a secret.

12:27:37 25 Q. When you say they used to lie down with the women in the
26 streets, what do you mean, witness?

27 A. They used to rape them.

28 Q. And who was doing this to the women?

29 A. Juntas.

- 1 Q. Within the six days do you recall when this happened?
- 2 A. Yes, sir.
- 3 Q. Can you tell the Court?
- 4 A. It was in the morning hours. They did it at all times.
12:28:24 5 Any time you turn around, everywhere you see them around.
- 6 Q. During the six days are you able to say how many times this
7 happened?
- 8 A. Yes, sir.
- 9 Q. How many times, witness?
- 12:28:49 10 A. It was continuous in the morning, in the evening, at all
11 times. Any time they felt to do it, they did it.
- 12 Q. Did it only happen on one day?
- 13 A. It was continuous.
- 14 Q. Are you able to say how many days?
- 12:29:16 15 A. It was right through the six days that we were there,
16 because most times in fact they went to other villages, they took
17 girls from there, they brought them and raped them.
- 18 Q. At this time were there any commanders in Mandaha?
- 19 A. Yes, sir.
- 12:29:38 20 Q. Do you remember who the commanders were that were in
21 Mandaha?
- 22 A. Yes, sir.
- 23 Q. Can you tell the Court, please?
- 24 A. Can I call the names, sir?
- 12:29:55 25 Q. Yes, please.
- 26 A. Five-Five.
- 27 Q. Any other names?
- 28 A. Gullit.
- 29 Q. Any other names?

- 1 A. Woyoh.
- 2 Q. Do you recall any other names?
- 3 A. Leather Boot.
- 4 Q. Do you recall any other names?
- 12:30:32 5 A. Alabama.
- 6 Q. Any other names?
- 7 A. The commanders were many. I have forgotten some of the
- 8 names. There were many.
- 9 Q. Witness, after Mandaha did anything happen?
- 12:30:59 10 A. Yes, sir.
- 11 Q. What happened?
- 12 A. We went to the other village, Maki teh.
- 13 MS ALAGENDRA: Your Honours, that is spelt M-A-K-I-T-E-H:
- 14 Q. Witness, can you tell the Court where Maki teh village is?
- 12:31:25 15 A. Maki teh is in the Bombali District.
- 16 JUDGE SEBUTINDE: Is the witness saying Paki teh? I think
- 17 the witness is saying Paki teh. Madam Witness, could you please
- 18 repeat the name?
- 19 THE WITNESS: Maki teh.
- 12:31:46 20 MS ALAGENDRA:
- 21 Q. Did anything happen in Maki teh village that you remember?
- 22 A. Yes, sir.
- 23 Q. What happened?
- 24 A. I - my aunt's foot was rotting away. It was one of the
- 12:32:05 25 legs that they had thrown gas on, so it was rotting and they said
- 26 they would kill her.
- 27 Q. Who had thrown gas on her foot?
- 28 A. Well, it was the time that Mandaha was attacked. When they
- 29 met her sitting down they threw gas on her leg.

1 Q. What kind of gas, witness?

2 A. Cooking gas. Cooking gas.

3 Q. Apart from throwing the gas on her leg, did they do
4 anything else to her?

12:32:48 5 A. Yes, the foot was going bad.

6 Q. What was causing the foot to go bad, did you know?

7 A. Because they had thrown the gas on it, because when she had
8 walked all day that was why it was going bad.

9 Q. And you were saying that they said they would kill her.

12:33:17 10 Who is the "they" you are referring to?

11 A. Gullit, the junta.

12 Q. Did anything happen after Gullit said that?

13 A. Yes, sir.

14 Q. What happened?

12:33:43 15 A. There was a boy who was going to school in Freetown who my
16 aunt was extending kindness to.

17 Q. Please continue, witness?

18 A. Then he pleaded on her behalf for them not to kill her.

19 Q. Who was this boy?

12:34:08 20 A. He was a junta.

21 Q. How old was this boy?

22 A. The boy was about the age of 15 years. He was a small boy.

23 Q. How did you know he was a junta?

24 A. Because he was with the main juntas. He had been captured.

12:34:36 25 Q. Did anything happen after that?

26 A. They released her.

27 Q. What happened after that, witness?

28 A. The next day they killed an old man.

29 Q. Who killed the old man?

- 1 A. The junta.
- 2 Q. Why did they kill him?
- 3 A. They said he was old now, let him not strain himself.
- 4 Q. How did they kill him?
- 12:35:22 5 A. He was hacked continuously with a cutlass.
- 6 Q. Did anything else happen after this?
- 7 A. Yes, sir.
- 8 Q. What happened?
- 9 A. Then we left that town, sir.
- 12:35:46 10 Q. Where did you go from there, witness?
- 11 A. We went to Kortu.
- 12 MS ALAGENDRA: Your Honours, Kortu is K-O-R-T-U:
- 13 Q. Did anything happen in Kortu?
- 14 A. Yes, sir.
- 12:36:06 15 Q. What happened?
- 16 A. They captured two brothers and amputated their arms.
- 17 Q. Who were these two brothers they captured and amputated
- 18 their arms?
- 19 A. They were civilians.
- 12:36:29 20 Q. Where were you when this happened?
- 21 A. I was close to the house, the house where they had been
- 22 brought from.
- 23 Q. Where were the other civilians when this happened?
- 24 A. I did not see any other civilian around there. It was only
- 12:36:51 25 the juntas. It was only the three people who had been brought
- 26 outside the house.
- 27 Q. Can you describe what was done to them?
- 28 A. Yes.
- 29 Q. Please do so, witness.

1 A. They cut off the two arms of one of them.

2 Q. And the other man?

3 A. They cut off one of his arms. They said it is a short
4 sleeve [i ndicated].

12:37:31 5 Q. Did they do anything else after this?

6 A. Yes, si r.

7 JUDGE SEBUTINDE: The witness did indicate on her arm when
8 she was referring to a short sleeve, if you could pursue that,
9 please.

12:37:46 10 THE WITNESS: Yes, si r. Yes, si r. When they say short
11 sleeve, it was cut off right up here [i ndicated].

12 PRESIDING JUDGE: The witness is indicating below the
13 shoulder and the upper arm.

14 THE WITNESS: Yes, si r.

12:38:08 15 MS ALAGENDRA:

16 Q. Did anything else happen after this, witness?

17 A. Yes, si r.

18 Q. What happened?

19 A. The other old man close to the house was also hacked.

12:38:32 20 Q. How was he hacked?

21 A. They were hacking him in all ways that they felt like doing
22 i t.

23 Q. Where were you when this was happening?

24 A. I was close to the house.

12:38:53 25 Q. Do you recall who was the person who was hacking this man?

26 A. A junta and I can show you the names.

27 Q. Please do so, witness.

28 A. Fasulaku.

29 MS ALAGENDRA: Your Honours, that is F-A-S-U-L-A-K-U:

1 Q. Did Fasulaku say anything to you after this?

2 A. Yes, sir.

3 Q. What did he say?

4 A. At the time I had a gallon of water, I was sitting on top
12:39:42 5 of it, and he said I should give him water.

6 Q. Why did he need the water?

7 A. Because he had blood smeared all over his hands, so he
8 wanted to wash his hands and I threw the water.

9 Q. What do you mean by you threw the water?

12:40:07 10 A. I opened the gallon that I was sitting on and the water
11 wasted on the ground and I told him I don't have water.

12 Q. At this time do you know where the commanders were?

13 A. The others were in front.

14 Q. Did you go anywhere after this?

12:40:33 15 A. Yes, sir.

16 Q. Where did you go?

17 A. We went to Gbendembu.

18 Q. From Gbendembu did you go anywhere else?

19 A. Yes, sir.

12:40:49 20 Q. Where did you go?

21 A. Mambala [phon] - Kalangba.

22 MS ALAGENDRA: That is K-A-L-A-N-G-B-A:

23 Q. From Kalangba did you go anywhere else?

24 A. Yes, sir.

12:41:12 25 Q. Where did you go?

26 A. Sandar Makulo.

27 MS ALAGENDRA: Your Honours, that is S-A-N-D-A-R and the
28 next word Makulo, M-A-K-U-L-O:

29 Q. Did anything happen in Sandar Makulo?

1 A. Yes, sir.

2 PRESIDING JUDGE: My apologies, Mr Anyah.

3 MR ANYAH: Yes, Madam President, I would be grateful if
4 I learned counsel could indicate the time period when we are at
12:41:53 5 Sandar Makulo.

6 PRESIDING JUDGE: Yes, Ms Alagendra, you have heard that
7 application.

8 MS ALAGENDRA: I will do so, your Honour:

9 Q. Witness, how many days after you left Mandaha did you
12:42:04 10 arrive in Sandar Makulo?

11 A. When we left Mandaha we spent three days in Makiteh.

12 Q. And after three days in Makiteh?

13 A. Then we continued to Makulo day and night.

14 Q. How many days did it take for you to reach Makulo?

12:42:37 15 A. One night and in the morning we arrived in Makulo around 2
16 o'clock.

17 Q. Did anything happen in Sandar Makulo?

18 A. Yes, sir.

19 Q. What happened?

12:43:02 20 A. One captive, a boy who had been captured by the
21 commanders --

22 Q. Please continue.

23 A. They said the boy should go on food finding.

24 Q. Who said the boy should go on food finding?

12:43:30 25 A. One RUF commander.

26 Q. Did you know his name?

27 A. I have forgotten his name.

28 Q. Did anything happen after he said that?

29 A. Yes, sir.

1 Q. What happened?

2 A. The boys went. They went to find food and when the boy
3 came he came back with a lump of soap to bathe.

4 Q. Did he come back with anything else?

12:44:11 5 A. He brought rice.

6 Q. Where did they get the rice from, did you know?

7 A. They went - they took them from the civilians.

8 Q. Did anything happen to this boy who took the lump of soap?

9 A. Yes, sir.

12:44:36 10 Q. What happened?

11 A. When the boy went to bathe at the time I was sitting on the
12 veranda and I saw a boy trailing him saying that the commander
13 was calling him.

14 Q. What happened then?

12:45:00 15 A. Then the boy returned. When the boy returned they asked
16 him if he had used the soap to go and bathe and the boy said yes.

17 Q. Who was the commander that he was taken to?

18 A. It was the RUF commander called the Killer.

19 Q. Did anything happen after that?

12:45:32 20 A. Yes, sir.

21 Q. What happened?

22 A. Then he said that the boy has taken the soap to go and
23 bathe himself. Now that he has done that the boy should be tied
24 up.

12:45:48 25 Q. What did they do after that?

26 A. When they tied his foot and arm, they drag him like a goat
27 on the ground.

28 Q. Who was doing this?

29 A. That RUF commander, Killer, passed the command for him to

1 be tied.

2 Q. You said they were dragging him like a goat on the ground.

3 Who was dragging the boy?

4 A. The juntas whom he had directed for them to tie up the boy.

12:46:25 5 They were the ones who were doing it.

6 Q. What happened after they were dragging him?

7 A. When they dragged him they took him into the bush and they
8 asked him to give his last words.

9 Q. What happened then?

12:46:50 10 A. The boy told them that, "Hey, don't kill me." He said, "I
11 will be sitting my exams next year. I am in form five. I am the
12 only boy that my mother has. Please don't kill me."

13 Q. What did they do after that?

14 A. Then Killer came and said they should kill the man. They
12:47:16 15 should not waste time with him and they shot him and he died.

16 Q. Did you go anywhere from Sandar Makulo?

17 A. Yes, sir.

18 Q. Where did you go?

19 A. We went to Rosos.

12:47:44 20 Q. Do you know where Rosos was?

21 A. Yes.

22 Q. Where?

23 A. By Batkanu area.

24 Q. Do you know in which district that is?

12:48:02 25 A. I don't know the district.

26 Q. How long did you stay in Rosos, do you recall?

27 A. We spent seven months in Rosos.

28 Q. Witness, do you recall how large the group was with you in
29 Rosos during the seven months?

1 A. Yes, sir.

2 Q. Please tell the Court.

3 A. The group that we came with, they were not based in one
4 place. They went around deploying in other villages and then
12:48:48 5 after that they took most of the civilians from the next village
6 and brought them.

7 Q. At this time in Rosos do you recall the number of civilians
8 that were there?

9 A. Yes, sir.

12:49:05 10 Q. Please tell the Court.

11 A. In Rosos in general it could be about 500 plus.

12 Q. What was the age group of the civilians?

13 A. Well, let me say young boys, some of them 20 something
14 years, some 30, there were some old men. They were beating them
12:49:37 15 up. They were around 60 to 60 something years. There were small
16 children, 3 years, 4 years.

17 Q. From the 500 civilians, would you be able to say how many
18 were women?

19 A. I can't tell the number of women, but the women were many.

12:50:12 20 Q. Did you know any of the women that were there? At this
21 point, witness, I would remind you not to mention any names.

22 A. Yes, among the juntas.

23 Q. What do you mean by "among the juntas", witness?

24 A. The junta women who were there and the civilian women, I
12:50:44 25 can remember them.

26 Q. The civilian women that were there, did you know any of
27 them?

28 A. Yes, sir.

29 Q. Are you able to say who the women were that you knew

1 without mentioning their names?

2 A. Yes, sir.

3 Q. Please do so, witness.

4 A. I was with my elder sister and my younger sister and there
12:51:20 5 were the other sisters in the village Karina, so most of them
6 were in that group whom I knew.

7 Q. You said at the time you were captured in Karina your
8 sister-in-law, as in your brother's wife, was also captured.
9 Where was she at this time?

12:51:46 10 A. They had released them in Maki teh, my brother's wife and my
11 aunt.

12 Q. Your elder sister who was in Rosos, do you recall her age?

13 A. Yes, sir.

14 Q. How old was she?

12:52:09 15 A. She was around 45 years.

16 Q. And your younger sister, how old was she?

17 A. 13 years of age.

18 Q. What were the civilians doing in Rosos during the seven
19 months?

12:52:33 20 A. The juntas captured them so they didn't give them any
21 chance.

22 Q. They didn't give them any chance to do what?

23 A. To go anywhere.

24 Q. What were they doing while they were in Rosos?

12:52:56 25 A. Well, the juntas would leave us at Rosos and they would go
26 on and attack the other villages.

27 Q. While the juntas were attacking other villages, what were
28 the civilians doing in Rosos?

29 A. For instance, when they were preparing to go - because they

1 made it in a way that they had A company, B company and C
2 company, so if they wanted to do it it would be A company and B
3 company that will go, leaving the C company with the civilians.

4 Q. What were you doing for the seven months you were in Rosos?

12:53:44 5 A. Well, they just captured me to punish me. I had nothing to
6 do there, just to punish me so that the man would have a way of
7 raping me.

8 Q. Witness, can you explain what you mean by your last answer,
9 "just to punish me so that the man would have a way of raping
10 me"?

11 A. So that he will sleep with me. That was why he captured me
12 in the village, because I had no work to do for him.

13 Q. Did this man do anything to you in Rosos?

14 A. Yes, he did something.

12:54:30 15 Q. What did he do to you?

16 A. He raped me.

17 Q. Did it happen only once?

18 A. He did it continuously.

19 Q. Your elder sister, did anything happen to her while she was
12:55:04 20 in Rosos?

21 A. Yes, sir.

22 Q. What happened to her?

23 A. She too was raped.

24 Q. By who? And, witness, if you can, please don't mention
12:55:20 25 names.

26 A. With the junta.

27 Q. Was she raped only once?

28 A. At all times.

29 Q. When you said your 13 year old sister was also there, did

1 anything happen to her?

2 A. Yes, sir.

3 Q. What happened to her in Rosos?

4 A. They raped her.

12:55:55 5 Q. Who raped her?

6 A. Junta.

7 Q. Did it happen only once that she was raped by a junta?

8 A. Continuously.

9 JUDGE SEBUTINDE: Ms Alagendra, these rapes, did they only
12:56:19 10 occur in Rosos?

11 MS ALAGENDRA: Your Honours, it is my understanding that in
12 relation to the persons we are speaking about specifically, that
13 is the case, your Honour. She had spoken about what happened in
14 Mandaha, but this is about specific persons, your Honour:

12:56:45 15 Q. Witness, you said you were raped consecutively in Rosos.

16 PRESIDING JUDGE: The word was continuously.

17 THE WITNESS: Yes, sir.

18 MS ALAGENDRA:

19 Q. Continuously, I mean.

12:57:01 20 A. Yes, sir.

21 Q. Who were you raped by continuously, without mentioning the
22 name?

23 A. It was the junta man.

24 Q. Was it the same person throughout?

12:57:27 25 A. Yes, sir.

26 Q. And your elder sister, you said she was raped continuously
27 in Rosos. Who was she raped by?

28 A. Do you want me to call out the person's name?

29 Q. No, please don't mention the name.

1 A. Junta.

2 Q. And was it the same person throughout?

3 PRESIDING JUDGE: Mr Anyah.

4 THE WITNESS: Yes, sir.

12:58:00 5 MR ANYAH: With respect, we are not necessarily challenging
6 this evidence, but the line of questioning is objectionable and I
7 have not registered an objection so far. We are talking about a
8 six month period. We are talking about three separate
9 individuals. The witness has been asked in respect to herself,
10 her elder sister and the child, whether these events happened
11 continuously. There is no foundation that she was present when
12 all of these happened, if we are talking about an entire six
13 month period. There is no foundation as to the size of Rosos and
14 whether they were all held on the same premises, for example. I
12:58:37 15 am not necessarily challenging the evidence --

16 THE WITNESS: No.

17 MR ANYAH: -- but I would respectfully propose that there
18 could be more foundation as to these events and now the last
19 issue is who was doing the rapes and the word is "junta",
12:58:52 20 continuously again, for six months, no delineation or breaking
21 down of the time periods within the six months when these events
22 were happening.

23 PRESIDING JUDGE: Ms Alagendra, you have heard the
24 objection.

12:59:12 25 MS ALAGENDRA: Your Honours, I was going to deal with this
26 topic in more detail and hopefully by the following questions my
27 learned friend's objections would have been answered.

28 PRESIDING JUDGE: Very well. We will hear the questions
29 and if Mr Anyah wishes to maintain his objection afterwards, he

1 may do so.

2 MS ALAGENDRA: Your Honours, also perhaps at this point I
3 would like to indicate that towards the end of this witness's
4 testimony I would be making a motion for a closed session in
12:59:38 5 order for the witness to call out certain names of persons she
6 has spoken about in the course of her testimony.

7 PRESIDING JUDGE: Well, we can deal with that in due
8 course.

9 MS ALAGENDRA:

13:00:06 10 Q. Witness, you testified that your 13 year old sister was
11 raped continuously in Rosos. Are you able to say who the person
12 was that raped her, without mentioning a name?

13 A. Yes, sir.

14 Q. Please do so.

13:00:27 15 A. It was the junta.

16 Q. Was it the same person that raped your younger sister
17 continuously?

18 A. Yes, sir, because he did not give her any space to go
19 anywhere.

13:00:51 20 Q. Witness, how do you know what was happening to your elder
21 sister and your younger sister in Rosos?

22 A. My younger sister came to me on the first day crying and
23 she explained to me and I too saw her condition, because she was
24 not up to the age of doing that and when she does that you will
13:01:17 25 actually know that she has been tampered with. Her condition
26 changed. Then my sister, it was the same thing. That was what
27 happened to her. I went to visit her and she explained to me.
28 She said the man hardly gives her any chance to go anywhere.

29 Q. You were talking about one occasion when each of your

1 sisters spoke to you, but how is it you are able to say that they
2 were being raped continuously during the six months?

3 A. Well, I used to go there because the man that I was with -
4 the junta man that I was with used to give me chance to go there
13:02:02 5 with the boys that were with me. So when I went there that was
6 the time that I used to get these stories and that other girl
7 used to fall ill.

8 Q. Where is it that you used to go to get these stories?

9 A. Well, when my sister sends someone - a small girl to me to
13:02:26 10 tell me that she was sick, the junta man would allow me with two
11 boys to go with me to go and look for her. That was the time
12 that I knew these stories.

13 MS ALAGENDRA: Your Honours, I heard the witness use the
14 word "guns" if that can be clarified, your Honour. It does not
13:02:46 15 appear on the record.

16 PRESIDING JUDGE: Mr Interpreter, did the witness - did the
17 witness use the word "guns"?

18 THE INTERPRETER: Your Honours, can she kindly repeat that
19 portion.

13:03:01 20 THE WITNESS: Yes, two guns.

21 MS ALAGENDRA:

22 Q. Who was carrying the guns, witness?

23 A. The junta - the junta man whom I was with would allow those
24 two boys to go with me with guns to see if I would escape.

13:03:22 25 Q. And those boys that went with you with guns, did you know
26 how old they were?

27 A. Yes, sir.

28 Q. Can you tell the Court, please?

29 A. The other boy was 20 years and the other one 17.

1 Q. When you went to see your sisters, what did they say to
2 you?

3 A. My sister would loosen her wrapper and she would show to me
4 all her condition, but still the man was trailing her and I
13:04:10 5 myself saw her and I don't know how I felt then.

6 Q. Who were they living with, your sisters, in Rosos?

7 A. They were with the junta.

8 Q. While they were living with the junta, did they have to do
9 anything?

13:04:39 10 A. Yes, sir.

11 Q. What did they have to do?

12 A. They cooked.

13 Q. Did they do anything else?

14 A. They used to launder for them.

13:04:55 15 Q. Anything else?

16 A. Then in the night they raped all of them.

17 Q. Who were you living with, witness, in Rosos?

18 A. The condition in which I was in Rosos, I was not feeling
19 fine, because it was not for me to go to those places.

13:05:27 20 Q. Who were you living with when you were in Rosos?

21 A. I was with the junta.

22 Q. Did you have to do anything while you were living with him?

23 A. Yes, sir.

24 Q. What did you have to do?

13:05:48 25 A. I used to cook for him.

26 Q. Anything else?

27 A. Then he used to rape me.

28 Q. The other civilians that were in Rosos, do you know what
29 they were doing during those months?

1 A. Yes, sir.

2 Q. What were they doing?

3 A. The women who were up to the age of raping, they used to
4 rape them. The boys, they took them to go and steal people's
13:06:29 5 property.

6 Q. Who was raping the women?

7 A. It was the juntas. They used to rape them. Sometimes he
8 will rape him in a room, sometimes in the bush where they
9 captured them. Wherever they felt like doing it, they would just
13:06:51 10 do it.

11 Q. When you say, "The boys, they took them to go and steal
12 people's property", what do you mean by that, witness?

13 A. The junta men would take the civilian boys to go and steal
14 people - to go and take people's property, people who have run
13:07:13 15 away from the other villages.

16 Q. After the six months in Rosos did you go anywhere?

17 A. Yes, sir.

18 Q. Where did you go?

19 THE INTERPRETER: Your Honours, can she repeat the name of
13:07:37 20 the place.

21 PRESIDING JUDGE: Madam Witness, could you say the name of
22 the place again, please?

23 THE WITNESS: Tufayim.

24 MS ALAGENDRA: Your Honours, that is spelt T-U-F-A-Y-I-M.

13:07:51 25 Q. Witness, this place, Tufayim, did you know it by any other
26 name?

27 A. Yes, sir.

28 Q. What was the name?

29 A. Eddie Town.

1 Q. How do you know it was called Eddie Town?

2 A. It was the commander who discovered the place. The town
3 was named after him, Eddie Town.

4 Q. When you moved to Tufayim, who else moved with you?

13:08:38 5 A. It was the junta boy.

6 Q. What happened to the other civilians and junta that were in
7 Rosos with you?

8 A. Well, before ever I accepted, at the time the man was
9 attempting to rape me, it was a civilian woman called Mommie, she
10 refused a junta boy and then the boy drove her away.

11 Q. Witness, where did this happen?

12 A. It happened in Rosos.

13 JUDGE SEBUTINDE: What does the witness mean by "drove her
14 away"?

13:09:42 15 MS ALAGENDRA: I will clarify that, your Honour:

16 Q. Witness, the answer you have just given the Court is:

17 "Before ever I accepted, at the time the man was attempting
18 to rape me, it was a civilian woman called Mommie, she refused a
19 junta boy and then the boy drove her away."

13:10:02 20 Could you be a bit more clearer as to what you are trying
21 to tell the Court?

22 A. When he drove Mommie, Mommie went and stayed all on her
23 own. So any junta man who felt for her would go there and then
24 would rape her. So there was a point in time that they went to
25 rape her, three of them met there together.

26 Q. Witness, when you say when he drove Mommie, could you
27 explain what is it you are trying to say?

28 A. He sent her out of the house where she was living with him,
29 because he said she has been refusing him.

1 Q. And who is the man who sent Mommie away?

2 A. A junta.

3 MS ALAGENDRA: Your Honours, for the record Mommie is
4 M-O-M-M-I-E:

13:11:25 5 Q. You said, "There was a point in time that they went to rape
6 her, three of them met her there together." What do you mean?

7 A. They met there to rape her and Mommie refused.

8 Q. Who were the three that wanted to rape her?

9 A. Junta.

13:11:52 10 Q. And what happened when she refused?

11 A. When Mommie refused they shot her in her waist.

12 Q. How do you know about this incident?

13 A. She passed in front of my door crying and blood was
14 bleeding out of her leg and I called her and asked her because
13:12:21 15 she was my Mandingo sister.

16 Q. What did you do after this incident regarding Mommie?

17 A. When I asked Mommie and Mommie explained to me I did not
18 feel good because I knew that similar thing would happen to me.

19 Q. And as a result of this what did you do?

13:12:52 20 A. Well, the night the man - that man attempted to rape me I
21 refused, but I saw that he had had his gun set in the corner, so
22 I accepted for him not to kill me.

23 Q. And this you say happened in Rosos, witness. Is that
24 correct?

13:13:17 25 A. Yes, sir.

26 Q. Witness, you told the Court that the group left Rosos and
27 you went to Tufayim which is Eddie Town?

28 A. Yes.

29 Q. I am going to ask you some questions about Eddie Town, do

1 you understand?

2 A. Yes, sir.

3 Q. Witness, do you recall if anything happened to the women in
4 Eddie Town?

13:14:00 5 A. Yes, sir.

6 Q. What happened?

7 A. Any woman who refused for her to be raped, they would take
8 her and then they would place her into a box and lock her up.

9 Q. Who would place the woman in a box and lock her up?

13:14:28 10 A. Junta.

11 Q. What kind of box was this?

12 A. It was a wooden box made out of boards. It had - they
13 would close it and seal it.

14 Q. Did you ever see this happening?

13:14:55 15 A. Yes, I saw it.

16 Q. How many times did you see it?

17 A. I saw it three times.

18 Q. The occasions that you saw, do you recall for how long the
19 women were locked inside the boxes?

13:15:19 20 A. Yes, sir.

21 Q. Can you tell the Court, please?

22 A. Some will remain in there all day and then in the evening
23 she will be taken out. Then some would be in there from the
24 morning up to 2 o'clock and she will be taken out.

13:15:41 25 Q. Did anything happen to the women as a result of being put
26 into the boxes?

27 A. Yes, sir.

28 Q. What happened?

29 A. When they take the person out, normally they would go sick.

1 Q. Do you know what kind of sickness they had as a result of
2 this?

3 A. Yes, sir.

4 Q. Can you tell the Court, please?

13:16:25 5 A. They were normally very weak. At any time they attempt to
6 get up, they will fall down. They will feel giddy. Sometimes
7 they got black out.

8 Q. Do you know why this happened to them?

9 A. Yes, sir.

13:16:46 10 Q. Why?

11 A. Because of the heat in the box. That caused it.

12 Q. Witness, do you recall anything happening while you were in
13 Eddie Town?

14 A. Yes, sir.

13:17:11 15 Q. Can you tell the Court, please?

16 A. We were at Eddie Town when two junta boys came and said
17 that Superman was sending reinforcement from Kurubonla.

18 Q. Who were the two junta boys that came and said this?

19 A. The two junta boys came with commanders.

13:17:48 20 Q. At this point do you recall who were the commanders at
21 Eddie Town?

22 A. Yes, sir.

23 Q. Who were they?

24 A. Shall I call the name?

13:18:04 25 Q. Yes, please.

26 A. One Colonel Eddie, Five-Five.

27 Q. Please continue, witness.

28 A. Gullit, Woyoh, FAT, Leather Boot.

29 Q. Do you recall any others?

1 A. I will call the names, but I will call the names according
2 to the way they came in, according to the groups that came.

3 Q. Which groups were there in Eddie Town?

4 A. Tito's group came. They were juntas.

13:19:04 5 Q. What were the other groups?

6 A. Alabama's junta.

7 Q. Continue, witness.

8 A. RUF Mohamed, he also came. That was the third group for
9 Superman.

13:19:30 10 Q. Now, when you say groups that came, what do you mean?

11 A. The fighters who came to enter Freetown. Those are the
12 ones I have named.

13 Q. Witness, going back to what you were saying earlier about
14 two junta boys who came and said Superman was sending

13:19:59 15 reinforcement from Kurubonla, do you know how they knew that?

16 A. Yes, sir.

17 Q. Can you tell the Court, please.

18 A. They had a signal set and the signal to the commanders.

19 They normally communicated through that. The boys got the

13:20:22 20 information through those things, so they said it.

21 Q. Did they tell you what was the information they received?

22 A. Yes, sir.

23 Q. Can you tell the Court what they told you about the
24 information?

13:20:45 25 A. At that time they were all persons around shouting. They
26 were all happy. They were saying that they are now going to
27 Freetown and that Superman had sent reinforcement with a good
28 number of ammunition.

29 Q. Did you know who Superman was?

1 A. Yes, si r.

2 Q. Who was he?

3 A. RUF.

4 Q. Those two boys, di d they say anything el se?

13:21:19 5 A. They were all happy because Superman had sent a
6 reinforcement, because they said it was the RUF, the rebels, who
7 had way to enter and that they had brought a good amount of
8 ammunition. So they were all happy.

9 Q. Did anything happen after the boys said thi s?

13:21:43 10 A. Yes, si r.

11 Q. What happened?

12 A. The commanders who were on the ground, they looked out for
13 some soldiers who were in the A and B companies. They said they
14 should go and receive the RUF.

13:22:04 15 Q. How do you know thi s, wi tness?

16 A. Well, in the morning they assembled all of them, because I
17 and the commanders were staying close to one another. Hi s house
18 was near my own house so I was there and I saw it happen.

19 Q. You said a group was put together to go and receive the
13:22:26 20 RUF. What happened after that?

21 A. They went and received the RUF and they came back.

22 Q. Are you able to tell the Court the names of any persons
23 that were in the group that went to receive the RUF?

24 PRESIDING JUDGE: Mr Anyah?

13:22:52 25 MR ANYAH: I think the witness's response to the first
26 question was - and I am reading from page 88, and mine carries
27 over on to page 89. The question was, "What happened?", and the
28 witness said, "The commanders who were on the ground, they looked
29 out for some soldiers who were in the A and B companies. They

1 said they should go and receive the RUF." The subsequent
2 question that was posed by counsel said, or reads, and this is at
3 line 7 on page 89, "You said a group was put together." The
4 witness has referred to companies A and B being the groups going
13:23:29 5 to receive these soldiers and I don't know that it is necessary
6 in the phrasing of the questions to be saying the group that was
7 sent when she has been specific as to companies A and B as being
8 the groups that were to go and receive these reinforcements. I
9 don't know if this makes sense, but this is an important area and
13:23:55 10 that is why I am emphasising the distinction.

11 MS ALAGENDRA: Your Honours, I am merely asking the witness
12 for the names of any people that went to receive the RUF and I
13 don't think it is going to be fair to the witness for me to break
14 it into companies and so on, your Honours.

13:24:13 15 PRESIDING JUDGE: I will allow the question as put.

16 MS ALAGENDRA:

17 Q. Witness, are you able to tell the Court the names of any of
18 the persons that were in the group that went to receive the RUF?

19 A. Yes, sir.

13:24:31 20 Q. Please do so, witness.

21 A. Jab by, Ol angba, Ogadi yai .

22 Q. Witness, can you repeat the third name again?

23 THE INTERPRETER: Your Honours, that is not really clear.
24 Could she say it again?

13:24:57 25 PRESIDING JUDGE: Madam Witness, the interpreter asks if
26 you would repeat the third name again, please.

27 THE WITNESS: Ogadi yai . Ogadi yai .

28 MS ALAGENDRA: Your Honours, Jabbi is spelt J-A-B-B-I and
29 Ol angba is a name this Court has heard before and is spelt

1 correctly, your Honours, and Ogadiyai, I am going to attempt to
2 spell it for your Honours, O-G-A-D-I-Y-A-I:

3 Q. Witness, do you recall any other names of persons that went
4 to meet the RUF?

13:25:55 5 A. Yes, sir.

6 Q. Can you tell the Court, please?

7 A. Ibrahim.

8 Q. Do you know any other names?

9 A. Yes, sir.

13:26:11 10 Q. Can you tell the Court, please.

11 A. Ahchebe.

12 Q. Do you know any other names?

13 JUDGE SEBUTINDE: Did the witness say Ahchebe, or Chebbi?

14 THE WITNESS: Ahchebe.

13:26:42 15 MS ALAGENDRA:

16 Q. Is there any other names, witness?

17 A. Well, it was a large group. I can't recall the other
18 names. I can recall just these ones for now.

19 PRESIDING JUDGE: Ms Alagenda, can we have a spelling for
13:27:00 20 Ahchebe?

21 MS ALAGENDRA: Your Honours, it is spelt A-C-E-H-B-E-H
22 [sic], but, your Honours, if I could come back to you on that
23 because this was a name that was mentioned earlier. I will just
24 check it over the lunch break if it is possible:

13:27:18 25 Q. Witness, did anything happen after the group left to go and
26 meet the RUF that was being sent by Superman?

27 A. Yes, sir, the group went and collected them.

28 Q. What happened after they were collected?

29 A. When they went and collected them they brought them and

1 there was happiness in the whole town. All the juntas were happy
2 and now they said that they have got enough ammunition to go to
3 Freetown.

13:28:03

4 Q. When the group came, the group that came as reinforcements,
5 did you see them?

6 A. Yes, sir.

7 Q. Are you able to say how many in number they were?

13:28:29

8 A. The RUF group was many, but should I check it in another
9 way? It will go up to 100 and more, because they all had
10 headbands.

11 Q. Do you recall what colour headbands they had?

12 A. They had red headbands.

13:28:52

13 PRESIDING JUDGE: Ms Alagenda, I note the time. If this
14 is a convenient time this is when we would normally adjourn for
15 lunchtime.

16 MS ALAGENDRA: It would be, your Honour, thank you.

17 PRESIDING JUDGE: Very good. Madam Witness, it is now time
18 for the lunchtime adjournment. We are going to resume court
19 again at 2.30. Do you understand?

13:29:04

20 THE WITNESS: Yes, sir.

21 PRESIDING JUDGE: Please adjourn court to 2.30.

22 [Lunch break taken at 1.30 p.m.]

23 [Upon resuming at 2.33 p.m.]

24 PRESIDING JUDGE: Yes, Ms Alagenda, please proceed.

14:34:04

25 MS ALAGENDRA: Thank you, your Honour:

26 Q. Good afternoon, Madam Witness.

27 A. Yes, how are you, sir?

28 Q. Witness, we stopped at where you were telling the Court
29 that the RUF group that came to Eddie Town, they had red

1 headbands. Before we continue from there, witness, I want to go
2 back to your testimony from this morning and clarify a few
3 issues, okay?

14:34:46 4 A. Right now I am feeling pain in my head. I'm having
5 headache.

6 PRESIDING JUDGE: Do you mean a headache that you need a
7 Panadol or something for, Madam Witness?

8 THE WITNESS: Yes, sir.

9 PRESIDING JUDGE: Perhaps if you would speak to the lady
14:35:06 10 with you and explain what you need.

11 WVS OFFICER: Your Honour, the witness said she would like
12 to stop. The witness said she would not like to proceed with her
13 testimony. She is feeling tired, she's having a bad headache and
14 she needs to rest.

14:36:05 15 PRESIDING JUDGE: Could you please ask Madam Witness how
16 long she needs?

17 WVS OFFICER: Your Honour, she's asking for 30 minutes. 30
18 minutes.

19 JUDGE SEBUTINDE: Madam Witness, during the lunch break of
14:36:52 20 one hour did you draw this headache of yours to the attention of
21 the people looking after you? Did you tell them about it?

22 THE WITNESS: It was when we were coming in. That was when
23 I told her, as we were getting into the court - court well.

24 JUDGE SEBUTINDE: Because you realise that we are now going
14:37:22 25 to waste some time when you could have used the lunch break to
26 tell them to get you a Panadol?

27 THE WITNESS: That is true, sir.

28 PRESIDING JUDGE: We will take a break and I'm sure that
29 the WVS Officer will assist the witness. I note the witness has

1 asked for 30 minutes, but if the witness is ready and able to
2 continue prior to that please inform us.

3 WVS OFFICER: Yes, your Honour.

4 PRESIDING JUDGE: Thank you. We will adjourn.

14:38:07 5 [Break taken at 2.38 p.m.]

6 [Upon resuming at 3.10 p.m.]

7 [In the absence of the accused]

8 PRESIDING JUDGE: Now, Madam Witness - oh, I am sorry.

9 Yes, Mr Anyah?

15:08:22 10 MR ANYAH: Yes, Madam President, I think they might have
11 not communicated that the Court is back in session to the
12 security officers. He's on his way.

13 [In the presence of the accused]

14 PRESIDING JUDGE: Can we have the side curtains up, please.

15:08:46 15 Yes, thank you.

16 Now, Madam Witness, are you feeling a little better now?

17 We will continue with your evidence.

18 THE WITNESS: Yes, I'm a bit all right.

19 PRESIDING JUDGE: That's good.

15:08:57 20 THE WITNESS: Yes, sir.

21 PRESIDING JUDGE: Now, Ms Alagendra, please proceed.

22 MS ALAGENDRA: Your Honours, before the lunch break I had
23 indicated that I would provide a spelling for Ahchebe.

24 PRESIDING JUDGE: Ah, yes.

15:09:35 25 MS ALAGENDRA: It's A-H-C-H-E-B-E, your Honours:

26 Q. Witness, you told the Court about an RUF commander by the
27 name of Killer. Can you tell the Court how is it you knew the
28 name of this commander?

29 A. We were at the same place and when he called himself Killer

1 I saw the action that corresponded with his name.

2 Q. Can you explain that, witness? What's the action you saw
3 that corresponded with his name?

4 A. Yes, sir.

15:10:24 5 Q. Please explain.

6 A. Because he was yelling at the junta boys to kill that boy.

7 Q. When you say the RUF commander's name was Killer, what
8 makes you say that was his name?

9 A. That was how I heard him being called by all the other
15:10:58 10 juntas, Killer.

11 Q. Witness, in your testimony when I asked you to name some of
12 the junta commanders you named Gullit, Five-Five, Woyoh and later
13 you gave the name FAT. How is it that you know these names of
14 these junta commanders?

15:11:23 15 A. The people were many, but there are times when I sit for a
16 long time I think and I will recall some of their names. They
17 were with the juntas - together with the juntas.

18 Q. But at that time how is it you came to know these
19 commanders' names?

15:11:53 20 A. The junta commander, or the RUF commander?

21 Q. The names I just called out which you said were junta
22 commanders, Gullit, Five-Five, Woyoh, FAT, how did you come to
23 know these names?

24 A. It was the junta man with whom I was. He showed me the
15:12:14 25 names. Anyone who would pass, he would say that this is this
26 person's name.

27 PRESIDING JUDGE: Yes, Mr Anyah?

28 MR ANYAH: If we were recollecting the witness's prior
29 evidence, there are two additional names she mentioned that are

1 not included in the questions now twice asked by counsel:

2 Leather Boot and Colonel Eddie, or Eddie.

3 PRESIDING JUDGE: Yes, I do recall Leather Boot.

4 MS ALAGENDRA: That is correct, your Honour. I thank

15:12:41 5 counsel for that:

6 Q. Witness, you also named Leather Boot and Colonel Eddie.

7 How did you come to know those two names, Leather Boot and

8 Colonel Eddie?

9 A. It was because I was with them. We were together.

15:13:02 10 Q. Witness, you gave some names of persons who went with the

11 group from Eddie Town to meet the RUF group that was sent by

12 Superman. You named Ahchebe, Olangba and Ogadiyai. How did you

13 know those names?

14 A. We were all in the same group.

15:13:44 15 PRESIDING JUDGE: Yes, Mr Anyah? My apologies.

16 MR ANYAH: Again, I would make the same observation that

17 there are two names left out in the listed names. The witness

18 had previously named Jabbi and Ibrahim.

19 MS ALAGENDRA: I will put those names. I thank counsel for

15:14:02 20 that again, your Honour:

21 Q. Witness, you also gave the names Jabbi and Ibrahim that

22 were part of that group that went to meet the RUF sent by

23 Superman. How did you know the names of Jabbi and Ibrahim?

24 A. Well, they called for a meeting. They held a meeting and

15:14:24 25 the meeting was held in a house that was very close to mine, the

26 one neighbouring houses, and so when they were having the

27 meetings I would listen to their names being called.

28 Q. Now, witness, you said that Superman who sent these

29 reinforcements to Eddie Town was an RUF. How did you know that?

1 A. It was the juntas who said that was the RUF commander.

2 Q. And you told the Court that Superman sent this
3 reinforcement from Kurubonla. Can you tell the Court where
4 Kurubonla is?

15:15:12 5 A. Kurubonla is by Kabala.

6 Q. Witness, to take you back to the incident you narrated
7 about a woman named Mommie, can you tell the Court how is it that
8 you knew what happened to her in relation to the three junta
9 shooting her?

15:15:41 10 A. Yes, sir.

11 Q. How did you know?

12 A. When they shot her she came crying, holding on to her
13 wrapper, and the route that she used was by my house and when I
14 heard her crying I asked her.

15:16:05 15 Q. Witness, did anything happen to Mommie as a result of the
16 shooting?

17 A. Yes, sir.

18 Q. What happened?

19 A. She was shot on her butt and blood was oozing and she was
15:16:25 20 crying while going.

21 JUDGE SEBUTINDE: Mr Interpreter, on her what?

22 THE INTERPRETER: B-U-T-T, your Honour. Buttocks.

23 MS ALAGENDRA:

24 Q. Witness, I'm going to take you to the point of your
15:16:45 25 evidence where we stopped for the lunch break, okay?

26 A. Yes, sir.

27 Q. You told the Court that this RUF group that came to Eddie
28 Town they had red headbands?

29 A. Yes, sir.

1 Q. And you said there was about 100 of them?

2 A. Yes, sir.

3 Q. Did you know if that group that came had a commander?

4 A. Yes, sir.

15:17:22 5 Q. Did you know the name of that commander?

6 A. Yes, sir.

7 Q. What was the name?

8 A. Mohamed Baj ehj eh.

9 Q. How is it that you knew this commander's name was Mohamed

15:17:39 10 Baj ehj eh?

11 A. It was the juntas who went and received him and they said
12 the commander who had come was Mohamed Baj ehj eh.

13 Q. The group that came, the RUF group, did you know what
14 nationality they were?

15:18:07 15 A. Yes, sir.

16 Q. What was their nationality?

17 A. They were Liberians.

18 Q. Were they all Liberians?

19 A. They were a mixed group.

15:18:24 20 Q. Some were Liberians. What nationality were the others?

21 A. They were Sierra Leoneans, Mendes.

22 Q. How did you know some of them were Liberians?

23 A. There were two Mandingo ladies who were cooking for them.

24 They gave me their name.

15:18:58 25 Q. What is the name they gave you?

26 A. For the commander? Mohamed Baj ehj eh.

27 Q. Witness, my question to you was how did you know that some
28 of the RUF that came were Liberians? How did you know their
29 nationality were Liberians?

1 A. It was the place where they were cooking it was close to
2 where I was cooking, so when they came, the group, they were
3 speaking Liberian language, so when the boys came they joined
4 together and some of them would speak Liberian language and the
15:19:42 5 others would speak Mende language.

6 Q. How is it that you were able to identify the Liberian
7 language?

8 A. Because I had been with people who spoke Liberian language.

9 Q. When was this?

15:20:01 10 A. My elder sister and her husband. My uncle's wife is a
11 Liberian.

12 Q. When did you first become familiar with the Liberian
13 language?

14 A. My elder sister's mate, when she went mad she was brought
15:20:33 15 for medication and she was a Liberian and my sister was speaking
16 Liberian - a Liberian language to her.

17 PRESIDING JUDGE: Mr Witness [sic], the word "mate" has a
18 particular meaning. Please interpret it. I am sorry,
19 Mr Interpreter. Not you, Madam Witness. Mr Interpreter, the
15:20:55 20 word "mate" has a special meaning.

21 THE INTERPRETER: Your Honours, midwife. Co-wife, your
22 Honour.

23 PRESIDING JUDGE: That's what I mean.

24 THE WITNESS: You mean mate? My sister's mate, they were
15:21:13 25 both married to the same husband.

26 MS ALAGENDRA:

27 Q. And when was it that they came to stay?

28 A. They spent one year six months on the medication in her
29 village.

1 Q. Witness, I want to know when is it. Not how long, but
2 when?

3 A. At that time there was no war in Liberia.

4 Q. How long before you were captured?

15:22:03 5 A. It took six years.

6 Q. Do you recall the age group of these 100 RUF that came?

7 A. Yes, sir, I will try.

8 Q. What was the age group?

9 A. Like that Mohamed Bajehjeh, he could be around the age of
15:22:41 10 45.

11 Q. And the others in the group, what was the age range?

12 A. The way I saw them some could be around 30 something and
13 the others could be around 20 something, because they didn't tell
14 their ages to anybody.

15:23:12 15 Q. Did they bring anything with them when they came, these
16 RUF?

17 A. Yes, sir.

18 Q. What did they bring?

19 A. They brought a lot of ammunition and I saw the junta in the
15:23:33 20 village and they were happy that they had received ammunition to
21 go to Freetown.

22 Q. Witness, do you recall if this RUF group that came, whether
23 that group had any special name?

24 A. Yes, sir.

15:23:54 25 Q. Can you tell the Court, please?

26 A. Red Lion.

27 Q. The group that came, did they come with any civilians that
28 you recall?

29 A. Yes, sir.

1 Q. Do you recall the condition of the civilians that they came
2 with?

3 A. Yes, sir.

4 Q. Can you tell the Court, please?

15:24:29 5 A. The civilians who were with them were three women. They
6 were cooking for them, so when they would cook if for example
7 they had cooked rice the juntas would eat the rice and the
8 civilians would eat cassava.

9 Q. Apart from the three women, were there other civilians with
15:24:59 10 the Red Lion group?

11 A. Yes, sir. The other civilian woman said her brother was
12 there; a small boy around the age of eight.

13 Q. Do you recall seeing this boy?

14 A. Yes, sir, I saw him, because we were all close to each
15:25:33 15 other where I was cooking.

16 Q. Do you recall in what condition you saw him?

17 A. The boy hadn't even good clothes on. The clothes were torn
18 and tattered and his physical look too was he was emaciated.

19 Q. Witness, do you recall anything else about the condition of
15:26:07 20 the civilians that came with this RUF group?

21 A. Yes, sir.

22 Q. Can you tell the Court, please?

23 A. My sister and I were coming from the river and the
24 civilians were ahead. They were grumbling that they were hungry.

15:26:44 25 Q. Is there anything else you recall?

26 A. Yes, sir. They were grumbling that, "Even when they would
27 give us rice to cook, we will cook the rice and they will not
28 give us the rice to eat. They will eat the rice and they will
29 just give us cassava to eat without any sauce. We are tired of

1 eating cassava".

2 Q. Do you recall anything in particular about their bodies?

3 A. Yes, sir.

4 Q. Can you tell the Court, please?

15:27:27 5 A. They were not looking good. They were saying they were
6 just eating cassava without sauce.

7 Q. Apart from this group that came to Eddie Town, do you
8 recall if any other groups came after this?

9 A. Yes, sir, it was only Mohamed Bajehjeh.

15:28:06 10 Q. And you said Mohamed Bajehjeh was part of this RUF group
11 sent by Superman. Is that correct?

12 A. Yes, sir, he was the leader.

13 Q. Now after this RUF group had come to Eddie Town, do you
14 recall if any other groups came there?

15:28:32 15 A. No.

16 Q. For how long did this group remain in Eddie Town?

17 A. They rested for a week and we travelled to Freetown.

18 Q. Witness, in your testimony earlier you referred to a Tito.
19 Do you recall that?

15:29:05 20 A. Yes, sir.

21 Q. Is this a person?

22 A. Yes, sir. He was a commander, sir.

23 Q. When did he come to Eddie Town?

24 A. It was together with the Five-Five group.

15:29:37 25 Q. When you say "We travelled to Freetown", what do you mean?

26 A. I was among the group, so wherever they will go I just had
27 to go with them.

28 Q. Did anything happen in Eddie Town before the group left for
29 Freetown?

1 A. Yes, sir.

2 Q. What happened?

3 A. I am sorry, sir, I made a mistake.

4 Q. You can clarify that, witness.

15:30:30 5 A. After Bajehjeh's troops, SAJ Musa came.

6 Q. Who did SAJ Musa come with?

7 A. SAJ Musa came together with the juntas.

8 Q. Do you recall how many juntas he came with?

9 A. The juntas he came with were many. I cannot recall. I did
15:31:08 10 not count them, because I was not happy at that time.

11 Q. Did anything happen in Eddie Town when SAJ Musa came with
12 his group?

13 A. Yes, sir.

14 Q. What happened?

15:31:29 15 A. The following day in the morning he called all of the
16 commanders, and the place where they held the meeting was close
17 to my house and he told them that they were to go to Freetown.

18 Q. Did he say why?

19 A. Yes, sir.

15:32:00 20 Q. What did he say was the reason?

21 A. He said all the people in the provinces had been suffering
22 and the whole problem started from Freetown, so they should go to
23 Freetown to put an end to everything.

24 Q. Did he explain what he meant by that?

15:32:32 25 A. When he spoke about the war, I did not understand that. He
26 only said we were going to end the war in Freetown.

27 Q. What happened after this?

28 A. So the following day they had a meeting.

29 Q. Do you know what happened in this meeting?

1 A. Yes, sir.

2 Q. How is it that you know what took place in this meeting?

3 A. Because they said everybody, men and women, should be there
4 because they had a last advice to give to us. So, we were there.

15:33:30 5 Q. Who said this?

6 A. Five-Five passed the order to bring all the men and women
7 together, so there were people calling people to join in the
8 meeting.

9 Q. Did you join the meeting?

15:33:58 10 A. Yes, because they said everybody, men and women, all the
11 captured, so I was there.

12 Q. Can you tell the Court what happened during this meeting?

13 A. Yes, sir.

14 Q. Please do so, witness.

15:34:21 15 A. He said the trip that we're about to make to Freetown he
16 asked that any woman who knew that she had two or more clothes
17 that woman should leave her clothes, because what - the operation
18 that they were going on, we were going to, it was not going to be
19 easy.

15:34:53 20 THE INTERPRETER: Your Honour, can the witness repeat the
21 last sentence?

22 PRESIDING JUDGE: Madam Witness, the interpreter has asked
23 that you repeat the last sentence. Please pick up from the
24 following, "It was not going to be easy." Continue from there,
15:35:12 25 please.

26 THE WITNESS: To go to Freetown? When he convened the
27 meeting he said he was advising every woman that, if anybody knew
28 that she had - that she had more than two clothes, she would just
29 take one because all of us were to go and fight in Freetown.

1 MS ALAGENDRA:

2 Q. Did he say anything else?

3 A. So most of us, the women who did not like that, were crying
4 because we were thinking about our lives.

15:35:57 5 Q. Did anything happen after the meeting?

6 JUDGE LUSSICK: Just before you leave that meeting, was
7 that SAJ Musa or Five-Five? When it's "He is saying ..." this,
8 that and the other thing at the meeting, who is saying that?

9 MS ALAGENDRA: I'll clarify that, your Honour.

15:36:19 10 THE WITNESS: SAJ Musa.

11 MS ALAGENDRA:

12 Q. Thank you, witness. Did anything happen after this
13 meeting?

14 A. It was that night that we left.

15:36:37 15 Q. Where did you go to from Eddie Town?

16 A. We travelled and we went through the Port Loko Road.

17 Q. When you say "We travelled", witness, who are you referring
18 to?

19 A. The junta group and the RUF group.

15:37:04 20 Q. What about the civilians that were in Eddie Town?

21 A. Together with the civilians.

22 Q. Through the Port Loko Road where did you go?

23 A. We were walking in the bush to go to the Freetown Highway.

24 Q. Did you reach to any place?

15:37:41 25 A. Yes, sir.

26 Q. Where?

27 A. We got to Four Mile.

28 Q. And from Four Mile did you go anywhere?

29 A. Yes, sir, we travelled to Waterloo.

1 Q. Did anything happen in Waterloo?

2 A. Yes, sir, they were burning houses and killing.

3 Q. Who was doing this?

4 A. The juntas and the RUF.

15:38:24 5 Q. At this point, witness, did you know where the Red Lion
6 group was?

7 A. They were all part of the group.

8 Q. Did you know who was being killed in Waterloo?

9 A. I didn't know them, because that was at night. I could not
15:39:00 10 recognise faces because it was at night, but there were corpses
11 on the ground.

12 Q. What kind of people were they, the corpses that you saw?

13 A. You would see men and women.

14 Q. Do you recall how they were dressed?

15:39:24 15 A. Some women had wrappers, some others had long pants and
16 there were some children lying in the street. Like I saw one
17 girl lying in the street.

18 Q. From Waterloo, did your group go anywhere?

19 A. Yes, sir.

15:39:49 20 Q. Where did you go?

21 A. We went to Benguema.

22 Q. Do you recall anything happening in Benguema?

23 A. Yes, sir.

24 Q. What happened?

15:40:05 25 A. SAJ Musa died in Benguema.

26 Q. How did you hear that SAJ Musa had died?

27 A. It was not here that I heard - that I heard it. While he
28 was sitting we were close to where he was sitting, I together
29 with the other women.

- 1 Q. How did SAJ Musa die?
- 2 A. A bomb exploded.
- 3 Q. Where did the bomb explode from?
- 4 A. We just heard it around that area. We heard the sound.
- 15:41:03 5 Q. Did anything happen after SAJ Musa died?
- 6 A. The fragment tortured him in his head and he bowed his head
- 7 and we ran into the bush.
- 8 Q. How long did you stay in the bush?
- 9 A. I was in the bush and it was not even up to 30 minutes when
- 15:41:40 10 the group brought SAJ Musa's corpse.
- 11 Q. What happened after SAJ Musa's corpse was brought?
- 12 A. They said a fragment had hit him in his head and I saw the
- 13 place was tied using a white piece of cloth.
- 14 Q. What happened after that?
- 15:42:06 15 A. When he was laid, I saw about three Nigerian soldiers.
- 16 Q. Where did you see these Nigerian soldiers?
- 17 A. In that bush.
- 18 Q. Why were they there? Did you know?
- 19 A. They were captured. They were beating them up.
- 15:42:36 20 Q. They were captured by who?
- 21 A. The juntas. The junta group.
- 22 Q. What happened after this?
- 23 A. You know, the way the men were being beaten up I could not
- 24 stand it, so I left the place and went up the hill.
- 15:43:02 25 Q. Did you go anywhere after that?
- 26 A. Yes, sir.
- 27 Q. Where did you go?
- 28 A. We went to Tombo.
- 29 Q. From Tombo, did you go anywhere else?

1 A. Yes, sir.

2 Q. Where did you go?

3 A. We came by Grafton.

4 Q. When you say "we" now, who are you referring to?

15:43:39 5 A. The RUF and the juntas, together with the civilians.
6 That's why I said "we".

7 Q. From Grafton, did this group go anywhere?

8 A. Yes, sir.

9 Q. Where did you go?

15:43:58 10 A. We went up in the hills of Calaba Town.

11 Q. Witness, where is Calaba Town?

12 A. Freetown.

13 Q. From Calaba Town, did the group go anywhere?

14 A. Yes, sir.

15:44:21 15 Q. Where did they go?

16 A. Into Freetown.

17 Q. Witness, are you able to recall the date when the group
18 came into Freetown?

19 A. Yes, sir.

15:44:39 20 Q. What was the date?

21 A. January 16th.

22 Q. Of which year?

23 A. I have forgotten the year a bit. I have forgotten the
24 year. 1996? 1998? I would like you to help me there. I cannot
15:45:25 25 recall. My head.

26 PRESIDING JUDGE: If you cannot recall, Madam Witness,
27 don't be concerned. We will continue.

28 THE WITNESS: Okay, sir.

29 MS ALAGENDRA:

1 Q. Witness, when the group entered Freetown on this day, where
2 did you go?

3 A. When we entered into Freetown I - we stopped at Ferry
4 Junction and the other group went ahead.

15:46:06 5 Q. Who stopped at Ferry Junction?

6 A. I stopped at Ferry Junction.

7 Q. And when you say "the other group went ahead", which group
8 are you referring to?

9 A. The RUF group and the juntas. The group went ahead and
15:46:33 10 some others stayed behind, because they were all over the town.

11 Q. At this point when you entered Freetown, did you know where
12 the Red Lion group was?

13 PRESIDING JUDGE: Just pause, Ms Alagendra. I understood
14 the witness to say, "We stopped at Ferry Junction", and you're
15:46:55 15 now asking her when she went into Freetown.

16 MS ALAGENDRA: Your Honours, if I can just --

17 PRESIDING JUDGE: She said at line 20, "We stopped at Ferry
18 Junction and the other group went ahead."

19 MS ALAGENDRA: Your Honours, if I can just clarify the
15:47:11 20 location of Ferry Junction:

21 Q. Witness, do you know where Ferry Junction is?

22 A. Yes, sir.

23 Q. Where is it?

24 A. Freetown.

15:47:26 25 Q. At this point, witness, do you know where the Red Lion
26 group was?

27 A. No, I did not know because they were all over the town.

28 Q. From Ferry Junction, did you go anywhere?

29 JUDGE SEBUTINDE: Did the witness not say "scattered all

1 over town", Mr Interpreter?

2 THE INTERPRETER: Yes, she did, your Honour.

3 JUDGE SEBUTINDE: That's not what you interpreted.

4 MS ALAGENDRA:

15:48:03 5 Q. Witness, from Ferry Junction did you go anywhere?

6 A. I stopped at Ferry Junction and the others went ahead.

7 They went into Freetown, into the city.

8 Q. From Ferry Junction, after you stopped there, did you go
9 anywhere else at some point?

15:48:23 10 A. No, sir.

11 Q. How long did you stay in Ferry Junction?

12 A. I spent two weeks at Ferry Junction.

13 Q. Do you recall if anything was happening in Ferry Junction
14 during the two weeks?

15:48:46 15 A. Yes, sir.

16 Q. What was happening?

17 A. They were killing people on the streets.

18 Q. Who was killing people on the street?

19 A. The juntas. The junta group. Those were the ones I saw.

15:49:10 20 Q. And the people they were killing, who were they?

21 A. Civilians.

22 Q. Do you recall how many people you saw being killed?

23 A. The people whom they killed were many, so I did not look at
24 them particularly because I would not have felt good.

15:49:38 25 Q. After the two weeks in Ferry Junction, did you go anywhere?

26 A. Yes, sir.

27 Q. Where did you go?

28 A. When the junta boy knew that I wanted to escape, he brought
29 three RUF boys and they moved me from Ferry Junction and took me

1 to Blackhall Road.

2 Q. How do you know that they were RUF boys?

3 A. They were speaking a Liberian language.

4 Q. They took you to Blackhall Road. Did they take you

15:50:29 5 anywhere else after that?

6 A. No, sir.

7 Q. How long did you stay in Blackhall Road?

8 A. Blackhall Road, I was there for one week and some days.

9 Q. Do you recall what was happening in Blackhall Road at the

15:50:50 10 time you were there?

11 A. Yes, sir.

12 Q. What was happening?

13 A. At night they would go and bring small children and rape

14 them.

15:51:06 15 Q. Who would bring small children and rape them?

16 A. The junta and the RUF.

17 Q. Witness, to be clear, what was the gender of these children

18 that were being raped?

19 A. They were girls.

15:51:31 20 Q. Were you able to tell the ages of these girls?

21 A. They were about 12 years or 13 years of age.

22 Q. How did you know about these rapes?

23 A. It was the very house where I was. There is where they

24 brought the children, in the living room.

15:51:58 25 Q. Were you present when these children were raped?

26 A. Yes, sir. I even pleaded with them, but they did not agree

27 because I was not that used to the RUF then and so they did not

28 listen to me.

29 Q. After Blackhall Road, did you go anywhere?

1 A. Yes, sir.

2 Q. Where did you go?

3 A. At that time the fighting had intensified [sic] and so we went
4 up to the Tengbeh Town hills.

15:52:48 5 THE INTERPRETER: Your Honours, interpreter's mistake. The
6 word should be "intensified".

7 MS ALAGENDRA:

8 Q. From Tengbeh Town hills, did you go to any other place?

9 A. Yes, sir.

15:53:07 10 Q. Where did you go?

11 A. We came to - I came to Kissy Police.

12 Q. When you say Kissy Police, witness, what are you referring
13 to?

14 A. It is the road.

15:53:37 15 Q. And where is this road?

16 A. Kissy Road in Freetown.

17 Q. When you got to Kissy Road, do you recall anything specific
18 that you saw?

19 A. Yes, sir.

15:53:52 20 Q. Can you tell the Court, please?

21 A. Yes, sir.

22 Q. Please do so, witness.

23 A. Kissy Road, closer to the bridge, I saw hands tied together
24 and it was in the earth. It was buried in the earth. Two hands
15:54:19 25 tied together buried in the earth.

26 Q. How many hands did you see tied together and buried in the
27 earth?

28 A. It was a big bunch. I could not count at that time.

29 Q. What did these hands look like?

1 A. Human hands.

2 Q. Did you come to know how those hands came to be there?

3 A. The juntas passed around the place, so I just inferred that
4 they had done it because they were the ones who entered Freetown.

15:55:18 5 Q. Witness, did you return to Karina Town at some point?

6 A. Yes, sir.

7 Q. Are you able to tell the Court when you returned?

8 A. Yes, sir.

9 Q. When?

15:55:40 10 A. That was when I had left them and came to Lunsar. I was
11 about to escape and I saw my sister's husband and I escaped to
12 Makeni.

13 Q. When you returned to Karina Town, did you hear if anything
14 happened to your family - any member of your family - there?

15:56:14 15 And, witness, again I remind you not to call out names.

16 A. Yes, sir.

17 Q. What did you hear had happened?

18 A. My 12 year old girl was raped. The rebels had raped her.

19 Q. Do you know who were the rebels that had raped her?

15:56:47 20 A. The time she was raped, I was not there. The girl just
21 told me that the rebels raped her.

22 Q. In what condition did you find your 12 year old daughter
23 when you returned?

24 A. The condition in which I met her I knew finally that it was
15:57:15 25 finished, because they had done it to me and they had done it to
26 my family.

27 Q. What was the condition that you found her in?

28 A. The condition in which I met her she was in pain, and from
29 that time when she delivered she never came back to her normal

1 self.

2 Q. Witness, when you say "that time she delivered", what do
3 you mean?

4 A. Since she delivered that baby, she never came back to her
15:58:12 5 normal self and she stopped going to school. She is not having
6 any more education.

7 Q. That daughter of yours, witness, how did she become
8 pregnant?

9 A. The juntas raped her.

15:58:37 10 Q. Witness, you testified earlier about a sister-in-law that
11 you saw passing outside the window at the time the attack took
12 place in Karina. Do you know what, if anything, happened to her?

13 A. Yes, sir, she now has an impairment on her hearing because
14 part of her ear was cut off.

15:59:11 15 Q. Did anything else happen to her?

16 A. No.

17 Q. Witness, you told the Court when you started your testimony
18 that you were separated from your husband. Can you tell the
19 Court the reason why?

15:59:38 20 A. Yes, sir.

21 Q. What is the reason?

22 A. Because the juntas had raped me and they had raped my
23 children and all of my children had gone bad now. My children
24 have lost their future.

16:00:58 25 WVS OFFICER: Your Honours, the witness would like to
26 proceed with her testimony.

27 PRESIDING JUDGE: That's fine, Madam Witness. We will
28 proceed. Ms Alagenda, the witness is ready to proceed.

29 MS ALAGENDRA: Your Honours, if I can have a minute to

1 consult, please?

2 PRESIDING JUDGE: Yes.

3 MS ALAGENDRA: Your Honours, I had earlier indicated I'd be
4 asking for a closed session. I withdraw that application, your
16:01:33 5 Honour, and I have no further questions for the witness.

6 PRESIDING JUDGE: Thank you, Ms Alagendra. Mr Anyah, I
7 understand you have carriage of this.

8 MR ANYAH: Yes, Madam President. If I could have a few
9 seconds to set up, I would be grateful.

10 CROSS-EXAMINATION BY MR ANYAH:

11 Q. Good afternoon, Madam Witness.

12 A. Good afternoon, sir.

13 Q. I want to ask you a few questions about the time period you
14 spent at Colonel Eddie Town. Can you tell us before the group
16:02:41 15 you've described as the Red Lion group came to Colonel Eddie
16 Town, what group was holding you and the other civilians at
17 Colonel Eddie Town?

18 A. Five-Five's group.

19 Q. Would it be fair to say that that is the same group that
16:03:13 20 captured you in Karina, took you from Karina to some of the other
21 places you've mentioned including Rosos and ended up with you at
22 Colonel Eddie Town?

23 A. Yes, sir, those were the people. The junta.

24 Q. And would it be fair to say that the person you referred to
16:03:39 25 as Gullit was part of this group?

26 A. Yes, sir.

27 Q. Would it be fair to say that some of the other names you
28 mentioned earlier, Leather Boot, FAT, as well as --

29 A. Yes, that's the group, sir.

1 Q. -- Colonel Eddie, they were part of this group, right?

2 A. Yes, sir.

3 Q. Have you referred to this group before as being SLAs?

4 A. No, sir, I called them junta.

16:04:33 5 Q. Did you know the members of this group to have been
6 previously members of the Sierra Leone Army?

7 A. The group, I did not know the soldiers before.

8 Q. What I'm asking you is during the time period you spent
9 with them did you come to know that they had been members of the
16:05:01 10 Sierra Leone Army?

11 A. Yes, sir.

12 Q. From the time you were taken from Karina, passing through
13 Rosos all the way to Colonel Eddie Town, all the way to Waterloo,
14 all the way to Benguema, all the way to Freetown, how many months
16:05:34 15 or years was this?

16 A. I spent one year and some months.

17 Q. Would it be fair to say that the first time Karina was
18 attacked was some time after the ECOMOG intervention in Freetown
19 in the year 1998?

16:06:01 20 A. Yes, sir.

21 Q. And would it be fair to say that by the time you made it
22 back to Karina, the period of time that you've just testified to
23 when you got back and you noticed what had happened to your
24 family, it would have been about February or thereabouts of the
16:06:27 25 year 1999?

26 A. It was in 1999 that I entered Karina.

27 Q. Re-entered, that is returned back?

28 A. I entered, yes.

29 Q. Thank you, Madam Witness. Madam Witness, from when you

1 were taken at Karina all the way to Colonel Eddie Town, this
2 group that was made up of Five-Five and Gullit is it right to say
3 that no other groups joined them before you arrived at Colonel
4 Eddie Town?

16:07:20 5 A. There were RUFs, but they were not many in the group.

6 Q. And is that why you have referred to them collectively as
7 "junta" throughout your testimony?

8 A. Yes, sir.

9 Q. When you were at Colonel Eddie Town you said the civilians
16:07:47 10 in your group at that time were approximately 500 in number, yes?

11 A. Yes, sir.

12 Q. Approximately how many junta men and/or women were holding
13 these 500 civilians?

14 A. I don't know the number, but the population was high - the
16:08:26 15 junta population.

16 Q. Would you say it was more than 200?

17 A. More than.

18 Q. Were the junta more than the civilians in number?

19 A. Yes, sir.

16:08:53 20 Q. Would the junta double the size of the civilians in number?

21 A. Yes, sir.

22 Q. So at the time you were at Colonel Eddie Town there were at
23 least over a thousand junta and about 500 civilians, yes?

24 A. I took it as 1,000 including civilians and juntas, because
16:09:29 25 they were capturing civilians from the other villages and
26 bringing them there.

27 Q. I understand what you've given as the total figure, you say
28 it's about a thousand when you add civilians and junta, and
29 previously you said the number of civilians would approximate

1 500. Would it be fair to say that the number of --

2 A. Yes.

3 Q. Would it be fair to say that the number of junta who were
4 present was about the same as the number of civilians at Colonel
16:10:05 5 Eddie Town?

6 A. They were more than the civilians.

7 Q. So there were more than 500 junta at Colonel Eddie Town,
8 yes?

9 A. Yes.

16:10:21 10 Q. Did their number pass the civilians two times over to equal
11 about a thousand junta people at Colonel Eddie Town?

12 A. Yes, because when they captured civilians they gave them
13 combats and arms.

14 Q. I will get to that, Madam Witness. They gave them arms.

16:10:44 15 I'm trying to still figure out, or ascertain, how many junta
16 people you had at Colonel Eddie Town. Madam Witness, was it over
17 a thousand?

18 A. Yes, sir.

19 Q. And it was while you were at Colonel Eddie Town you said a
16:11:05 20 group of RUF that you've called the Red Lion group arrived, yes?

21 A. Yes, sir.

22 Q. And you told us that they were about a hundred in number,
23 yes?

24 A. Yes, sir.

16:11:32 25 Q. Have you told the Prosecution previously that they were
26 about 50 in number?

27 A. Yes, sir.

28 Q. Madam Witness, would it be fair to say that they were more
29 in the vicinity of 50 than a hundred, Madam Witness?

1 A. The hundred is the correct one.

2 Q. The Prosecution gives us notes from interviews they have
3 with you and I'm looking at one of those notes for an interview
4 they had with you in February of 2006, where you spoke about the
16:12:34 5 Red Lion group, and at that time you told them that there were
6 about 50 men that came. Do you remember telling the Prosecution
7 that?

8 A. Yes, sir, I told them, but at the time that I was saying
9 that, when I was saying those things, when I was giving the
16:12:54 10 statement, but it is likely that most of what I was saying I
11 can't remember. It is only now that I'm recalling some of the
12 things.

13 Q. Madam Witness, the statement I referred to is actually
14 notes they took, you didn't write it out but they took the notes,
16:13:12 15 and it dates from 2006. Are you saying you remember better today
16 than you did in 2006?

17 A. Yes, sir, it was when I recalled properly that I was able
18 to give that estimate of a hundred.

19 Q. You've testified in another case before the Special Court.
16:13:45 20 Do you remember that, Madam Witness?

21 A. Yes, sir.

22 Q. And during your testimony you spoke about this Red Lion
23 group to that court, yes?

24 A. Yes, sir.

16:14:03 25 Q. And that evidence was given in June - I'm sorry, in the
26 year 2006 as well, yes, Madam Witness?

27 A. Yes, sir. Yes, sir.

28 Q. Do you remember what you told the court about the number of
29 people that made up this group in 2006?

1 A. Yes, sir.

2 Q. What did you tell the court?

3 A. I told the court about 50, but at that time I was afraid to
4 explain too much.

16:14:44 5 Q. Why were you afraid to explain in 2006 too much, as you
6 say?

7 A. I was afraid that they would meet me at my house and kill
8 me.

9 Q. That who would meet you at your house and kill you?

16:15:07 10 A. The junta and the RUF.

11 Q. You started speaking with the Prosecution in this case, at
12 least the one we have notes for the first meeting, on 18 January
13 2003. Does that sound about right, Madam Witness?

14 A. Yes, sir.

16:15:30 15 Q. And after that you met with them a few more times between
16 2003 before March 2006 when you testified in the other case, yes?

17 A. Yes, sir.

18 Q. And between that period of time of 2003 in January and your
19 evidence in March 2006 you also came to know other sections of

16:15:56 20 the Special Court as in the Witnesses and Victims Section, yes?

21 A. Yes, sir.

22 Q. During all that time, when you interacted or met with
23 people at the Special Court, did they reassure you that you would
24 be safe from harm if you cooperated with the Special Court?

16:16:20 25 A. Yes, sir.

26 Q. And you are telling the Court that, despite their
27 reassurances, when you went before other Justices in March 2006
28 you gave the number 50 as comprising the Red Lion group because
29 you were afraid of the junta. Is that your evidence, Madam

1 Witness?

2 A. Yes, sir, because of the fear that was in me.

3 Q. Madam Witness, these hundred as you say today people that
4 came to Colonel Eddie Town, were they all male or were there some
16:17:07 5 women amongst them?

6 A. There were women and children among them.

7 Q. Now, I want to be careful. I am not talking about the
8 civilians - well let me ask you this, Madam Witness. Are you
9 saying that among the 100 there were civilians included in that
16:17:29 10 number?

11 A. Yes, sir.

12 Q. Out of the hundred approximately how many were civilians,
13 Madam Witness?

14 A. About 30 of them.

16:17:47 15 Q. That would leave about 70. Would it be fair to say that
16 about 70 were what you would call fighters?

17 A. Yes, sir.

18 Q. And you've told us that the commander of that group was
19 Mohamed Bajehjeh, yes?

16:18:15 20 A. Yes, sir.

21 Q. Was Mohamed Bajehjeh RUF, or SLA?

22 A. He was RUF.

23 Q. Are you sure about that, Madam Witness?

24 A. Yes, sir.

16:18:51 25 Q. How do you know he was RUF?

26 A. They wrote on their guns "RUF" and the boys who were with
27 them they wrote on their chests "RUF".

28 Q. When you say they wrote on the chests of boys who were with
29 them, do you mean they wrote on the chests of civilians who were

1 with them "RUF"?

2 A. Yes, the boys who - the boys whom they captured. The
3 civilian boys.

4 Q. Thank you, Madam Witness. So Med Bajehjeh was RUF and
16:19:34 5 you've testified today that the rest of his group were also RUF,
6 yes?

7 A. Yes, sir.

8 Q. When this group of 70 fighters joined you at Colonel Eddie
9 Town, would it be fair to say that at that time you had on the
16:19:54 10 one hand the SLAs with a few number of RUF that brought you all
11 the way from Karina to Colonel Eddie Town and then you had these
12 new arrivals made up of about 70 RUF fighters?

13 A. Well the RUF from Karina, there was only one among them.
14 That is the junta boy with whom I was.

16:20:20 15 Q. That's fair enough. What you are saying is that of the
16 entire group that brought you from Karina all the way to Colonel
17 Eddie Town there was only one RUF person and that was your junta
18 man, right?

19 A. Yes, sir. He was the one I saw, sir.

16:20:40 20 Q. Madam Witness, do you understand what I'm asking you? I am
21 trying to find out whether there was only one RUF member among
22 the entire group of fighters who took you and other civilians
23 from Karina all the way to Colonel Eddie Town. Was it just this
24 one junta person that was the RUF member of this group?

16:21:04 25 A. He was the only one whom they showed to me that he was an
26 RUF.

27 Q. Thank you, Madam Witness. It would then be fair to say
28 that the rest of them as you've described previously were SLAs,
29 or former members of the Sierra Leone Army, yes?

1 MS ALAGENDRA: I would object to this, your Honours. The
2 witness has said that was the only one that was shown to her to
3 be an RUF. That does not lead to the assumption that all the
4 others were SLA.

16:21:34 5 PRESIDING JUDGE: I agree with that observation, Mr Anyah.
6 To me it does not naturally follow, but you can put the question
7 in some other way to elicit a clarification of the point.

8 MR ANYAH: I understand the objection and I will rephrase
9 it. I will just observe that prior to this it had been
16:21:51 10 established by questions to the witness that the group was made
11 up of former SLA members, but I will rephrase the question.

12 MS ALAGENDRA: Your Honours, just on that point the
13 evidence about the attack in Karina included the RUF, your
14 Honour, and given time I can get that out of the transcript if
16:22:06 15 necessary.

16 PRESIDING JUDGE: Ms Alagendra, we're dealing with this
17 part at the moment. I do recall what you're saying.

18 MR ANYAH:

19 Q. Madam Witness, are you tired? Do you wish to take a break,
16:22:23 20 Madam Witness, because I have a number of questions left for you?

21 PRESIDING JUDGE: We can continue, Mr Anyah. The witness
22 has indicated she is able to continue.

23 THE WITNESS: Yes, sir.

24 MR ANYAH:

16:22:34 25 Q. When you say, "Yes", Madam Witness --

26 A. I should take a break.

27 MR ANYAH: I'm in the Court's hands, Madam President.

28 PRESIDING JUDGE: Mr Anyah, you said you have a few -
29 what's your words? "I have a number of questions left". When

1 you say "a number" do you mean a lot, or a few?

2 MR ANYAH: I'm just starting my examination, Madam
3 President. That's what I meant.

4 PRESIDING JUDGE: We had in mind to make up some time by
16:23:37 5 staying on if the witness felt capable of doing it.

6 MR ANYAH: Whatever pleases the Court. I am here.

7 PRESIDING JUDGE: Madam Witness, would you be able to
8 answer any more questions this afternoon?

9 THE WITNESS: Yes, sir.

16:23:53 10 PRESIDING JUDGE: We can continue for a while, Mr Anyah.

11 THE WITNESS: If the questions are not much, I'll try.

12 PRESIDING JUDGE: That's very good. We are able to sit on
13 until 5, as you know, but we will keep our eye on Madam Witness
14 and make sure she's all right.

16:24:12 15 MR ANYAH: Thank you, Madam President:

16 Q. Madam Witness, I am trying to ascertain - and I recall
17 you've said this, but correct me if I'm wrong - how many RUF
18 members were part of the group that brought you from Karina all
19 the way to Colonel Eddie Town. Was it just one RUF member?

16:24:38 20 A. Well I can't say he was the only one among the junta, but
21 he was the only one whom I saw. That's the person I called.

22 Q. Was he the only one you knew about as being an RUF member
23 amongst this group?

24 A. Yes, sir, from Karina to Rosos.

16:25:00 25 Q. What did you know the rest of the group to be made up of?

26 A. They were junta.

27 Q. When you say the rest of the group were junta do you mean
28 they were SLAs, Madam Witness?

29 A. Yes, sir.

1 Q. Thank you, Madam Witness. We're back to Colonel Eddie Town
2 and the arrival of these 70 Red Lion group members. You said
3 some of them were Liberians, yes?

4 A. Yes, sir.

16:25:48 5 Q. And you determined that, you said, because of the way they
6 spoke, true?

7 A. Yes, sir, and I had lived with Liberians.

8 Q. You also knew a little bit about this group from, you said,
9 two women who were cooking or working for them, yes?

16:26:15 10 A. Yes, sir, and the day they came, the signs that they
11 showed, I knew that they were the RUF because they showed me all
12 the signs.

13 Q. Did you believe these men to be Foday Sankoh's men?

14 MS ALAGENDRA: Your Honour, it hasn't been established
16:26:42 15 whether this witness knows who Foday Sankoh is.

16 THE WITNESS: No, sir, I know that they were Superman's men
17 because when they came they said they were Superman's group.

18 MR ANYAH:

19 Q. Have you told the Office of the Prosecution before that
16:27:03 20 they were Foday Sankoh's men?

21 A. I did not tell them that. I had spoke about Superman.

22 MR ANYAH: Your Honours, I will with leave of the Court
23 pass out a few documents to the Bench, as well as to counsels
24 opposite and to the witness, and I will just request that none of
16:28:25 25 these documents be placed on the overhead projector. Nothing
26 should be published:

27 Q. Madam Witness, I recall you telling us about how far you
28 went in school when you started testifying. Would it be fair to
29 say that if I wanted to show you a document you would prefer for

1 me to read it to you?

2 A. Read it out to me, sir.

3 Q. Madam Witness, you've just told us that the Red Lion group
4 was Superman's group, yes?

16:29:26 5 A. Yes, sir.

6 MR ANYAH: Your Honours, I would first refer the Chamber
7 and counsels opposite to tab number 8 of the bundle of documents:

8 Q. Madam Witness, I will just read to you what you told the
9 Prosecution before in respect of the Red Lion group and these are
10 interview notes from 23 November 2007. Madam Witness, this is
11 about six months ago and indeed you did tell them - you said in
12 respect of the Red Lion group it says, "Witness explained ...",
13 or rather let me set the foundation, if it please the Chamber.

14 Madam Witness, of the two women who worked with the Red
15 Lion group you were closer with one of them than the other, yes?

16 A. Yes, sir. Yes, sir.

17 Q. And that one was a wife or girlfriend of Med Bajehjeh, the
18 commander of the group, yes?

19 A. Yes, the woman he captured to rape.

16:31:03 20 Q. And that woman told you about the make-up of the group and
21 you then told the Prosecution --

22 A. Yes, sir.

23 Q. And you then told the Prosecution what that lady had told
24 you about the constitutive make-up of this group, yes?

16:31:24 25 A. Yes, sir.

26 Q. And what you told the Prosecution six months ago in
27 November is you said that lady told you that the group was sent
28 by Superman, yes?

29 A. Yes, sir.

1 MR ANYAH: Your Honours, I'm at paragraph 2 of page 1 of
2 tab 8, ERN number 00045227"

3 Q. Now, that is what that woman told you. She said Superman
4 sent these fighters, yes?

16:32:03 5 A. Yes, sir, and I got it from the other juntas.

6 Q. Now, Madam Witness, you met with the Prosecution less than
7 a month ago in April.

8 Your Honours, I'll be referring to tab number 10 and that
9 would be page 3. The ERN number is not too clear, but I believe
16:32:36 10 it is 00100499. The document in its totality are interview notes
11 from proofing sessions with the witness on 14 and 15 April 2008.

12 Madam Witness, the Prosecution took some notes when you met
13 with them last month and on page 3 of the ones for 14 and 15
14 April it says that you told them this and I'm reading from
16:33:19 15 paragraph 18, your Honours:

16 "Rebels were dressed in civilian clothes and tied their
17 heads with red bands. Witness knew that Foday Sankoh was the
18 overall leader of the group. The Red Lion Battalion was the
19 group of Foday Sankoh. RUF were separate from SLA soldiers and
16:33:34 20 were distinguished by red bandages around the head."

21 Madam Witness, the Prosecution has you saying last month
22 that the Red Lion Battalion was the group of Foday Sankoh, yes?

23 A. No, Red Lion Battalion was sent by Superman.

24 Q. They have you saying that you knew that Foday Sankoh was
16:34:12 25 the overall leader of the group. Can you explain why they would
26 have that as you telling - why they would say you told them that
27 last month?

28 MS ALAGENDRA: Your Honour, the witness has just spoken
29 about a group sent by Superman, which is different from who the

1 overall leader was.

2 PRESIDING JUDGE: I think counsel is entitled to put that
3 question.

4 MR ANYAH:

16:34:42 5 Q. Madam Witness, we have been speaking about the Red Lion
6 group.

7 A. Yes, sir.

8 Q. And we have agreed that you have said previously that you
9 were told by a lady that they were sent by Superman?

16:35:03 10 A. No, I explained to them that the way they were suffering in
11 terms of food, the Red Lion Battalion, it was the juntas that
12 explained to me.

13 Q. You just said - a few minutes ago you confirmed that one of
14 the two ladies who were working for the junta - for the Red Lion

16:35:28 15 group - told you that Superman sent that group, yes, Madam
16 Witness?

17 A. I first knew that it was Superman who sent that group
18 before the lady told me.

19 Q. Well regardless of how you knew it, do you agree that
16:35:46 20 you've said previously that Superman sent that group?

21 A. Yes.

22 Q. And now - I'm sorry, go ahead, Madam Witness.

23 A. I just wanted to say that it was Superman who sent the
24 group. If there was an overall commander who was this man Foday
16:36:13 25 Sankoh, no. The one who sent the group, that is the Red Lion, it
26 is Superman that I know.

27 Q. We know that now and you said it before. I'm just
28 wondering if you could help us why does the Prosecution say that
29 last month you told them that the Red Lion Battalion was the

1 group of Foday Sankoh?

2 MS ALAGENDRA: Your Honour, I raise the same objection,
3 which is still different from who sent the group.

16:36:49

4 MR ANYAH: Madam President, with respect I understand the
5 distinction counsel is trying to make. I'm entitled to ask my
6 questions on cross-examination.

16:37:09

7 PRESIDING JUDGE: Ms Alagenda, the question relates to
8 what was said in a record of interview, not whether the witness
9 knew one person or another person, and I am going to ask the
10 witness if she understands the question and if she understands
11 the question then it should be answered.

16:37:25

12 MS ALAGENDRA: Your Honours, if I just may address you on
13 one issue? The point I was trying to make was that it's being
14 put to the witness as a contradiction, when in fact it's not a
15 contradiction.

16 PRESIDING JUDGE: Please explain.

16:37:48

17 JUDGE LUSSICK: I see what you mean, Ms Alagenda, and
18 perhaps, Mr Anyah, that could be cleared up if it's ascertained
19 that the witness is saying that it was Superman who sent the
20 group, but that it was Foday Sankoh's group.

21 MR ANYAH: I understand the distinction and I'd be happy to
22 clarify it with questions:

16:38:12

23 Q. Madam Witness, we know who sent the group and I'm not
24 asking you now who sent the group. What I want to know is whose
25 group was it? The Prosecution says you told them the group was
26 Foday Sankoh's group. Did you tell them that last month?

27 A. I did not - I know that it was Foday Sankoh that was the
28 overall commander for the RUF, but the main person who sent that
29 group was Superman.

1 Q. I understand, Madam Witness. We know Superman sent the
2 group and that Foday Sankoh is the overall RUF commander. Would
3 you say, as you sit there now, that because Foday Sankoh was
4 overall RUF commander the Red Lion group was Foday Sankoh's
16:38:53 5 group?

6 A. Yes, because I know that they are all in the same group.

7 Q. Thank you, Madam Witness. Madam Witness, these 70 men that
8 came, you said they were well armed, yes?

9 A. Yes, sir.

16:39:26 10 Q. You did not know where they got their arms from, correct?

11 A. Yes, sir. I did not know where from, sir.

12 Q. You said you had heard previously from other RUF fighters
13 that Superman was their commander, yes?

14 A. Yes, sir. Even those who came, that was the introduction
16:40:02 15 that they did to the other rebels, the juntas.

16 Q. Did you know that Superman was Liberian?

17 A. Yes, sir.

18 Q. How did you know that, Madam Witness?

19 A. Well, the juntas whom I - the junta man with whom I was
16:40:29 20 told me that Superman was a Liberian and the force that he sent
21 were speaking Liberian language.

22 Q. You said that group came from Kurubonla, yes?

23 A. Yes, sir.

24 Q. Have you ever heard the name Komba Gbundema, Madam Witness?

16:41:02 25 A. Yes, sir.

26 Q. When have you heard that name before?

27 A. Well, I heard about Komba Gbundema in Makeni.

28 Q. In what context did you hear the name Komba Gbundema in
29 Makeni?

1 A. It was at the time that the capture of the UNAMSIL.

2 Q. Do you know whether any of the 70 men that you say were
3 sent by Superman were Komba Gbundema's men?

4 A. No.

16:42:02 5 Q. Besides these two groups --

6 JUDGE SEBUTINDE: I don't understand that answer.

7 JUDGE LUSSICK: That needs be cleared up.

8 MR ANYAH: I will do so:

9 Q. Madam Witness, when you say you do not know - when you gave
16:42:16 10 the answer "No" to the question I just posed, which is, "Were any
11 of those 70 men Komba Gbundema's men?", what did you mean, Madam
12 Witness?

13 A. They did not tell me that Komba Gbundema was the leader who
14 sent them there. I even knew - I came to know Komba Gbundema in
16:42:38 15 Makeni. That's where I knew his name.

16 Q. I understand that nobody told you Komba Gbundema may have
17 sent any of these men. What we wish to know is whether these two
18 ladies who told you about the Red Lion group mentioned Komba
19 Gbundema's name in connection with that group?

16:43:10 20 A. No.

21 Q. Madam Witness, you have heard of something called the STF
22 before, yes?

23 A. Yes, sir.

24 Q. STF stands for Special Task Force, yes?

16:43:32 25 A. Yes, sir.

26 Q. Have you heard the name Bropleh - David Bropleh - before,
27 Madam Witness?

28 A. No, sir.

29 Q. Have you heard the name General Bropleh before?

1 A. No, sir.

2 Q. The STF were present at Colonel Eddie Town when you were
3 there, yes?

16:44:19

4 A. No, sir. The only place I heard STF when they attacked
5 Karina when they said "STF advance".

6 Q. Do you know who the leader of the STF, or the commander of
7 the STF, was?

8 A. No.

16:44:41

9 Q. Madam Witness, the prior case that you testified in in
10 March of 2006, do you remember telling the Court that this Red
11 Lion group was made up mostly of STF members?

12 A. No, I did not say that.

16:45:20

13 MR ANYAH: Your Honours, if it please the Court I would
14 direct the Chamber to tab number 6, which is a transcript from a
15 prior proceeding in the Special Court, and the page in question
16 is page 53. I believe although the witness testified in open
17 session, as I see at the top of the page, she was entitled to the
18 same protective measures and so I think I can put the date of the
19 transcript on the record. I don't see that that would pose any
20 concerns.

16:46:09

21 MS ALAGENDRA: There are no concerns on that, your Honour.

22 PRESIDING JUDGE: Please proceed, Mr Anyah.

16:46:27

23 MR ANYAH: Yes, thank you, Madam President. These
24 transcripts are from the session of Monday, 20 March 2006 in the
25 Sesay, Kallon and Gbao case. The RUF case:

26 Q. Madam Witness, when you testified on 20 March you were
27 asked certain questions before the other court and you gave
28 certain answers. This is Wayne Jordash, counsel for Issa Sesay,
29 asking you questions. On page 53 you were asked this question

1 and I will start from line number 3:

2 "Q. Because I suggest to you that CO Med was an STF and
3 not an RUF?

16:47:10

4 A. Well, I don't know the name of STF. It is about RUF I
5 knew.

6 Q. Well, you have agreed that the majority of the people
7 in the Red Lion Battalion were STF?

8 A. Yes, according to what the woman told me."

16:47:30

9 Madam Witness, last year you told - well, two years ago you
10 told another session of the Special Court that the majority of
11 the people in the Red Lion Battalion were STF according to what a
12 woman told you. Have you heard what I read, Madam Witness?

13 A. I did not tell him that. I told him that the Red Battalion
14 was RUF.

16:47:55

15 Q. Are you saying what I have just read to you is an error,
16 Madam Witness?

17 A. Well he made a mistake, but what I told him is I told him
18 that the Red Battalion was RUF.

16:48:20

19 Q. Do you maintain that there were no STF at Colonel Eddie
20 Town when you were there and these Red Lion supposedly arrived?

21 A. The only place that I talked about STF, it was at that time
22 that they attacked Karina when they were saying "STF advance".
23 That was when I touched on that.

16:48:48

24 Q. Can we go to page 51 of the same transcript, two pages
25 before. Madam Witness, this is also from the same transcript,
26 still Mr Jordash asking you questions about the Red Lion group
27 and I will start from line 3 - rather line 4, the question there.
28 Madam Witness, you were asked this question:

29 "Q. The Red Lion group, is that correct?

1 A. Yes, sir. That was the second group, sir.

2 Q. Is it right that this was also called the Red Lion
3 Battalion?

4 A. Yes, sir.

16:49:18 5 Q. Did you come to learn of a distinction between men
6 who'd been previously Sierra Leonean Army Officers and men
7 who were part of what was called the Special Task Force?
8 Did you learn about that difference?

9 A. Yes, sir.

16:49:38 10 Q. Am I right that the Red Lion Battalion consisted mainly
11 of Special Task Force personnel?

12 A. Yes, sir."

13 Madam Witness, they have you twice on the same day saying
14 that the Red Lion Battalion was made up mostly of Special Task
16:49:58 15 Force personnel. Do you agree, Madam Witness?

16 A. No.

17 Q. You do not agree that that is what this transcript says, or
18 you do not agree that that was in fact the case?

19 A. It's not true. The Red Lion Battalion, when they say the
16:50:21 20 Red Lion Battalion, it's the RUF. All their guns that they had,
21 they wrote "RUF" on it. All the boys had "RUF".

22 PRESIDING JUDGE: Madam Witness, counsel is asking you did
23 you say this in the previous court case?

24 THE WITNESS: I do not understand.

16:50:43 25 PRESIDING JUDGE: Put the question again, please, Mr Anyah.

26 MR ANYAH:

27 Q. Madam Witness, I just read you transcripts that suggest you
28 told the RUF Bench that most of the members of the Red Lion
29 Battalion were STF members. Did you hear what I read, Madam

1 Witness?

2 A. I've heard, but I did not say that.

3 Q. Are you saying that what I have read does not accurately
4 reflect what you told the Court in March 2006?

16:51:24 5 A. Yes, sir, I did not tell them that.

6 Q. You said you heard about the Special Task Force in
7 connection with did you say Makeni?

8 A. Yes, sir, in Karina. That's where I heard, during the
9 Karina attack.

16:51:49 10 Q. And in what context did you become familiar with that name?

11 A. At the time that they were burning houses and killing
12 people, that was the time that the other soldiers were saying,
13 "SLA - NPFLA advance, advance". That was where I heard that.

14 Q. I'm asking you about the Special Task Force, the STF. You
16:52:14 15 said you heard about them in Karina?

16 A. Yes, sir.

17 Q. What did you hear about the Special Task Force in Karina?

18 A. They were just saying, "Advance, advance". That was what I
19 heard.

16:52:31 20 Q. Was this when you were taken captive in Karina?

21 A. Yes, sir.

22 Q. Are you saying that some of the people who took you captive
23 in Karina were STF members, Madam Witness?

24 A. Well, that was what I heard them saying.

16:52:56 25 Q. When you say you heard them saying and you've repeatedly
26 said they were calling, who was calling and saying "Special Task
27 Force"?

28 A. Just like you tell somebody - somebody was brandishing a
29 gun and they say, "STF advance. Advance". That's how I heard

1 them saying, the man, the man saying, the junta man, because he
2 was wearing a combat.

3 Q. So it was a fighter or junta man that was using the phrase
4 "STF advance", yes?

16:53:37 5 A. Yes, he was wearing combat.

6 Q. Besides that reference to STF in Karina when you were
7 captured, did you ever hear any other reference to STF in Karina
8 when you were captured?

9 A. No, since then I did not hear any other thing about STF.

16:54:06 10 Q. The man you heard speak about the STF, did he have a
11 Liberian accent?

12 A. No, he was far away from me. He was not talking like a
13 Liberian. He was just saying, "Advance. Advance".

14 Q. It will be fair to say, Madam Witness, that none of the men
16:54:31 15 who captured you from Karina and took you all the way in the
16 first instance to Colonel Eddie Town were Liberians, yes?

17 A. They were junta.

18 Q. Did you hear any of them speak Liberian English?

19 A. Yes, sir.

16:54:56 20 Q. And they were part of the SLAs, right?

21 A. They were in the SLA group. They were speaking Liberian,
22 but that man was a real Liberian, the Killer.

23 Q. So, Madam Witness, in all these groups you've mentioned,
24 the SLAs and the 70 men that made up the Red Lion Battalion,
16:55:28 25 there were Liberians in these groups, right?

26 A. Yes, sir.

27 Q. You mentioned a number of people being sent to receive the
28 70 men from - where did they receive the 70 men from, Madam
29 Witness?

1 A. At Gbendembu.

2 Q. Yes, and today you gave us five names that were sent you
3 said by Five-Five to go and receive these men, right?

4 A. Yes, they were the leaders that were to go with the group.

16:56:15 5 Q. You said they were Jabbi, Olangba, Ogadiyai, Ibrahim and
6 Ahchebe, yes?

7 A. Yes, sir.

8 Q. When you spoke with the Prosecution four days ago, not even
9 four days ago, two days ago on 5 May this year, you gave them

16:56:39 10 only the name of Jabbi, yes?

11 A. Yes, sir.

12 Q. And today you've given us five or four additional names in
13 court, yes?

14 A. Yes, sir.

16:57:04 15 Q. Besides the Red Lion group and besides the SLAs that you
16 were with, was there another group headed by somebody named Tito?

17 A. Yes, sir.

18 Q. When you testified in the RUF trial, the paragraph or the
19 transcript I've just referred to, you mentioned three groups in

16:57:32 20 that case, yes?

21 A. Yes, sir.

22 Q. You said one were SLAs, yes, headed by SAJ Musa?

23 A. Yes, sir. Yes, sir.

24 Q. Let me take that again, Madam Witness. You said one group
16:57:54 25 was headed by SAJ Musa and those were SLAs, yes?

26 A. Yes, sir.

27 Q. You said that one group was the Red Lion group headed by
28 Med Bajehjeh, yes?

29 A. Yes, sir.

1 Q. And you said there was a third group headed by Tito,
2 correct?

3 A. Yes, sir.

16:58:28

4 Q. The group headed by Tito, were they SLAs, RUF or what,
5 Madam Witness?

6 A. Tito was SLA. The group that he came with I do not know
7 how they were mixed, but the one who led was a soldier.

8 Q. So we have three groups now, yes?

9 A. Yes, sir.

16:58:50

10 Q. But there's a fourth group which is the group that brought
11 you from Karina to Colonel Eddie Town, isn't there, Madam
12 Witness?

13 A. Yes, sir.

16:59:10

14 Q. That is different from the group that came with SAJ Musa,
15 yes?

16 A. Yes, sir.

17 Q. When you first spoke with the Prosecution the very first
18 time, 18 January 2003, you told them that SAJ Musa came along
19 with Tito. Do you remember that, Madam Witness?

16:59:35

20 A. No, sir.

21 PRESIDING JUDGE: Mr Anyah, I'm unclear on this answer. Is
22 the witness saying, "I don't remember", or, "No, I didn't say
23 that".

24 MR ANYAH: I can clarify, Madam President:

17:00:04

25 Q. Madam Witness, you have just told us in court that one
26 group was headed by Tito and another group was headed by SAJ
27 Musa, yes?

28 A. Yes, sir.

29 Q. You have said both groups were SLAs, yes?

1 A. Yes, sir.

2 Q. And I have read notes recorded by the Office of the
3 Prosecution that says you told them on 18 January 2003 that SAJ
4 Musa arrived with Tito. Do you agree that you told them that on
17:00:47 5 18 January 2003?

6 A. No, sir.

7 PRESIDING JUDGE: Mr Anyah, I appreciate you're in the
8 midst of your cross-examination, but I am watching the time and
9 we have been told the tape is close to an end and it's now a
17:01:01 10 little after 5.

11 MR ANYAH: I will be happy to take my place and continue as
12 it pleases the Court.

13 PRESIDING JUDGE: Thank you, Mr Anyah. Madam Witness, we
14 are now going to adjourn court until tomorrow morning at
17:01:16 15 half-past-9. I will do as I did yesterday and remind you that
16 since you've taken the oath you should not discuss your evidence
17 with anyone else.

18 THE WITNESS: Okay, sir.

19 PRESIDING JUDGE: We will start again tomorrow at 9.30 and
17:01:28 20 we wish you a good evening. Please adjourn court until tomorrow
21 at 9.30.

22 [Whereupon the hearing adjourned at 5.01 p.m.
23 to be reconvened on Thursday, 8 May 2008 at
24 9.30 a.m.]

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I N D E X

WITNESSES FOR THE PROSECUTION:

TF1-028	9132
EXAMINATION-IN-CHIEF BY MS ALAGENDRA	9132
CROSS-EXAMINATION BY MR ANYAH	9233