

Before:

Judge Bakone Justice Moloto, Presiding
Judge Pedro David
Judge Michèle Picard

Registrar:

Mr. John Hocking

Public Order

The Prosecutor
v.
Momčilo Perišić.

**Order to redact the public transcript
and the public broadcast of a hearing**

The Trial Chamber

(At the request of the Prosecutor / Defence and with the agreement of the parties)

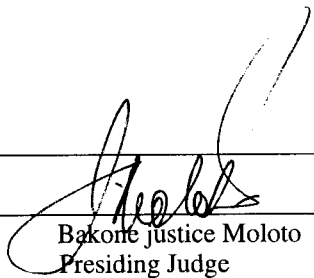
ORDERS that the following highlighted text (page 16 lines 20 – 23 (10.08.56-10.09.18)) be omitted from the public transcript of this hearing and be edited from the public broadcast of this hearing.

LiveNote SR - [25/01/2010 Day 126]

File Edit Transcript Search Annotate Issue Report Options Window Help

5 10:07:21 declaration, itself, which should be back one page. And if we could
6 10:07:30 focus on paragraph 3(A).
7 10:07:48 As I understand what you actually did here, was it you retrieved
8 10:07:57 3.638 small-arms cartridges or shell casings in the OTP evidence vault;
9 10:08:07 correct?
10 10:08:07 A. Yes.
11 10:08:07 Q. Okay. Now, with regard to that statement, just going that far,
12 10:08:13 no further, when did you do that?
13 10:08:16 A. At the end of August 2007 and throughout the first two weeks of
14 10:08:25 September 2007.
15 10:08:28 Q. Now, with regard to that particular activity, I take it that the
16 10:08:41 evidence vault is a place that you do not have free access to, but,
17 10:08:46 rather, it's a place where you have to sign -- you have to sign for the
18 10:08:49 actual evidence to take it out so there's a record of what's been in the
19 10:08:53 evidence vault and what's been taken out. Is that correct?
20
21
22
23
24 10:09:19 Q. Okay. Is there a record or sheet of some sort that indicates
25 10:09:26 when you visited the evidence vault for purposes of engaging in this
17:1 10:09:31 particular exercise, so that if we were to look, we would see a document
2 10:09:38 that establishes the time that you said that you were there in August,
3 10:09:43 that you came in on a certain date?
4 10:09:51 A. I don't know of such a document.
5 10:09:52 Q. You didn't sign such a document?
6 10:09:54 A. No.
7 10:09:57 Q. So you could go into the evidence vault any time you wanted to;
8 10:10:00 is that fair?
9 10:10:00 A. No. I had to make contact with Susan Ortega. She had the keys
10 10:10:04 to the vault. She had the keys to different areas, and she retrieved the
11 10:10:13 items off the exhibit shelves, she removed the bags to a table or a cart
12 10:10:30 area that we used, and she took the exhibits back to those locations.

REDACTION [16:23]


Bakone Justice Moloto
Presiding Judge

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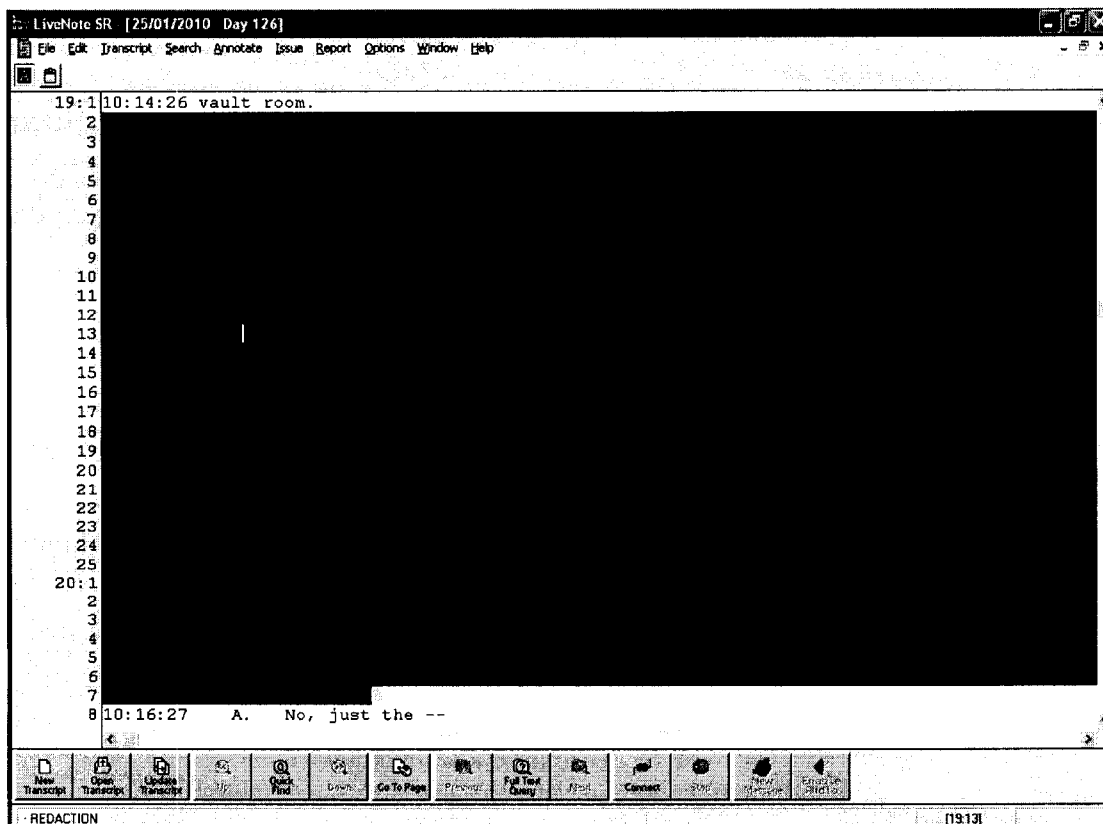
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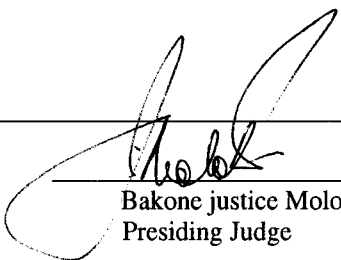
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ORDERS that the following highlighted text, page 19 line 02 (10.14.28) to page 20 line 7 (10.16.23) be omitted from the public transcript of this hearing and be edited from the public broadcast of this hearing.




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ORDERS that the following highlighted text, page 20 line 17 (10.17.29) be omitted from the public transcript of this hearing and be edited from the public broadcast of this hearing.

The screenshot shows the LiveNote SR interface with a transcript of a hearing. The transcript includes the following text:

9 10:16:29 Q. My question is: Did you ever have him vetted, sir?
 10 10:16:36 A. No.
 11 10:16:37 Q. Thank you. Now, in 2007, when you indicated you retrieved 3.638
 12 10:16:56 small-arms cartridges or shell casings, could you tell me, how did you
 13 10:17:08 count them? And I mean, by that, did you have a computer or some form of
 14 10:17:15 manner of counting these shell casings? You you do it by hand and go,
 15 10:17:19 and go, 1, 2, 3, 4, 5?
 16 10:17:29 A. Yes.
 17 [Redacted]
 18 10:17:35 A. And Susan Ortega was in eyesight of us and taking part in some of
 19 10:17:39 the counts, not all of them.
 20 10:17:40 Q. I'm sorry, I missed that.
 21 10:17:41 A. Excuse me. In some of the counts, she was right there. Other
 22 10:17:46 times, she was walking -- or at a small table near us, or walking to the
 23 10:18:05 shelf area to get another exhibit.
 24 10:18:05 Q. Okay. And now I take it that those working notes, and by that I
 25 10:18:08 mean simply the pieces of -- let me ask you this: Did you do this on a
 21:1 10:18:14 piece of paper?
 2 10:18:15 A. Yes.
 3 10:18:16 Q. Memorialise the number of shell casings?
 4 10:18:19 A. Yes.
 5 10:18:19 Q. And you retained that piece of paper, I take it.
 6 10:18:25 A. Yes.
 7 10:18:25 Q. You have that piece of paper today?
 8 10:18:26 A. Not here.
 9 10:18:28 Q. But you do have it?
 10 10:18:28 A. Yes.
 11 10:18:29 Q. With a date on it?
 12 10:18:31 A. I don't believe there's a date on there.
 13 10:18:37 Q. Oh. And after you -- after you counted up the shell cartridges,
 14 10:18:47 you came up with this total number, is that correct, of 3.638?
 15 10:18:51 A. Yes.
 16 10:18:52 Q. Okay. Now, I want to continue. You said that, with the same

The interface includes a menu bar (File, Edit, Transcript, Search, Annotate, Issue, Report, Options, Window, Help) and a toolbar with icons for New Transcript, Open Transcript, Update Transcript, Up, Quick Find, Print, Go To Page, Previous, Full Text Query, Next, Connect, Stop, Message, and Export. The status bar at the bottom shows "REDACTION" and "[20:17]".

Bakone justice Moloto
Presiding Judge