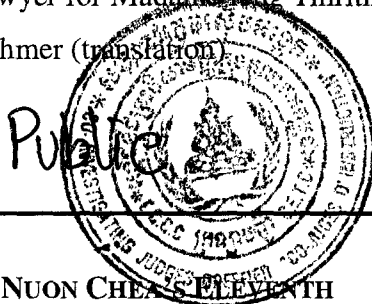


**BEFORE THE OFFICE OF THE CO-INVESTIGATING JUDGES
EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA**

Case No.: 002/19-09-2007-ECCC-OCIJ
Filed to: Co-Investigating Judges
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**MOTION IN SUPPORT OF NUON CHEA'S ELEVENTH
REQUEST FOR INVESTIGATIVE ACTION FOR DISCLOSURE OF
OIOS REPORT AND RELATED DOCUMENTS**

Filed by:

Distribution to:

Foreign Co-lawyer for Ieng Thirith:

Co-Investigating Judges:

Diana ELLIS, QC

You Bun Leng
Marcel Lemonde

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Co-Prosecutors:

CHEA Leang
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Civil Party Lawyers

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Ratanak	

1. This motion is to support Nuon Chea's defence's "Eleventh Request for Investigative Action" ("**Request**") requesting the disclosure of the OIOS Report and related documents. The defence adopts the arguments set out therein.
2. Given the potential adverse effects on the Charged Person's right to a fair trial, as specified in the Request, the defence stresses the necessity for disclosure of aforementioned documents, without which a fair trial cannot be guaranteed. It is fundamental to the proper administration of justice that the trial process is transparent and independent without any hint of impartiality or bias or corrupt practices. The disclosure of the OIOS Report is fundamental to ensuring confidence in the ECCC.

Done in Phnom Penh, this 30th day of March 2009



Ms. Diana ELLIS, QC
Foreign Co-Lawyer