

20 July 2020, 16.45

**Message from the Chair of the Committee on the Election of the Prosecutor,  
Ambassador Sabine Nölke, to the President of the Assembly of States Parties, O-Gon  
Kwon**

Dear Mr. President,

Further to the submission of the report of the Committee on the Election of the Prosecutor<sup>1</sup> on 30 June 2020, I wish to inform you that the Committee has received an updated curriculum vitae from one of the shortlisted candidates, Mr. Morris Anyah.

Mr. Anyah's updated curriculum vitae (attached) includes information regarding his appointment as an Administrative Law Judge in the Appeals Section of the Illinois Department of Employment Security as of January 2020. This appointment took place after the submission of Mr. Anyah's application for the position of Prosecutor. Mr. Anyah included the information in a questionnaire submitted as part of the vetting process, but as that process was conducted independently the information did not in fact reach the Committee until the updated curriculum vitae was received on 16 July; as a result, the information was not reflected in the Committee's report.

The Committee recommends that the updated curriculum vitae be provided to States Parties and civil society for their information.

Yours sincerely,



Sabine Nölke  
Chair  
Committee on the Election of the President

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<sup>1</sup> ICC-ASP/19/INF.2, Add.1 and Add.2.

**Morris A. Anyah**

Born: 1969  
Nationality: Nigeria

Website: <https://anyahlaw.com>

**BIOGRAPHY**

Morris Anyah is a trial lawyer with an international reputation for excellence. He has served as trial or appeals counsel in several high-profile cases before international courts. Anyah has argued for the prosecution in some of the most important genocide cases on appeal before international tribunals, including those against former Rwandan prime minister Jean Kambanda, and Jean-Paul Akayesu. Between 2007 and 2012, Anyah served as co-defence counsel to former Liberian president Charles Taylor before the Special Court for Sierra Leone (SCSL). Anyah was appointed in August 2011 by Pre-Trial Chamber II of the International Criminal Court (ICC) to serve as Common Legal Representative to 233 Kenyan victims before the ICC and he cross-examined the then Deputy Prime Minister of Kenya (now President of Kenya), the Hon. Uhuru Kenyatta, during the Confirmation of the Charges Hearing. In May of 2012, Anyah was appointed by the Special Court for Sierra Leone to serve as the Lead Appeals Counsel to Charles Taylor.

Anyah was formerly a prosecutor in Chicago for three years before joining the Office of the Prosecutor at the International Criminal Tribunal for the former Yugoslavia (ICTY) in The Hague in 1999. While at the ICTY, Anyah worked on cases before both the ICTY and the International Criminal Tribunal for Rwanda (ICTR) whilst Madame Carla del Ponte served as the Chief Prosecutor of both tribunals. As a national practitioner, Anyah has represented defendants charged with capital felonies (including murder) in jury trials in Chicago and the Atlanta metropolitan area in the U.S.A. Anyah has appeared in court in places as diverse as Chicago, Atlanta, The Hague, and Arusha, Tanzania. Anyah is admitted to the list of counsel at the ICC, the SCSL, the Special Tribunal for Lebanon (STL), and to several bars in the United States, including Washington, D.C., Illinois, and Georgia. Anyah is regularly interviewed by international and African television, radio, and print media regarding cases he has been involved in, including by Al-Jazeera, the BBC World Service, France 24 TV, the BBC Focus on Africa, the Associated Press, Reuters, Sierra Leone Broadcasting Corporation, and the Kenya Sunday Nation.

Additionally, Anyah currently serves as an Administrative Law Judge in the Appeals Section of the Illinois Department of Employment Security in Chicago, U.S.A.

**PROFESSIONAL EXPERIENCE****Jan. 2020 – Present     Administrative Law Judge, Appeals Section, Illinois Department of Employment Security, Chicago, U.S.A.**

- I currently serve as an Administrative Law Judge (ALJ) in the Appeals Section of the Department of Employment Security of the State of Illinois, U.S.A. I conduct evidentiary hearings and issue written decisions in unemployment insurance cases on appeal, as lodged by employers or claimants on a variety of issues, following an adverse determination at the lower authority level. The cases include the chargeability of employers for unemployment insurance benefits paid to claimants, the eligibility of claimants for unemployment insurance benefits, the rates of employer contributions into the state's unemployment insurance fund, *et cetera*. I preside over the entirety of each hearing, receiving and admitting exhibits, questioning witnesses, entertaining arguments by counsel and the parties, making findings of fact and law, and issuing written decisions thereafter.

**Sept. 2013 – Present     Private Practice, Law Office of Morris A. Anyah, LLC. Chicago, U.S.A.**

- I currently serve as a criminal defence and personal injury attorney in Chicago, Illinois, who undertakes trials and appeals before state and Federal courts in the State of Illinois, U.S.A. I represent clients as lead counsel in criminal and civil matters before trial and appellate courts. I handle felony criminal trials (jury and bench) involving charges of murder, attempted murder, aggravated criminal sexual assault, drug offences, etc. I write briefs to state and Federal appellate courts in a variety of criminal and civil cases and present oral arguments before such courts. I undertake legal research and the drafting of trial and appellate briefs when not in court trying or arguing cases. I have had significant trial experience, having handled over 200 felony cases and 350 misdemeanor cases in Cook County, Illinois, first as an assistant State's Attorney (prosecutor), and now as a defence attorney.

**May 2012 – Sept. 2013     Lead Appeals Counsel to former Liberian president Charles Taylor, the Special Court for Sierra Leone, The Hague, The Netherlands**

- Appointed on 4 May 2012 by the Special Court for Sierra Leone to serve as the Lead Appeals Counsel to former Liberian president, Charles Taylor. Had overall responsibility for the preparation and conduct of the case on appeal. Recruited all team staff; supervised and personally undertook appellate oral arguments before the Appeals Chamber; supervised and personally undertook the writing of briefs and motions on

appeal; client management; liaised with the Prosecution, the Appeals Chamber, the Registry, Court Administration, and the media. Supervised a team of 25 legal professionals (14 lawyers, several legal assistants and interns, and 3 investigators) of different nationalities working from 5 countries on 3 continents on the same case. Dealt extensively with the media (television, radio, and print), including being interviewed by BBC World News TV, Al-Jazeera TV, & France 24 TV.

**2011 – 2012 Common Legal Representative for Victims in *The Prosecutor v. Francis Kirimi Muthaura, Uhuru Muigai Kenyatta, and Mohammed Hussein Ali*, International Criminal Court, The Hague, The Netherlands**

- Appointed by Pre-Trial Chamber II of the ICC on 26 August 2011 to serve as Lead Counsel to 233 Kenyan victims of Crimes against Humanity. Had overall responsibility for all aspects of their legal participation in the case, including: recruiting and supervising all team members, examining witnesses in court, drafting motions and briefs, presenting arguments in court, undertaking field visits to Kenya and client interviews, liaising with civil society groups and NGOs in Kenya, and with other stakeholders, etc. Was one of two lawyers appointed by Pre-Trial Chamber II of the ICC to represent Kenyan victims out of over 75 lawyer-applicants for the two Kenya positions. Cross-examined all defence witnesses during the Confirmation of the Charges Hearing, including the then Deputy Prime Minister of Kenya (now President of Kenya) Hon. Uhuru Kenyatta. Recruited and supervised a team of 7 legal professionals (including 4 lawyers, field assistants & interns) of different nationalities working from two countries on two continents on the same case.

**2007 – 2012 Co-Counsel to former Liberian president Charles Taylor before the Special Court for Sierra Leone, The Hague, The Netherlands**

- Had the responsibility of examining witnesses in court, arguing motions in court, drafting briefs and motions, undertaking field investigations (gathering and evaluating evidence) in Liberia and Sierra Leone, interviewing witnesses in Liberia, Sierra Leone, and The Hague, proofing witnesses in The Hague, supervising contracted lawyers, field investigators in Liberia and Sierra Leone, legal assistants and interns (approximately 25 personnel over the life of the case), and liaising and dealing with prosecution counsel, court administration, and the client. Cross-examined 25 prosecution witnesses, including the Hollywood actress Mia Farrow during the trial; led direct-examinations of 7 defence witnesses; presented the defence's motion for judgment of acquittal oral argument at the close of the Prosecution's case, as well as its final rebuttal closing argument; supervised numerous lawyers, legal assistants, investigators and interns over the 4.5 year trial.

**March 2007 to August 2007 International Investigator, Office of the Principal Defender, Special Court for Sierra Leone, Freetown, Sierra Leone (The Hague Duty Station)**

- Appointed and assigned by the Office of the Principal Defender as the Lead Investigator (“International Investigator”) for the Defence of Charles Taylor, the former Liberian president. Had overall responsibility for the conduct of the defence investigation with duties including, taking instructions from the accused, traveling to several different countries to undertake investigations, locating and interviewing witnesses, liaising with high-level governmental and non-governmental officials and representatives, taking witness statements, supervising defence investigators in both Sierra Leone and Liberia, briefings and conferences with defence counsel(s) and legal assistants based in The Hague, and in Liberia and Sierra Leone. Analysed evidence obtained during field missions for evidentiary and other legal value.

**2002 – 2007 Private Practice, Anyah and Associates, LLC., Atlanta, U.S.A. (specialisations: Criminal Defence, Plaintiff's Personal Injury and Immigration litigation)**

- Served as lead defence counsel on behalf of criminal defendants, including in capital cases, jury and bench trials, and preliminary, motion, and revocation of probation hearings. Served as plaintiffs’ counsel in personal injury, medical malpractice, and premises liability civil cases. And served as counsel to persons in deportation or removal, and asylum proceedings before the U.S. Immigration Court in Atlanta and/ or the Board of Immigration Appeals in Virginia, U.S.A., as well as petitioners for adjustment of status and other immigration benefits before the U.S. Citizenship and Immigration Services.

**1999 – 2001 Legal Officer, Office of the Prosecutor (OTP), International Criminal Tribunal for the former Yugoslavia (ICTY), The Hague, The Netherlands**

- Worked in both the Trial and Appeals sections of the OTP as a Legal Officer.
- In the Trial Section (Nov. 2000 to Dec. 2001), worked primarily on the investigation and prosecution of Major General Stanislav Galić for alleged war crimes and crimes against humanity which occurred in Sarajevo, Bosnia and Herzegovina, and the prosecution of General Rahim Ademi for alleged war crimes and crimes against humanity which occurred in the Medak Pocket, Croatia. Drafted arrest warrants, motions, and responses to those filed by the defence; researched and prepared advisory memoranda in respect of various factual and substantive legal and evidentiary issues; undertook field investigative missions to Bosnia and gathered, reviewed, and analysed evidence, including the taking of witness statements and analyses of documentary and other forms of tangible evidence for possible use by the prosecution at trial; supervised and coordinated the disclosure of over 3,000 documents on the eve (weekend) of trial in the *Galić* case during which I supervised over 15 OTP personnel engaged in the exercise.

- In the Appeals Section (Sept. 1999 to Nov. 2000): wrote briefs, motions, and responses thereto on behalf of the prosecution as the appellant, or as the respondent in appeals lodged by convicted accused from both the International Criminal Tribunal for the former Yugoslavia and the International Criminal Tribunal for Rwanda (ICTR). Within 7 months of employment with the OTP as a P-2 Associate Legal Officer, was assigned and wrote the prosecution's brief and argued before the Appeals Chamber of the ICTR on 28 June 2000 in the genocide case against the former Prime Minister of Rwanda, Jean Kambanda. Argued two other genocide cases before the Appeals Chamber in October and November 2000: *The Prosecutor vs. Jean-Paul Akayesu* and *The Prosecutor vs. Clément Kayishema and Obed Ruzindana*. Other cases worked on include: *Čelebići*, *Rutaganda*, and *Musema*. Was promoted to Legal Officer whilst in the Trial Section.

**1996 – 1999 Assistant State's Attorney at Cook County State's Attorney's Office, Chicago, U.S.A.**

- Served as a prosecutor ("assistant State's Attorney) in the Criminal Appeals Division, Juvenile Justice Bureau, and Criminal Prosecutions Bureau of the Cook County State's Attorney's Office. Represented the prosecution in criminal jury and bench trials, as well as felony preliminary hearings, misdemeanour and traffic cases. Reviewed evidence gathered by the police and approved or rejected police requests for the filing of felony charges; took statements from witnesses and confessions from accused defendants; approved or rejected police requests for arrest and/ or search warrants. Prosecuted cases involving abused, neglected, and dependent children. Cases handled include sex abuse, physical abuse, excessive corporal punishment, drug-exposed infants, neglect due to an injurious environment or lack of care, and termination of parental rights. Orally argued four cases, and wrote briefs in about twelve cases, before the Illinois Appellate Court, First Judicial District in Chicago, U.S.A.

**May – July 1995 Law Clerk, Night Narcotics Unit, Cook County State's Attorney's Office, Chicago, U.S.A.**

- Assisted assistant State's Attorney (prosecutors) with legal research, drafting of motions, litigation of motions, and the trial of cases in court as a law student. Represented the prosecution and tried two felony drug cases as a certified law student under the supervision of an assistant State's Attorney. Proofed and prepared police witnesses to testify in court.

**May – July 1994 Law Clerk, Criminal Appeals Division, Cook County State's Attorney's Office, Chicago, U.S.A.**

- Undertook legal research, drafted appellate briefs for criminal cases before the Illinois Appellate Court in Chicago, and reviewed and abstracted trial records, all on behalf of the prosecution.

#### **EDUCATION AND TRAINING (SELECTED)**

- 1991 Bachelor of Arts (criminal justice), University of Illinois at Chicago, U.S.A.;
- 1993 Master of Arts (criminal justice), University of Illinois at Chicago, U.S.A.;
- 1996 Juris Doctor (law degree), University of Dayton School of Law, Ohio, U.S.A.;
- 2000 Certificate of Attendance, The Hague Academy of International law, The Hague, The Netherlands (July – August);
- 2000 Legal Advisers Course, Office of the Prosecutor, International Criminal Tribunal for the former Yugoslavia, The Hague, The Netherlands (14 – 18 February);
- 2000 Trial Advocacy Training Course, Office of the Prosecutor, International Criminal Tribunal for the former Yugoslavia, The Hague, The Netherlands (25 – 26 March);
- 2001 Trial Advocacy Training Course, Office of the Prosecutor, International Criminal Tribunal for the former Yugoslavia, The Hague, The Netherlands (2 – 4 March);
- 2011 Seminar for Defence Counsel, Special Tribunal for Lebanon (21-24 March);
- 2011 9th Seminar of Counsel and Training Session framed in the 9th Seminar of Counsel, International Criminal Court (16 – 20 May);
- 2011 Seminar for Victims' Counsel, Special Tribunal for Lebanon, in collaboration with the ICC (12 – 14 December);
- 2012 10th Seminar of Counsel, International Criminal Court (15 - 16 October).

#### **BAR ADMISSIONS AND MEMBERSHIPS (SELECTED)**

- Admitted to the Bar, State of Illinois, U.S.A., 1996;
- Admitted to the Bar, State of Georgia, U.S.A., 1998;
- Admitted to the Bar, District of Columbia, U.S.A., 1998;
- Admitted to the List of Counsel at the ICC;
- Admitted to the List of Counsel at the STL;

- Admitted to the List of Legal Representatives for Victims at the STL;
- Admitted to the List of Counsel at the SCSL;
- Member since 2011, Advisory Board, African Journal of Legal Studies;
- Member since 2013, Advisory Board, International Criminal Court Moot Court Competition

#### **SELECTED PRESENTATIONS**

- 2013 Panel Discussant, “Making Space for ‘Ethics’ in the Investigation and Prosecution of International Crimes,” American Bar Association Fall Meeting, Section of International Law, London (18 October);
- 2013 Presentation on “Balancing Rights of the Accused with Rights of Victims before the International Criminal Court,” at the conference: “The First Ten Years of the International Criminal Court: Achievements and Challenges,” Edge Hill University, Lancashire, United Kingdom (26 April);
- 2012 Featured Speaker, International Criminal Law Network 10th Anniversary Reception, Presentation on “Experiences as a Practitioner in the Field of International Criminal Law over the Past Decade,” Wladimiroff Advocaten, The Hague, The Netherlands (30 August);
- 2012 Lecture on “Victims’ Participation in the Kenyan Cases before the ICC,” as part of the Supranational Criminal Law Lectures Series, T.M.C. Asser Institute, The Hague, The Netherlands (18 January);
- 2011 Presentation to the Paris Bar on “Lawyers’ Immunity before International Criminal Jurisdiction,” Paris, France (1 June);
- 2011 Presentation on “Disclosure Obligations of the Parties before the Special Tribunal for Lebanon,” at the Seminar for Defence Counsel, Special Tribunal for Lebanon (22 March);

#### **SELECTED PUBLICATIONS**

- 2015 Anyah, M., “Balancing Rights of the Accused with Rights of Victims before the International Criminal Court,” (Chapter 4) in The International Criminal Court in Search of its Purpose and Identity, Ed., Mariniello, Triestino, Routledge Publishing;
- 2011 “In Memoriam: Francis J. Conte,” 36 University of Dayton Law Review 3: 295 - 297 (Spring 2011).