

THE PROSECUTOR
V
Benedict Durant

Political, geographical, and historical information.

Athar and **Boskaria** are two independent nations on the opposite shores of the Zentralsee, a sea which separates them and other nations. Athar is a country with 3 million inhabitants, with a smaller coastline than Boskaria, whereas Boskaria has a population of 12 million inhabitants and a much larger coastline. The distance between the closest points of the shores between the two countries spans 450 nautical miles (see Annex I).

Athar is a former colony of Boskaria, and its territory was effectively controlled by Boskaria starting with the 18th century. Athar gained its independence after a brutal revolt during the 1950s and was recognized as a sovereign nation by all UN members, Boskaria included. The independence movement was led by the Athari population, which strongly opposes the wanton exploitation of natural resources and prefers traditional methods of exploitation. Athar managed to improve its post-independence economy by building extremely profitable tourist resorts, with hundreds of thousands of tourists visiting the Athari coast each year. The current president of Athari is Daniel van School, a former tennis player.

Despite the violent way in which Athari independence was gained, relations between the two countries have steadily improved – multiple bilateral treaties have been signed between the two states, and they have signed and ratified the Rome Statute of the International Criminal Court in 1999 and all subsequent amendments, including the 2010 Kampala amendments.

In 2020, after controversial elections in Boskaria, with neither of the two presidential candidates accepting defeat, a military coup took place, in which the Boskarian Armed Forces, led by General Benedict Durant, assumed control of the Boskarian Government. Soon after assuming control of the country, General Durant also nationalized the most important Boskarian companies, installing military leadership. The Boskarian economy started to greatly suffer.

The Lusmen Algae

The Zentralsee is famous for a unique type of algae, called Lusmen by the Athari population. Lusmen grows in the middle of Zentralsee, between Athar and Boskaria, with roughly half of the cultures residing in Athar's exclusive economic zone and half in international waters (See Annex I).

Traditionally used by the Athari population for medicine, it is a staple of the Athari culture – Athari youth must take a rite of passage which consists of taking a boat to sea, gathering Lusmen, drying it and extracting its essence to make Lusmen tincture. Given the great difficulty to produce it, Lusmen tincture is extremely valuable in Athar and worldwide, due to it being a scientifically-proven cure of several types of cancers. The Athari claim to harvest as

much Lusmen as possible without disturbing the environment, and regularly send shipments of Lusmen tincture to Boskaria and other countries in need of the medicine.

Boskaria has not traditionally exploited the Lusmen algae, until recent scientific experiments by several Boskarian companies revealed that an industrial method to obtain the Lusmen tincture exists. Boskarian economists estimated a multi-billion-dollar industry would exist for mass-producing Lusmen tincture and patenting the medicine.

Boskaria tried concluding a treaty with Athar, in order to prepare the industrial exploitation of the Lumen algae in Athar's exclusive economy zone. While Boskaria claimed that the Lumen algae could be industrially harvested without harming the environment, Athar refused, citing both precaution and its cultural importance in the country. Consequently, Boskaria started regularly sending scientific ships in international waters to further study the Lusmen algae and determine a method to harvest it faster than the traditional method used by the Athari population.

Events leading up to the Athari-Boskarian conflict

In December 2020, General Durant installed military leadership in Boskaria's largest drug producer, Fobyte Inc. He personally ordered the company to present a reliable industrial method of harvesting Lusmen, in order to kick-start the ailing Boskarian economy, and gave the company one year to produce a working prototype. In November 2021, the technical details of the prototype proposed by Fobyte were sent to General Durant.

The prototype, called the Fobyte Lusmen Algae Collector Capsule ("FLACC" for short) used an experimental chemical reaction to make the Lusmen algae detach from the seabed and freely float to Zentralsee's surface. While the method produced encouraging results in laboratory trials, scientists were concerned about the chemical's potential interaction with the Lusmen algae and other living organisms in the Zentralsee.

In early 2022, General Durant made a televised statement that "the Tincture-production revolution is soon to come, bringing forth the Boskarian renaissance", a fact which bolstered the Boskarian stock market and raised Durant's standing in opinion polls. Durant ordered the Boskarian navy to disguise several military frigates as Fobyte Inc. ships, in order to escort the real scientific ships and to ensure that they safely deploy the FLACC and harvest the Lusmen algae without interference.

The two-day conflict

On the 6th of January 2022, a Boskarian expedition of 15 ships departed to the international waters from the main Boskarian ports. Five Fobyte Inc. ships, manned by crews consisting of Boskarian navy-men and scientists were escorted by 10 frigates disguised as Fobyte ships. Upon arriving at the edge of Athar's exclusive economic zone, and while still in international waters, the scientific ships started to deploy FLACC at 10 AM local time. At the same time, an Athari ship, the *Oswus*, filled with Athari youths, was undergoing the traditional rite of passage in the exclusive economic zone, harvesting the Lusmen algae.

Upon seeing the Fobyte Inc. ships, the Athari captain alerted the Athari coast guard and prepared to retreat to the shore. One young passenger aboard the Oswus filmed the ensuing events with his mobile phone. A Boskarian frigate followed it and signaled the Athari ship to stop and opened fire when it refused to do so, at 10.10 AM local time. The Oswus was hit directly and started to sink. By 10.30 AM, Athari coast guard ships arrived at the scene and opened fire, destroying two frigates and two scientific ships, which caught fire and eventually exploded. In the ensuing battle, several coast guard ships were also sunk, while the remaining Boskarian ships retreated to shore. The Oswus' crew and passengers did not survive, but most personal belongings were subsequently recovered.

At 11 AM, General Durant addressed the Boskarian nation and mentioned that their peaceful scientific expedition had been attacked by the Athari navy. He declared war upon Athar and ordered immediate mobilization. At 12.30 PM, Athari's President, Daniel van School, ordered all Athari armed forces to move to high alert defensive positions while he tried to contact General Durant. Attempts to contact the General through diplomatic channels were unsuccessful.

At 16 PM, the Athari fleet entered international waters and noticed a strange discoloration in the area in which the Lusmen algae was usually harvested. They were ordered to hold a blockade of Boskarian ports until a peaceful resolution was found. At 17.18 PM, Boskarian missile batteries fired upon the Athari fleet, which retreated without casualties towards Athar. Boskarian ships and air-carriers pursued, with Boskarian fighting aircraft attempting to do as much damage as possible to the Athari ships. Some fighters reached the Athari mainland and opened fire at industrial, military and touristic targets before retreating. Athari missile batteries fired upon the aircraft. Hundreds of Athari and several tourists housed in resorts were killed at this time.

At 19.00 PM, Daniel van School addressed the nation and declared war upon Boskaria. He asked the international community to intervene, in order to prevent further bloodshed. He also released to the general public the film captured by the young passenger upon the Oswus. The clip quickly became viral worldwide, including in Boskaria.

Sometime afterwards, General Durant ordered bombing runs to be carried out during the night on military targets on the Athari coastline. These runs proceeded throughout the night, with heavy military casualties on both sides.

On the morning of 7th of January 2022, anti-war protests erupted in Boskaria's capital city of Haarstadt, fueled by outrage provoked by the viral clip captured on board of the Oswus. The protesters called for the immediate cessation of hostilities and the deposition of General Durant. Although the situation was tense, the protest was largely peaceful until noon. At noon, Daniel van School posted an online video in which he expressed solidarity with the protests and called for the deposition of General Durant, calling him a "war criminal".

At this point, an Athari counterattack was launched, with the Athari air force disabling Boskarian missile batteries. By 16.00 PM, the sea blockade on Boskarian shores was reinstated.

At 16.15 PM, General Durant addressed the Boskarian population and labeled the protestors as “traitors” and “scum”, ordering the army to disperse them by any means necessary. Although ordered to, the Boskarian army refused to intervene, which bolstered the protestors. The Boskarian Presidential Palace was stormed at 17:30 PM, and General Durant was placed under arrest. A group of protestors took control of the Boskarian Central Television Station and aired a live message declaring a state of immediate ceasefire, announcing that “the dictator is under arrest”. No military actions of note followed, with Daniel van School ordering his fleet to retreat later that evening.

Aftermath of the conflict

Athari immediately launched an official investigation into the conflict and its repercussions, both in Athari and in the Zentralsee. Notably, the Athari authorities claimed that an important number of civilian casualties had been incurred: the crew and passengers of the Oswus (10 crew-members and 16 Athari youths) and civilian targets affected during the bombing runs (356 non-military Athari civilians dead during the bombing runs; 24 tourists of various nationalities of which 19 were children in an international school camp). Material damages of non-military targets were estimated to amount to USD 140 million.

The investigation into the effects of the conflict in the Zentralsee had a troubling conclusion as regards the Lusmen algae. Pursuant to the report, which has yet to be corroborated by international authorities, the FLACC system had gravely affected the naturally-growing Lusmen farms in the Zentralsee. The discoloration observed on the 6th of January was an irreversible chemical process which eradicated 90% of the Lusmen algae in the Zentralsee. The costs of cleaning the chemical sewage is estimated to amount to USD 150 million, with the survival of Lusmen being uncertain at this point.

In Boskaria, General Durant is kept under custody and a civilian government has been installed until regular elections will be held. The Boskarian Parliament has been dissolved, and there are ongoing discussions about drafting a new Constitution, with the intention of starting afresh. A group of civil leaders are currently leading the country.

Pursuant to this report, Daniel van School called for an extraordinary military tribunal to be created, with the support of the new Boskarian civil authorities. After negotiations, the Boskarian and Athari authorities could not reach a consensus as to the composition of the tribunal, its jurisdiction and the sanctions to be applied.

Since popular opinion was outraged in Athar, due to the damning results of the investigation, Daniel van School announced that Athari would create a military tribunal with total jurisdiction, and that he would be presiding judge. In an official letter to the Boskarian civil authorities, President van School asked for the immediate release of General Durant into Athari custody, “in order to answer for the heinous war crimes of which he is guilty”. Although General Durant had become a hated figure in Boskaria, the civil authorities refused to hand him over to Athar, citing that the tribunal created by Daniel van School was obviously biased. Moreover, the Boskarian Constitution expressly provides that Boskarian nationals cannot be extradited to other countries unless a condition of reciprocity exists – one that the Athari state does not offer to Boskaria.

However, the Boskarian civil authorities announced that they had formerly asked the Office of the Prosecutor of the ICC to investigate any and all crimes that may have been committed by General Durant, pursuant to Article 14 of the Rome Statute.

General Durant was handed over to the ICC in February 2022, and currently remains in its custody. Daniel van School refuses to recognize the ICC's jurisdiction in this matter, claiming that the Athari tribunal is legally created and has jurisdiction to investigate, but has not intervened in the case.

Investigation of the ICC Prosecutor and pre-trial phase of the proceedings

The ICC prosecutor commenced an investigation into possible crimes committed by General Durant in February 2022, collecting evidence from both Boskarian and Athari sources. The most important evidence gathered is annexed to this case, and the position of the Prosecution is that General Benedict Durant is guilty of the following:

- 1. The war crime of treacherously killing [Art. 8 (2) (b) (xi) of the Rome Statute], by ordering that Fobyte Inc. frigates disguise themselves as scientific ships and the killing the crew and passengers of the Oswus;*
- 2. The war crime of attacking civilians [Art. 8 (2) (b) (i) of the Rome Statute] and the war crime of attacking civilian objects [Art. 8 (2) (b) (ii) of the Rome Statute], by ordering attacks on the civilian targets during the 6th January bombing runs on Athari soil;*
- 3. The war crime of excessive incidental death, injury or damage [Art. 8 (2) (b) (iv) of the Rome Statute], by causing severe and irreversible damage to the environment, through the destruction of the Lusmen algae as a result of the FLACC's deployment;*
- 4. The war crime of aggression [Art. 8 bis of the Rome Statute], by ordering the attacks on Athari targets, illegally declaring a state of war and committing the above war crimes.*

Consequently, the Prosecution has requested the Pre-Trial Chamber (where the teams will be pleading) to hold a confirmation hearing. Mr. Durant's Defense wishes to challenge this confirmation.

The position of the Defense is that General Benedict Durant is not guilty of the crimes he is accused of, given the following:

1. Mr. Durant did not order the frigates to disguise themselves in order to betray the confidence of the Athari Coast Guard. The disguise was used in order to protect Boskarian national interest in Fobyte's intellectual property and the integrity of the FLACC system. Moreover, Mr. Durant did not directly order the frigates to open fire.
2. The civilians and civilian targets which were destroyed were destroyed as a result of intense battles and not because the Boskarian bombers were ordered to fire upon said targets. Moreover, the way the military targets were installed near civilian places made their discriminate destruction impossible.
3. Firstly, the FLACC was not deployed as part of the conflict, meaning that Art. 8 (2) (b) (iv) is not applicable. Secondly, there is no long-term and severe damage to the

environment, since there is no proof that the Lusmen algae cannot recover. Thirdly, even if said damage did occur, pursuant to Article 30 (1) (b), Mr. Durant could not have been aware of such a consequence caused by the FLACC's deployment.

4. Since Mr. Durant did not commit any of the previous war crimes, there is no act of aggression to speak of. All actions were taken in legitimate self-defense by the Boskarian state.

Moreover, the Defense maintains that the ICC does not have jurisdiction over this matter, from two perspectives. Firstly, given that the state of Athar has decided to prosecute the case, the ICC has no jurisdiction. The fact that Athar is willing to do so means that, if any investigation is to take place, Athar must do so. The fact that Boskaria has refused to extradite Mr. Durant and to investigate does not impede this conclusion.

Secondly, the Defense maintains that, at least as regards the war crimes allegedly committed in international waters, the ICC does not have jurisdiction. Since the international waters are not in the territory of either Boskaria, Athari, or another state-party to the Rome Statute, the Court cannot investigate or exercise jurisdiction pertaining to any action that took place in international waters. Consequently, the indictment under Art. 8 (2) (b) (xi) of the Rome Statute is inadmissible and all pertaining evidence must be removed from the Court's record.

The Pre-Trial Chamber has decided, after analyzing the facts and evidence, to hold a hearing pursuant to the following schedule:

1. Prosecution's general presentation of all arguments and their position on admissibility – Prosecution Agent no. 1, 10 minutes.
2. Defense's general presentation of all arguments and their position on admissibility – Defense Agent no. 1, 10 minutes.
3. Prosecution's arguments on the war crime of treacherously killing [Art. 8 (2) (b) (xi) of the Rome Statute] (indictment 1) and the war crimes of attacking civilians [Art. 8 (2) (b) (i) of the Rome Statute] and of attacking civilian objects [Art. 8 (2) (b) (ii) of the Rome Statute] (indictment 2) – Prosecution Agent no. 2, 15 minutes.
4. Prosecution's arguments on the war crime of excessive incidental death, injury or damage [Art. 8 (2) (b) (iv) of the Rome Statute] (indictment 3) and the war crime of aggression [Art. 8 bis of the Rome Statute] (indictment 4) – Prosecution Agent no. 3, 15 minutes.
5. Defense's arguments on the war crime of treacherously killing [Art. 8 (2) (b) (xi) of the Rome Statute] (indictment 1) and the war crimes of attacking civilians [Art. 8 (2) (b) (i) of the Rome Statute] and of attacking civilian objects [Art. 8 (2) (b) (ii) of the Rome Statute] (indictment 2) – Defense Agent no. 2, 15 minutes.
6. Defense's arguments on the war crime of excessive incidental death, injury or damage [Art. 8 (2) (b) (iv) of the Rome Statute] (indictment 3) and the war crime of aggression [Art. 8 bis of the Rome Statute] (indictment 4) – Defense Agent no. 3, 15 minutes.
7. 5 minutes preparation for rebuttal and surrebuttal.
8. Prosecution's rebuttal to the defense's arguments (either on admissibility, or on the indictments) – Prosecution Agent no. 1, 5 minutes.

9. Defense's surrebuttal to the Prosecution's rebuttal (the defense must address only the arguments raised by the Prosecution in the rebuttal) – Defense Agent no. 1, 5 minutes.

At any time in steps 1 – 6, judges may interrupt and ask questions of the agents. Agents are expected to reply to any questions of the judges, whether related to the facts of the case, the applicable law or the arguments presented. Time used to ask questions and the time used to reply to questions does not extend the time limits presented, meaning that agents must be able to condense and adapt their arguments if necessary. However, judges cannot interrupt agents during their rebuttal or surrebuttal.

List of Annexes.

Note: Both teams are required to know the annexes enclosed. While teams cannot ignore any evidence contained in any annex, they can try to persuade the judges that said evidence has a higher/lower persuasive value.

Annex I – map of the region.

Annex II – Fobyte Inc. classified report on FLACC's efficiency and prototype status – November 2021 [Relevant excerpts]

Annex III – General Durant's communications with the Boskarian frigates, 8.30 AM, January 6th, 2021.

Annex IV – General Durant's communications with the Boskarian frigates, 10.00 AM, January 6th, 2021.

Annex V – Communications from the Oswus to the Athari Coast Guard, 10.05 AM, January 6th, 2021.

Annex VI – General Durant's communications with all Athari air forces, 17.00 PM, January 6th, 2021.

Annex VII – Sworn Affidavit of Ms. Juliet de Groot, an Athari citizen witness to the bombings of January 6th, 2021.

Annex VIII – Interview with Mr. Dominic Reus, a Boskarian bomber pilot, giving his version of the events of January 6th, 2021.

Annex IX – Athari report on the Boskarian-Athari conflict of January 2021 [Relevant excerpts]

Annex X – Declaration of General Durant while in ICC custody, before the Pre-Trial proceedings have begun.

ANNEX I – Map of the Region

ANNEX II - Fobyte Inc. classified report on FLACC's efficiency and prototype status – November 2021 [Relevant excerpts]

TO: General Benedict Durant

SUB: FLACC Prototype – TOP SECRET

1. The Fobyte Lusmen Algae Collector Capsule [hereinafter "FLACC"], in its current prototype state, has shown a robust capacity of increasing Lusmen algae harvesting efficiency in its laboratory trials. [...]
3. Traditional Lusmen harvesting methods do not have an environmental impact. However, they are extremely slow and are not scalable to industrial-level production requirements. The FLACC, once finished, can accelerate Lusmen algae harvesting to such levels. [...]
7. While in controlled laboratory conditions, the FLACC has proven to be safe for the environment, further testing is required. Most importantly, Fobyte has not simulated what consequences breaking FLACC modules would have. Presumably, contact with an oxygen-rich environment (fresh air) would entail unpredictable chemical reactions which might damage the environment. [...]
10. Critically, one of the component elements in FLACC is very flammable. If exploded, a FLACC capsule can create a toxic component which could then have a dangerous effect on the environment and human life. While no formal tests have been realized in real-life conditions, the Lusmen algae's survival has been shown to be incompatible with such reactions. Consequently, we strongly advise exercising caution when deploying the FLACC, so as not to risk such reactions, which could prove disastrous for the environment. [...]
16. The FLACC is an extremely valuable piece of intellectual property. We advise that, if real-life tests are ordered, precautions be taken to ensure that it does not fall into any competitor's hands. [...]
17. We have included a self-destruction mechanism in each FLACC module. If used, this neutralizes the chemicals inside and renders the modules useless for analysis. Caution must be taken in order not to activate the mechanism on accident, but this could prove a useful fail-safe mechanism. [...]
18. We strongly advise that any deployment of the FLACC be done under supervised conditions, by trained Fobyte employees which have worked on the FLACC project. Moreover, while real-life deployment can be rolled-out, it should be done in a controlled manner, in order to mitigate risks to both the environment, crews and Fobyte's intellectual property.

ANNEX III - General Durant's communications with the Boskarian frigates, 8.30 AM, January 6th, 2021.

DURANT: As you have been informed, your mission is to escort the Fobyte scientific ships into international waters, in order to deploy the FLACC modules and gather scientific evidence essential for the Boskarian renaissance. Your orders are to escort the ships and ensure that no contact is made by third-parties with any Fobyte technology, especially with the FLACC. If third-party ships are met in international waters, your orders are to intercept their communications at any cost, and to ensure that information about the FLACC does not reach any third parties. You may take any measures you deem necessary to ensure that this objective is met. If there is a risk of discovery, your orders are to engage FLACC self-destruction, ensure that third-parties cannot obtain the evidence, and return to base. Glory to Boskaria!

ANNEX IV - General Durant's communications with the Boskarian frigates, 10.00 AM, January 6th, 2021.

CAPTAIN, FRIGATE 1: General, we have successfully started deploying the FLACC. However, an Athari fishing vessel is in the vicinity of our mission. Our comms team has intercepted radio chatter, indicating that they have signaled for help to the Athari coastguard. Please note that our telescopes have also indicated that what appears to be a crew member has filmed our actions. Please advise.

DURANT: Use any means necessary to stop the vessel from escaping into Athari territorial waters. Engage self-destruction mechanisms afterwards and retreat.

CAPTAIN, FRIGATE 1: General, please confirm that use of force is permitted if required.

DURANT: Follow your orders, [REDACTED], understand?

CAPTAIN, FRIGATE 1: Yes sir. Glory to Boskaria!

ANNEX V – Communications from the Oswus to the Athari Coast Guard, 10.05 AM, January 6th, 2021.

CAPTAIN, OSWUS: Command, this is the Oswus, do you copy?

ATHARI COAST GUARD COMMAND: Copy, Oswus, what is the matter, another stowaway?

CAPTAIN, OSWUS: Command, we have a large number of Boskarian ships around the traditional Lusmen harvesting spot. They seem to be deploying some capsules into the sea, command.

ATHARI COAST GUARD COMMAND: Oswus, please repeat.

CAPTAIN, OSWUS: They're dropping something into the sea. We're being signaled by one of the ships, command. Seems to be Fobyte.

ATHARI COAST GUARD COMMAND: Oswus, please make for territorial waters. Do not engage with the Boskarian ships. We've got no info on any current experiments.

CAPTAIN, OSWUS: Understood, please stand by for the course.

[...]

CAPTAIN, OSWUS: Command, please advise, one ship is in pursuit, we have reached territorial waters.

ATHARI COAST GUARD COMMAND: They're not replying to our hailing, Oswus. Exercise caution but maintain current speed and direction.

CAPTAIN, OSWUS: They're signaling us to stop. I have a bad feeling about this, please advise.

ATHARI COAST GUARD COMMAND: Understood, Oswus, please hold the course. We've sent coastguard to investigate.

CAPTAIN, OSWUS: Command, my first mate tells me that the ship appears to be armed, please advise. I repeat, the ship appears [TRANSMISSION ENDS]

ATHARI COAST GUARD COMMAND: Oswus, copy?

ANNEX VI – General Durant’s communications with all Athari air forces, 17.00 PM, January 6th, 2021.

DURANT: Men, you each have your flight coordinates and targets. Use any force necessary to disable their military capabilities. The Athari dogs have hidden their missile batteries amongst tourist destinations – do not target tourist destinations unless necessary. Use smart tracking to eliminate military targets at all costs. Bombing runs will continue until the enemy is destroyed and has surrendered. They must pay for attacking the Fatherland! Glory to Boskaria!

ANNEX VII – Sworn Affidavit of Ms. Juliet de Groot, an Athari citizen witness to the bombings of January 6th, 2021.

I've been living in that flat for years. It was really close to the tourists resorts where I work for the summer, you see? I knew about the missile batteries ever since I was born. My grandmother told me they've been there even before the Revolution – a relic of the past. I think that recently people have worked on them, but I can't be sure when. Before the bombings, anyway.

On the 6th, I was coming back from work, I think it was about five in the afternoon. I walk to work, see? I'd heard from a friend in Boskaria that apparently that [REDACTED] had declared war on Athari, but I figured it was just posturing. Things had been peaceful for so long, I think nobody expected anything. And, you know, you just feel safer sleeping right next to a military base.

And then I heard the sirens, all blaring. Of course, it was the same as anytime they've made military exercises for the population, so I knew where the closest shelter was. I was actually a little annoyed by the sirens at the time, since I was so tired from work. I reached the shelter but didn't manage to get in when the first bombs started falling. Then it was pandemonium, people screaming, a missile battery exploded and took down half a city block. I don't remember much, since I fainted. A neighbor woke me up in the shelter. He had dragged me in.

People were crying, screaming, some were wounded. Some weren't crying at all...

When that infernal noise stopped and we were allowed to exit the shelter, half the place was gone. My flat, that whole building. Just erased from existence. My next-door neighbor wasn't as lucky as me, they found her in the building's elevator. Imagine being a tourist and seeing the resort blow up, those children will be scarred for life.

ANNEX VIII – Interview with Mr. Dominic Reus, a Boskarian bomber pilot, giving his version of the events of January 6th, 2021.

REUS: I did five runs that day. My colleague handled the bombing controls, I manned the ship. He's much younger than me, kind of a nerd. Just click, click, BOOM. That's how modern tracking systems work, it's kind of like a video game. We had the satellite images which we received from mission control, which were then plugged in. All I had to do was avoid fire, and my colleague did the rest. Click, click.

PROSECUTOR: Mr. Reus, were you informed that the targets were in civilian and tourist areas?

REUS: Well, of course we knew. You know, most of the places we targeted were former Boskarian military stations. We installed them, you see? In the good old days. So, mission command knew exactly where they were.

PROSECUTOR: And you knew that civilian casualties could happen when firing at those targets?

REUS: Look, madam, rockets these days are smart, the guidance on them is amazing. All day at the academy, all we heard about was "discrimination, discrimination" and "avoid civilian casualties", so we're versed in this stuff.

PROSECUTOR: You didn't answer my question, Mr. Reus.

REUS: Look, it's not like it's my fault that the Athari maintained military defense mechanisms in touristy areas. Who does that?

PROSECUTOR: Do you know what targets you hit?

REUS: Like I said, I just flew the bird. You're going to have to ask the nerd what he clicked on. I was following my orders.

ANNEX IX – Athari report on the Boskarian-Athari conflict of January 2021 [Relevant excerpts]

[...]

While short, the November conflict between Athari and Boskaria provoked important civil casualties and has tragically changed our way of life for the worst.

[...]

Firstly, the Oswus. Fired upon in a cowardly manner, none of the 26 people on board have survived. 16 Athari youths were shot down in their prime, during the sacred rite of passage. One such brave child dared to film the Boskarian ships deploying untested technology into the Zentralsee, without any regard to the environment. His heroic gesture of filming illegal Boskarian actions was the catalyst required for Boskarian patriots to overturn the war criminal Benedict Durant.

[...]

Much of the Athari military infrastructure was destroyed during the Boskarian bombing runs at night. However, the blunt of the bombing was felt by the civilian population: entire city blocks were raised to the ground as a result of the bombing, due to their proximity to the military objectives. The most current estimate is that 356 Athari citizens are either declared dead or missing.

Moreover, casualties included foreign citizens which were in several tourist resorts that did not have bomb shelters. 24 foreign citizens died in the bombing runs, tragically including 19 children which were there for winter camp. While investigations are still ongoing, current estimates pinpoint the damage done to be well in excess of USD 140 million.

[...]

The effects of the conflict in the Zentralsee have tragic and wide-spreading consequences. Firstly, our findings are that the Lusmen algae has been gravely affected by the malfunctioning FLACC system. Our laboratories report that the chemical process, which is still ongoing, has eradicated 90% of the Lusmen algae in the Zentralsee, with economic and cultural consequences impossible to estimate. While cleaning the chemical sewage appears to be technically possible, it would be incredibly expensive, with reasonable estimates at USD 150 million. Moreover, the cultural Athari traditions pertaining to the rite-of-passage are currently impossible and might never be able to be restarted. Even if the Lusmen algae were to survive, decades must pass in order for it to rebound to a population which would allow ethical harvesting using traditional methods. It might well be that the Oswus was the final such rite-of-passage ever to take place in Athari.

ANNEX X – Declaration of General Durant while in ICC custody, before the Pre-Trial proceedings have begun.

I have not broken international law in any way. The Athari warmongers attacked our peaceful scientific expedition to obtain our intellectual property. They did so in international waters, in defiance of the rules of engagement. We replied in force targeting only military targets that the irresponsible Athari have hidden amongst civil objectives, precisely to draw international sentiment to their side.

All I have done, I have done for the defense of Boskaria. The ICC has no jurisdiction to pursue this case. I refuse to collaborate with the prosecution and from this moment will make no further statements. Only God can judge my actions. Glory to Boskaria!