

Reference No. F/P/P 4121

Date: 22/04/2016

**To the Federal High Court,
Lideta Branch, 19th Criminal Bench
Addis Ababa**

F/P/P/F/No. 4210

F/P/C/I/F/No. 232/08

F/H/C/F/No.

Plaintiff: Federal Public Prosecutor

Defendants:

1. Gurmessa Ayano Woyessa
Year of Birth: 1976
Age
Marital Status: Married
Job:
Address: Oromia Region, Burayu Wereda, Burayu Town
2. Dejene Taffa Geleta
Year of Birth: 1964
Age
Marital Status: Married
Job: Lawyer
Address: Oromia Region, Burayu Wereda, Burayu Town House No. 82
3. Addisu Bulala Abawuleta
Year of Birth: 1981
Age
Marital Status: Single
Job: Finance Admin
Address: Addis Ababa, Nifas Silk-Lafto Sub-City, House No ...
4. Bekele Gerba Dakko
Year of Birth: 1953
Age
Marital Status: Married
Job:
Address: Oromia Region, Adama Town
5. Abdetta Negassa Feyye
Year of Birth: 1984

ETHIOPIA HUMAN
RIGHTS PROJECT

- Age
Marital Status: Married
Job: Airline Technician
Address: Addis Ababa, Gulele Sub-City, Wereda 07 House No...
6. Gelana Negera Jimma
Year of Birth: 1980
Age
Marital Status: Married
Job:
Address: Oromia Region, Burayu Wereda, Burayu Town
7. Chemssa Abdissa Jafar /*nom-de-guerre* Dejene Abdissa/
Year of Birth: 1983
Age
Marital Status: Married
Job:
Address: Oromia Region, Burayu Wereda, Burayu Town
8. Getu Girma Tolossa
Year of Birth: 1998
Age
Marital Status: Single
Job:
Address: Oromia Region, Oromia Special Zone, Sululta Wereda , Sululta Town, Kebele 01
9. Firaol Tola Dadi
Year of Birth: 1982
Age
Marital Status: Single
Job:
Address: Oromia Region, Oromia Special Zone, Sululta Wereda , Sululta Town, Kebele 01
10. Getachew Dereje Tujuba
Year of Birth: 1985
Age
Marital Status: Single
Job:
Address: Oromia Region, West Shawa Zone, Ajerra Wereda
11. Beyene Ruddya Jeddu
Year of Birth: 1963
Age
Marital Status:
Job: Teacher
Address: Oromia Region, West Shawa Zone, Ambo Town
12. Tesfaye Liben Tollosa
Year of Birth: 1968
Age
Marital Status:

ETHIOPIA HUMAN
RIGHTS PROJECT

- Job: Teacher
Address: Oromia Region, Woliso Town
13. Ashebir Desalegn Berri
Year of Birth: 1977
Age
Marital Status:
Job:
Address: Oromia region, West Shawa Zone, Ambo Wereda, Kebele 01
14. Dereje Merga Debelo
Year of Birth: 1981
Age
Marital Status: Single
Job:
Address: Addis Ababa, Yeka Sub-City, Wereda 02, House No.
15. Yesuf Alemayehu Herega
Year of Birth: 1988
Age
Marital Status: Single
Job:
Address: Oromia region, Kellem Wolega Zone, Adama Wereda, Adama Town
16. Hikka Teklu Kuttu
Year of Birth: 1986
Age
Marital Status: Single
Job:
Address: Oromia Region, Kellem Wolega Zone, Adama Wereda , Adama Town
17. Gemechu Shanko Gedi /*nom-de-guerre* Dekma/
Year of Birth: 1982
Age
Marital Status: Married
Job: Teacher
Address: Oromia Region, Kellem Wolega Zone, Yemelgi Wollel Wereda , Tejji Town
18. Megersa Asfaw Feysa
Year of Birth: 1984
Age
Marital Status: Single
Job: Airline Technician
Address: Addis Ababa, Arada Sub-City, House No...
19. Lemmi Eideto Geremew
Year of Birth: 1988
Age
Marital Status: Single
Job:

Address: Oromia Region, Burayu Town

20. Abdi Tamirat Desisa

Year of Birth: 1982

Age

Marital Status: Single

Job:

Address: Oromia Region, Burayu Town

21. Abdisa KumsaGaessa

Year of Birth: 1983

Age

Marital Status: Single

Job:

Address: Addis Ababa Town, Nifas Silk-Lafto Sub-City, H.No

22. Halkeno Koncchora Guro

Year of Birth: 1984

Age

Marital Status: Married

Job:

Address: Kenya, Moyale, Qelle Lelli Town



First Charge

Against 1st to 13th Defendants

The Crime

In Violation of Article 35, 38, 32/1/A of the 2004 FDRE Criminal Code and Article 3 /1, 3, 4 and 6/ of the Anti-Terrorism Proclamation 652/2009

Specifications

Since an unknown date in 2014 the defendants in collaboration with unidentified accomplices, by joining and leading The Oromo Federalist Congress (OFC) and using it as a camouflage for their participation and membership to The Oromo Liberation front (OLF), an outlawed organization which is proscribed as a terrorist organization by FDRE House of Peoples Representatives for its illegal activities of killing and injuring individuals and damaging [public] property to held political power and with an intention

to serve the aim of this terrorist organization and by incite violence and chaos resulting death and property damage; to push the constitutional order in order to clinch into power with violence with the pretext of Addis Ababa-Finfine Surrounding Oromia Special Zone Integrated Master Plan and by claiming that The Oromia Urban Development Plan as a plan that will affect the Oromo language and culture and it evicts the Oromo people from its land; and by assigning special duty for each, they were inciting peoples in urban areas and districts to violence. As a result of their incitement they interrupt developmental endeavors, damage road infrastructures, results the death of numerous peoples, results grave and simple injury on more than 122 peoples and results a damages which costs more than 122,394.75 (One Hundred Million Three Hundred Ninety Four Thousand Seventy Five Birr) on governmental, nongovernmental and private properties. Especially:

1st Defendant Gurmessa Ayano

By his interview to The Oromo Media Network (O.M.N) on an unknown date, October 2015 in Burayu town, the defendant claim that the Addis Ababa-Finfine Surrounding Oromia Special Zone Integrated Master Plan and Oromia Urban Development Plan will assimilate the language and culture of the Oromo people and will result of the eviction of the Oromo people from its own land and incites the public to violence in the name of making the Oromo people free and results a region wide chaos and violence that results death and property damages.

2nd Defendant Dejene Tafa

By his interview to The Oromo Media Network (O.M.N) on an unknown date, October 2015 in Burayu town, the defendant claim that the Addis Ababa-Finfine Surrounding Oromia Special Zone Integrated Master Plan and Oromia Urban Development Plan will assimilate the language and culture of the Oromo people and will result of the eviction of the Oromo people from its own land and incites the youth to violence, students to quit their education, teacher to stop teaching, calling for a stoppage of transportation and incite the public not to pay their due tax in the name of making the Oromo people free and results a region wide chaos and violence that results death and property damages.

3rd Defendant Addisu Bulala

- On an unknown Date and Month in the year 2014, in contact with Jawar Mohammed, the head of Oromo Media Network (O.M.N) and OLF via electronics medias; and by getting money and camouflaged with Addis Ababa and Addis Ababa surrounding Master Plan, he orchestrate and lead a region wide terror act and help members of the terror cells to evade from legal responsibility.
- In November 2014 on an unknown date; by calling the 15th government witness over the phone and gives a mission to organize seditious demonstrations and protests in various Weredas of Guji Zone and to report him back. Furthermore, he gave the mission to the witness the way they should conduct the protest by attacking security personnel; securing the release of prisoners; ignites and lead an act of terror in Seboboru Wereda , Seboboru Secondary School and Shakiso Wereda, Shakiso Secondary School as well in Guji Zone and Meda Wolabu. And on the date 10/03/08 he report his action to Kassahun Yilama, a journalist for the mouthpiece of a terrorist group Patriots Ginbot Sebat called ESAT Radio and Television and Jawar Mohammed, the leader of the terrorist group.

4th Defendant Bekele Gerba

As a leader of the violence; after his release and since an unknown date in August, 2015 camouflaged by his leadership position in OFC, he meets with the leaders of OLF in America and accepts a terrorist mission. And in turn he gave a mission to the second defendant Dejene Tafa in Adama town, Oromia Region, East Shawa Zone; to the first defendant Ayano Gurmessa in West Shawa Zone, Ambo town; and to the third defendant Adissu Bulala in Gujilen, Bule Hora to coordinate violence in the aforementioned places. By the end of the year 2015 using his legally registered political party as a camouflage; in an aim to carry out the terrorist mission of OLF and organizing peoples for violence in Oromia Zone (sic), he results the destruction of government properties, blockage of roads and injuries on security personnel and civilians. Moreover, under the defendants leadership and coordination in West Shawa Zone Ambo, Gindenberet, Ginchi and in other schools and universities in different Weredas; In

Kellem Wolega Zone, South West Shawa Zone, Ameya Wereda; Finfine-Surrounding Oromia Special Zone, Burayyu, Sululta; Guji Zone in different Weredas and Universities and in East Shawa Zone results death of civilians and security personnel, the destruction of investors, civilians and government owned properties.

5th Defendant Abdeta Negassa

Since an unknown Date and Month in late 2015, he organizes a terrorist cell under the terrorist organization and in collaboration with the members of the terrorist organization in Akaki Science and Technology Campus and Sidist Kilo University (sic) students, he was involved in incitements and printing inciting papers. On the date 08/04/2008 and 10/04/2008 he meets a man named Tare, a member of OLF and a student at Mekele University and gave a mission to the cell members to start violence in the Universities in Oromia Region and else; and order members to discuss to leave their campuses and not to go to any discussion forums with the government and eventually they should go to the jungle with their rifle.

7th Defendant Chimessa Abdissa

While he was a student at Jimma University, in an unknown date and month on the year 2014/2015 he was recruited as a member of the terrorist group OLF. Since then using OFC as a camouflage and in collaboration with Dejene Tafa, he incites the public to violence in West Shawa, Midakegn and Eijere Wereda and Burayu and Holeta [towns]. In September 2015 he recruits and organizes members for the terrorist organization at the Irrecha Celebration. In November 2015 he talks with a man called Girma Negassa, a member of the terrorist group via phone and assigns him to lead students' seditious protest in West Shawa, Midakegn. Moreover on 08/02/2008 he told a man called Dereje, a member of the terrorist group in Burayu [town] about his accomplishments of his terrorist mission in Medawolabu, Ambo [and] Adama Science and Technology University with OLF cell members. [In general] in a motive to carry out his terrorist mission, the defendant works to start violence and spreading of havoc and threatens security personnel by throwing stones.

8th Defendant Getu Girma

- While he was an audit officer in Oromia Regional States Parliament,, in a motive to carry out OLF's mission he joins the terrorist cell and organize himself. Since then he work as a coordinator of OLF's North Shawa, Gebreguracha Surrounding cell. On 06/03/2008 he ask a member of their group who lives abroad to get him a rifle. On 03/04/2008 he talks with [the 9th] defendant, Fraol Tolla via phone and told him to receive two rifles they got from Meta Robi cell members from a guy called Kasshun, a member of the group.
- On 03/04/2008 he gave a mission via phone to an [unnamed] guy to block roads in North Shawa, Worejarso and promise to give money to buy hand grenades, and order him to publicly protest by making children in the front. On the date 06/04/2008 he passes a message that OLF's army will go from West Shawa Zone, Gindeberet and to be deployed in North Shawa [Zone]. On December 2015 by saying we have to start to protest in Finfine-Surrounding, Sululta [town] with all the price it requires and organizes a violent act that resulted the setting aflame of Sululuta [town] Municipality.

9th Defendant Fraol Tolla

- On an unknown date and month in the year 2014/1015 he contacted the leader of OLF terrorist group and in a motive to scale-up the Jimma surrounding model of the terrorist cell in North Shawa Zone; he passes a message to defendant Getu Girma to send members to Kenya for military training.
- In late 2015 by a wrong understanding of Addis Ababa-Finfine Surrounding Oromia Special Zone Integrated Master Plan and The Oromia Urban Development Plan and by taking the situation as a better chance for OLF to start violence; and in contact with defendant Getu Girma, he organize the violence in Oromia Region, North Shawa Zone, Gebreguracha, Sululta and Burayyu towns and results interruption of education, set afire of Sululta town Municipality and Burayu town Anbessa bus.

10th Defendant Getachew Dereje Tujuba

- By using his membership to the OFC as a camouflage on the date 02/04/2008 he passes OLF's message to the defendant Dejene Abdissa or (sic) Chimso Abdissa to go back to their home places and lead the growing protest in Oromia Region, West Shawa Zone. On the date 04/04/2008 he passes a message to a man called Gellana, a member of OLF cell in Addis Ababa to call other members of the cell to join the ongoing protest. On the date 02/04/2008 he told an unidentified terrorist cell member in Addis Ababa about how they are planning to snatch rifle from security guards, setting ablaze of Police Stations and preparing to defend themselves and fighting with the government and he also told the preparation of Meta Robi, Adaa Berga youths to join OLF and fighting with the government.
- In a motive of carrying out OLF's terror plan, on 15/04/2008 the defendant passes a message about the preparation of attack by OLF's armed wing in West Shawa, Eijere Wereda and the rise of attacks by the OLF in other parts of the region to an unidentified member of the group. On the date 16/04/2008 he called a man called Wakisa, an OLF member in Addis Ababa and told him about the preparation to start the protest as a second round protest.

11th Defendant Beyene Ruda

- Since 03/11/2007 the defendant passes a message to another defendant Tesfaye Liben from his home town Ambo, West Shawa Zone about the preparation made by OLF's cell members in Jimma and Ilubabur and the decision to meet on a permanent schedule with cell members and eventually to start Civil Disobedience forcefully. On 30/02/2008 the defendant told to another defendant Ashbir Dessalgn to break government rifle stores and arm themselves. On 27/02/2008 the defendant told to another defendant Tesfaye Liben to continue the ongoing violence and protest and on 16/03/2008 he told the same to use traditional weapons and to prepare Molotov Cocktail.

- On 19/03/2008 he passes a message to Bandu Daniel, OLF's cell coordinator in Nekemete to strengthen OLF's cell organization. On 02/04/2008 he gave an order to another defendant Ashbir Dessalgn about how to control government institutions and using it as part of the protest and to lead the violence with OLF's in-country cell and to post the actions on the social media. Moreover, on 04/04/2008 he told the same to strengthen the violence and the importance of taking government properties to themselves. On 13/04/2008 the defendant told another member of the group to take measure on Cabinet members and the local Militias and he gave an order to profile peoples who belong to other ethnic groups. On 13/04/2008 the defendant told to a member of the group in Welega to strengthen the protest and violence in Tikur Enchini. And he participated in the crime by contacting members of OLF terrorist group in West Shawa and South West Shawa and starts the protest and the violence.

12th Defendant Tesfaye Liben

- The defendant participates in the crime since 2014/2015 by organizing himself with another defendant Beyene Ruda and other peoples who lives abroad in OLF terrorist group's cell in his residence in West Shawa, Woliso Wereda. And since late 2015 he participate by organizing a clandestine cell to scale-up the protests and violence started in Oromia Region, West Shawa Zone, Ginchi [town] to South West Shawa and results violence in Woliso and Ameya towns, he organize burning of many farmers house and properties and expulsion of non Oromos and blockage of roads and destruction of government security infrastructures.
- On 13/12/2007 and 16/03/2008 in his conversation with another defendant Beyene Ruda via phone he explains how to continue the protest in three ways 1. Protest 2. Armed Resistance 3. Civil Disobedience and organizing themselves as a pre-requisite to start protest. Thus, he participates in the crime as a leader of the protest in Oromia Region, South West Shawa.

13th Defendant Ashebir Dessalgn

On the date 07/04/2008 he passes a message to members of the group in Bishoftu about how he in collaboration with Beyene Ruda and Tesfaye Liben, members of the terrorist group OLF and with an aim to carry out OLF's terrorist mission and accept a terrorism mission from OLF members lives abroad to organize members in a cell in Oromia Region, West Shawa town (sic) and the need of organizing with a cell and leading the violence in places like West Shawa Zone. He also passes a message to another defendant Beyene Ruda to scale up the ongoing violence in Ginchi and Jirso to Ambo town; to organize students to discontinue their education, about the fact that 108 rifles are robbed from government stores and about the 30 OLF terrorist group members who came from Eretria and Kenya camps. In general the defendant participates in the crime as the main organizer of burning of many farmers' house and properties in West Shawa and South West Shawa Zones, evictions of non Oromos from these places and damage of their properties, ablazing of Anbessa Town Bus in Burayu town, Finfine Surrounding Zone and setting ablaze of Sululta town municipality.

Second Charge

Against 14th to 22nd Defendants

The Crime

In violation of Article 32/1/A of the 2004 FDRE Criminal Code and Article 7/1 of the Anti-Terrorism Proclamation 652/2009

Specifications

14th Defendant Dereje Merga Debelo

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- The defendant since he was assigned to recruit members to the group on an unidentified date in August 2015, he recruits a man called Dinaol (father's name is unknown) and Teshale Teresa; on September 2008 he recruits a man named

Hunde (father's name unknown) and Hubsu Asfaw and on November 05, 2008 he recruits Yusuf Alemayhu and Hika Teklu and he made them to meet with the leader of the group, Getachew Gutema who lives abroad. In realizing his assignment the defendant sent Dinaol, Teshale Teressa, Hunde and Hubsu to Kenya, where the terrorist organization resides and while he was trying to send Yusuf Alemayhu and Hika Teklu to the same they were caught on November 15, 2015 on their way in Moyale town. In general the defendant participates in the crime as a recruiter of the aforementioned individuals to the terrorist group.

- Since an unknown date in 2013/2014 the defendant was assigned to gather information and he was gathering and passing information to Getachew Gutema and other leaders of the terrorist group on phone and facebook as per his assignment. He send a messages saying What is going on here is war, not election, Government cadres stuffed the ballot box with papers before the election begins, Observers are expelled from ballot centers, Since peaceful struggle is becoming challenging and there is a highly organized youth organizations in Oromia Region and Universities we have to make them working with OLF clandestinely and we can organize a simultaneously protest all over the country, we have organize youths to protest against Addis Ababa-Finfine Surrounding Oromia Special Zone Integrated Master Plan.

15th Defendant Yusuf Alemayhu

The defendant on an unknown date, October 2015, in motive to gain military and political training joins OLF terrorist group and on November 05, 2008, he start his journey from Addis Ababa to Kenya with Hika Teklu, a member of the terrorist group and on November 06, 2008 he was caught by security personnel in Moyale town.

16th Defendant Hika Teklu

The defendant on an unknown date, October 2015, in motive to gain military and political training joins OLF terrorist group and on November 05, 2008, he start his

journey from Addis Ababa to Kenya with Yusuf Alemayhu, a member of the terrorist group and on November 06, 2015 he was caught by security personnel in Moyale town.

17th Defendant Gemechu Shanko

The defendant on an unknown date, 2015/2016 joins OLF terrorist organization and by calling Dereje Merga, a chief recruiter of the terrorist organization and asking him 'since we have to depose the incumbent regime by armed struggle I want to join the organization in Kenya'. However, Dereje Merga told him to recruit youngsters to the organization and he himself to wait here in the country and to recruit peoples. After he accepts the mission on an unknown day in November 2015 he called Dereje Merga and told him to encourage Yusuf Alemayhu and Hika Teklu, two new recruited members. And he called Yusuf Alemayhu and told him to prepare himself for his journey to Kenya. On November 05, 2008 while Yusuf Alemayhu and Hika Teklu were on their way to Kenya to join the terrorist group the defendant called Yusuf Alemayhu and told him that someone is waiting for them in Moyale and not to afraid of anything.

18th Defendant Megersa Asfaw

On an unknown date in October 2015 the defendant joins the self claimed Oromo Liberation Front (OLF) under the pretext of claiming the Ababa-Finfine Surrounding Oromia Special Zone Integrated Master Plan will affect the Oromo people and decides to raise arm. In order to realize his dream he talks with Hirpa, Tariku, Gashu (their father's name unknown) and Gulcha Angie, who are the leaders of the terrorist group via phone about his journey and on December 12, 2008 he start his journey from Addis Ababa to Kenya and after waiting in Bule Hora town for some days and he resume his travel to Moyale town and caught there by security personnel.

19th Defendant Lemi Edeto

- After he was recruited as member of the terrorist group on an unknown date in September, 2015 at Worku Bikila Hotel in Bishoftu town by Bonsa Worku, a member of the terrorist group, he joins 7 other members of the group and prepare to be a soldier of OLF and to take Taekwondo training from September to November, 2015 under the trainer Bonsa Worku in a place called Bataro Meda, in Burayyu town.
- In collaboration with Abdi Tamirat by the end of November, 2015 to halt the Addis Ababa-Finfine Surrounding Oromia Special Zone Integrated Master Plan and Oromia Urban Development Plan by a terrorist act, he prepares, print and disseminates leaflets that calls for violence.

20th Defendant Abdi Tamirat

- On an unknown date and month in the year 2013/2014 he went to Kenya and after taking terrorism training he came back to Ethiopia with a mission to recruit and organize members.
- In collaboration with Lemi Edato on an unknown date, November, 2015; in a motive to halt the Addis Ababa-Finfine Surrounding Oromia Special Zone Integrated Master Plan and Oromia Urban Development Plan by a terrorist act, he participate in the preparation of leaflets that calls for violence and he reported his act to Jebisa Tokuma and Edosa Kejela on facebook.

21st Defendant Abdissa Kusa Giesa

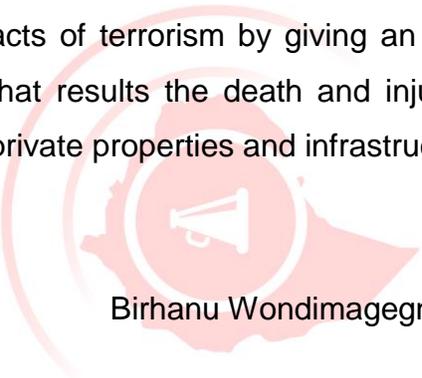
After he was recruited as a member of the terrorist group by a man called Belina Nemera on an unknown date in May, 2014 at a place called Hanna Mariam, he agreed to keep it for himself. And on an unknown date in May, 2014 he filled a membership form with 18 other members of the terrorist group in a place called Hanna Mariam. Kuas Meda and he pay his membership fees.

On the day 09/04/2008 in a motive to join the armed wing of the terrorist group and camouflaged by the protest resulted after Addis Ababa-Finfine Surrounding Oromia Special Zone Integrated Master Plan and Oromia Urban Development Plan he start his journey from Addis Ababa to Jeldu and caught on his way.

22nd Defendant Halkeno Konchora

The defendant agrees to take Hika Teklu and Yusuf Alemayhu, who were on their way to joined OLF's army from Moyale Bus Station to Teso, Kenya on 06/03/08 and caught there.

In general the defendants as a principal offender participate in a crime of committing acts of terrorism by giving an order for violence and chaos in Oromia Regional State that results the death and injury of many peoples and major damage on public and private properties and infrastructures.



Birhanu Wondimagegn

Deputy Attorney General

Tsega Melaku

Assistant Deputy Attorney General

The Defendants Confession Statement given to the Police

1. 9 pages Confession Statement of the 18th Defendant, Megersa Asfaw given to the police as per Article 27/2 of the Ethiopian Criminal Procedural Code
2. 7 pages Confession Statement of the 16th Defendant, Hika Teklu given to the police as per Article 27/2 of the Ethiopian Criminal Procedural Code
3. 16 pages Confession Statement of the 14th Defendant, Dereje Merga given to the police as per Article 27/2 of the Ethiopian Criminal Procedural Code
4. 9 pages Confession Statement of the 15th Defendant, Yusuf Alemayhu given to the police as per Article 27/2 of The Ethiopian Criminal Procedural Code
5. 7 pages Confession Statement of the 17th Defendant, Gemechu Shanko given to the police as per Article 27/2 of The Ethiopian Criminal Procedural Code
6. 8 pages Confession Statement of the 6th Defendant, Gelana Negere given to the police as per Article 27/2 of The Ethiopian Criminal Procedural Code
7. 10 pages Confession Statement of the 20th Defendant, Abdi Tamirat given to the police as per Article 27/2 of The Ethiopian Criminal Procedural Code
8. 8 pages Confession Statement of the 21st Defendant, Abdisa Kumsa given to the police as per Article 27/2 of The Ethiopian Criminal Procedural Code
9. 12 pages Confession Statement of the 19th Defendant, Lemi Adugna given to the police as per Article 27/2 of The Ethiopian Criminal Procedural Code
10. 7 pages Confession Statement of the 7th Defendant Chimsa Abdisa given to the police as per Article 27/2 of The Ethiopian Criminal Procedural Code
11. 6 pages Confession Statement of the 12th Defendant, Tesfaye Liben given to the police as per Article 27/2 of The Ethiopian Criminal Procedural Code
12. 6 pages Confession Statement of the 11th Defendant, Beyene Ruda given to the police as per Article 27/2 of The Ethiopian Criminal Procedural Code
13. 8 pages Confession Statement of the 8th Defendant, Getu Girma given to the police as per Article 27/2 of The Ethiopian Criminal Procedural Code