



**UNTAET**

**United Nations Transitional Administration in East Timor**

**Case No. AIN-8-99-SC**

**The General Prosecutor of the United Nations Transitional  
Administration for East Timor**

**Against**

**ANIGIO DE OLIVERA**

**I. 1<sup>st</sup> AMENDED INDICTMENT**

The General Prosecutor of the United Nations Transitional Administration for East Timor, pursuant to his authority under UNTAET Regulations 1999/1, 2000/11, 2000/15, 2000/16 and 2000/30 charges:

**Anigio De Olivera**

with

**MURDER**

as set forth in this indictment

**II. Name and Particulars of the Accused**

Name : Anigio De Olivera  
Date of Birth : 3-8-1978  
Place of Birth : Cassa Village, Ainaro District  
Nationality : East Timorese

Location : Detained since 29 July 2000, presently in Becora Prison

**III. Statement of the Facts**

1. In September 1999, the Accused **Anigio De Olivera** was a member of the *Mahidi* Militia Group.
2. On or about 5 September 1999, in the District of Ainaro, Subdistrict of Ainaro, village of Kassa, members of the Mahidi militia group planned to murder **Fernando Gomes**.
3. On or about 5 September 1999, in the District of Ainaro, Subdistrict of Ainaro, village of Kassa, at approximately 02-00 hrs, a group of members of the Mahidi militia, including the accused Anigio De Olivera, went to and surrounded the house of **Mr. Fernando Gomes**. At that time, the accused Anigio De Olivera knew that they were going to kill **Fernando Gomes**.
4. After arrival at the house of **Fernando Gomes**, the Accused Anigio De Olivera called for **Fernando Gomes** to come out of the house.
5. When **Fernando Gomes** did not come out of his house, others poured fuel around the house and lit the fuel, thus setting the house of **Fernando Gomes** on fire.
6. When **Fernando Gomes's** house started burning, **Fernando Gomes**, along with his wife, Prisca De Concicao, came out from the house.
7. After **Fernando Gomes** came out of his house, one of the *Mahidi* members named **Fernando Lopes** fires two shots at **Fernando Gomes** causing his death.

**IV. Pursuant to the above the Prosecutor**

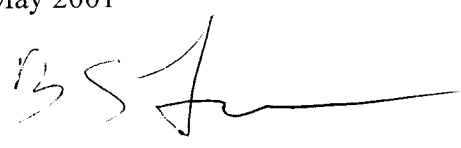
Count 1: Murder

On or about the 5th September 1999 in the District of Ainaro, Subdistrict of Ainaro, village of Kassa, **Anigio De Olivera** did, with deliberate intent and premeditation, aid or otherwise assist in the murder of Fernando Gomes, in violation of Article 340 of the Penal Code of Indonesia.

**V.** The list of witnesses and evidence that supports this Indictment is contained in Annex, A which forms an integral part of this Indictment.

**VI.** The Prosecutor requests that the Special Panel for Serious Crimes of the District Court of Dili takes jurisdiction of this matter expeditiously.

Dili, 22 May 2001

A handwritten signature in black ink, appearing to be 'BS Thornton', with a long horizontal flourish extending to the right.

Brenda Sue Thornton  
Public Prosecutor