



**PUBLIC PROSECUTOR'S OFFICE
AT THE COURT OF JUSTICE IN PERUGIA**

N.9066/07/21 R.G.N.R.

COMMITTAL FOR TRIAL REQUEST

Articles 416, 417 p.c., 18 l. n.479/1999, 130 L.ve D. 271/89
and 17 l. n.479/1999 and 369 bis p.c., introduced by art. 19 l. n. 60/2001

**To the Judge for the preliminary hearing
at the Court of Justice of PERUGIA**

The Public Prosecutors, Dr. Giuliano MIGNINI and Dr. Manuela COMODI ,
having considered the findings related to the above-mentioned proceedings, started on
06.11.2007, against :

KNOX Amanda Marie, born in Seattle (Washington – U.S.A.) on 09.07.1987,
domiciled in Perugia - Via della Pergola n.7, defended by the private counsels Luciano
Ghirga, of the Court of Perugia, and Carlo Dalla Vedova, of the Court of Rome, at
present detained at the “Casa Circondariale” of Perugia – Capanne, and legally
domiciled at Mr. Ghirga's Office;

SOLLECITO Raffaele, born in Bari on 26.03.1984, legally domiciled in
Giovinazzo (BA) - Via Solferino n. 4, domiciled in Perugia - Corso Garibaldi n.4,
defended by the private counsels Giulia Bongiorno, of the Court of Rome, and Luca
Maori, of the Court of Perugia, and at present detained at the “Casa Circondariale” of
Terni;

GUEDE Rudi Hermann, born in Agou (Ivory Coast), on 25.12.1986, resident
in Lecco, via Galileo Galilei, domiciled in Perugia, Via del Canerino n.26, named “The
Baron”, defended by the counsels Walter Biscotti (at whose office R.H.Guede is
legally domiciled) and Nicodemo Gentile, both of the Court of Perugia, and at
present detained at the “Casa Circondariale” of Perugia;

A C C U S E D

A) The three of them, as for the crime provided for in articles 110, 575 -576, first
paragraph n.5) in relation to the crime sub C), and 577, first paragraph n.4) in relation

to art. 61 n.1) p.c. and 61 n.5) p.c., for having murdered, all together, Kercher Meredith (elsewhere identified) through strangulation and consequent fracture of the hyoid bone, and also through a deep wound in the front-lateral left part and lateral right part of her neck, caused by a pointed cutting weapon (see point B), so provoking a shock from metahaemorrhage with a considerable asphyxia consequent on bleeding (as a result of the wounds by a pointed cutting weapon found in the front-lateral left part and lateral right part of the neck, as well as of the contextual abundant inhalation of blood). The three persons, taking advantage of night-time as well as of the isolated position of the apartment situated in Via della Pergola n.7, rented by M. Kercher and A. Knox, and also by two other Italian girls, Romanelli Filomena and Mezzetti Laura (elsewhere identified), committed the crime for silly reasons, while Rudi Guede, helped by the others, committed the crime of rape.

B) Amanda Knox and Raffaele Sollecito, as for the crime provided for in articles 110 p.c. and 41 n.110/75, for having, together, taken out of Sollecito's house, without any justified reason, a big pointed cutting knife – totally 31 cm long – (seized from R. Sollecito on 06.11.2007; Rep. n. 36).

C) The three of them, as for the crime provided for in articles 110 and 609 bis and ter n. 2) p.c, since Rudi Guede, with the help of Raffaele Sollecito and Amanda Knox, forced Meredith Kercher to undergo sexual acts, with manual and/or genital penetration, by using violence and threats, so as to produce injuries in particular to her upper and lower limbs, as well as in the vulva area (marks of ecchymosis on the front –lateral part of the left thigh, lesions in the vulva vestibule, and an ecchymosis area in the front third medius part of the right leg), and also by using the knife as mentioned in point sub B).

D) The three of them, as for the crime provided for in articles 110, 624-625 n. 5) p.c., since, all together, in order to obtain an unfair profit, in the time and place as mentioned in points A) and C), took possession of about 300,00 Euros, two credit cards (Abbey Bank and Nationwide, both issued in the U.K.), and also two mobile phones, belonging to Meredith and stolen from her by the same three persons.

E) Raffaele Sollecito and Amanda Knox, as for the crime provided for in articles 110, 367 and 61 n.2) p.c., for having simulated, together, an attempted burglary in the bedroom of the apartment situated in Via della Pergola n. 7, and occupied by Romanelli Filomena, breaking the window with a stone taken outside the house and then left in the same room near the window. This was done in order to gain impunity for the crime of murder and rape, trying to place the responsibility on alleged unknown persons supposed to have entered the apartment to that end.

All the above facts happened in Perugia during the night from the 1st to the 2nd of November, 2007.

F) Amanda Knox, as for the crime provided for in articles 81 cpv and 368, second paragraph and 61 n. 2) p.c., since, through different actions intended to carry out the same criminal plan, she falsely charged Diya Lumumba, named "Patrick" (elsewhere identified), though she knew that he was innocent, of having murdered the young Meredith Kercher. She made these false statements on 6.11.2007 at the Criminal Police Division and at the Public Prosecutor's Office of Perugia, with the purpose of



gaining impunity for herself and for the other two persons, and in particular for Guede Rudi Hermann, he himself a black man like Lumumba.

The above fact happened in Perugia during the night from the 5th to the 6th of November, 2007.

* * * * *

Considering the notice, as provided for in art. 415 bis p.c., introduced by art. 17 of the L. n. 479 of 16.12.1999, and considering that the same notice also invited the persons concerned to be submitted to questioning, according to art. 375, paragraph 3, p.c., which bears relevance only as far as the persons submitted to preliminary investigations (either one or some of them) have requested to be submitted to questioning within the term provided for in art. 415 bis, paragraph 3, p.c.;

Considering, moreover, art. 369 bis p.c. introduced by art. 19 L. n. 60/2001;

Being the injured parties the following persons:

John Leslie Kercher, born in Balham (British citizen) on 11.12.1942, resident in Croydon West, Croydon Queens Road, 27 (United Kingdom), father of Kercher Meredith Susanna Cara, born in London (UK) on 28.12.1985, resident in 24 Fairdene Road, Coulsdon, Surrey (U.K.), previously domiciled in Perugia, Via della Pergola, 7;

Arline Carol Mary Lara Kercher, born in Lahore (British citizen) on 11.11.1945, resident in Coulsdon, Surrey, Fairdene Road, 24 (U.K.), mother of Kercher Meredith Susanna Cara;

John Ashley Kercher, born in London (British citizen) on 21.10.1976, brother of Kercher Meredith;

Lyle Kercher, born in Greenwich – U.K. (British citizen) on 03.07.1979, brother of Kercher Meredith;

Stephanie Arline Lara Kercher, born in London (British citizen) on 21.07.1983, resident in Portsmouth Southsea, Telephone Road, 33 (U.K.), sister of Kercher Meredith;

All of them, except for Stephanie Arline Lara Kercher, are represented and defended by the Counsel Francesco Paolo Maresca, of the Court of Florence, at whose Office in Florence, Via dei Vecchietti n.1, they are all legally domiciled.

Stephanie Arline Lara Kercher is represented and defended by the Counsel Serena Perna, of the Court of Florence, and legally domiciled at the lawyer's office in Florence, Via dei Vecchietti n.1;

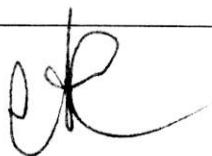


Diya Lumumba, named "Patrick", born on 05.05.1963 in Kindu (Zaire), resident in Perugia, Via Raffaello, 16, domiciled in Perugia, Via Eugubina 77, defended by the Counsel Carlo Pacelli, of the Court of Perugia;

The Ministry of Justice in the person of the Minister "pro tempore".

In consideration of the acquisition of the following sources of evidence:

- Notices of accusation of crime and all enclosed documents – Criminal Police notes, Reports concerning on-the-spot inspections and searches, Photographs and films made during inspections, Reports concerning the acquisition of video-recording devices, Documents of different kind, Photographs, Technical reports, J.P. investigations, Other reports;
- Formal legal actions;
- Communications by the British Police;
- Reports about statements made by persons as informed parties (ex art. 351 p.c.), and reports about statements made by persons as informed parties about interrupted facts (ex art. 63 p.c.);
- Reports about the acquisition of information (ex art. 362 p.c.);
- Reports about spontaneous statements;
- Post-mortem examination (ex art. 360 p.c. and CT)
- Experts' technical reports required by the Public Prosecutor;
- Urgent investigation reports ex art. 360 p.c. as well as investigation reports by different Police Offices: Sezione Indagini di Genetica Forense, III Divisione, Servizio di Polizia Scientifica, Direzione Centrale Anticrimine, Dipartimento di P.S. del Ministero dell'Interno;
- Custody orders issued by the Public Prosecutor; Acts relating to confirmation of custody and ordering preventive detention; Acts concerning preventive detention against Guede Rudy Hermann as well as all contacts and relations between the competent German Authorities and the Italian Authorities; Appeal judgements and Supreme Court judgements about preventive detentions;
- Probative facts;
- Telephone tapping and interception of live conversations;
- Judicial Police reports;
- Appointments of interpreters and translators;
- Orders of production and delivery;
- Investigations carried out by the "Polizia Postale"; Acquisition reports; Investigation reports ex art. 354 p.c.; Acquisition orders of log-file and of Forensic Police;
- Questioning reports;
- Reports relating to searches and seizures of evidence;
- Seizure reports;
- Body searches;
- Acquisition of telephone lists and analysis of telephone communications;
- Technical reports by the Forensic Police of Perugia and enclosed papers;
- Intervention request call to the "112 Emergency Number", and its recording.



According to articles 416, 417 p.c.

R E Q U E S T

After carrying out all fullfilments as provided for in articles 268, paragraphs 6 and 7 p.c., and after appointing an expert for the transcription of the conversation intercepted on the morning of 17.11.2007, at the "Casa Circondariale" of Perugia, between Amanda Knox and her parents, the issue of the decree ordering that the three accused persons be committed for trial for the above-mentioned crimes.

The present document is sent to the Court Registry for all fullfilments within its competence, and in particular for the transmission, along with the present request, of the dossier containing the notice of accusation of crime, the documentation concerning the investigations carried out, and the reports concerning any acts possibly accomplished in the presence of the Judge for Preliminary Investigations, and in any case of what provided for in the 2nd paragraph of art. 416 p.c.

Perugia, the 11th of July, 2008

THE PUBLIC PROSECUTORS

Dr.Giuliano Mignini and Dr. Manuela Comodi

Filed at the Court Registry of the Judge for the preliminary hearing at the Court of Justice of Perugia, on the

The present translation, from Italian into English, of the original document issued by the Public Prosecutors of Perugia on July the 11th, 2008, has been made by Aida Giustina Colantone, official Interpreter and Translator at the Police Headquarters of Perugia.

