

Reference No. F/P/P 414/08

Date: 04/05/2016

**To the Federal High Court,**

**Lideta Criminal Bench**

**Addis Ababa**

F/P/P/F/No. 414/08

F/P/C/I/F/No. 286/08

F/H/C/F/No.

**Plaintiff:** Federal Public Prosecutor

**Defendant:** Yonatan Tesfaye Regassa (Nick name Amha)

Age: 29

Address: Addis Ababa, Yeka Sub-City, Wereda 16/17/18

**The Crime**

In violation of Article 4 of the Anti-Terrorism Proclamation 652/2009

**Specifications**

The defendant with the intention of strengthening the violence and protest in Oromia Region which was going on since November, 2015; under the pretext of Addis Abba and Oromia Region Special Zone Integrated Master Plan; that was triggered by Oromo Liberation Front (OLF), a group intending to advance a political, ideological cause by coercing the government, intimidating the public or section of the public, or destabilizing or destroying the fundamental political, constitutional or, economic or social institutions of the country; and using facebook and:

→ On December 17, 2015 morning at 7:56 AM he wrote inciting and violent post on his facebook wall saying road blockage, interrupting government works, and burning and destroying an material that is used as a means of oppression are means's of peaceful struggle; No property is worthier than human lives, lest it be

destroyed, you can substitute a material with another one but, human life is irreplaceable!; making killer Mafia tyrants to bow down, It is only possible to save human lives by making killers and their arms destroyed, Let victory for the People.

→ On December 21, 2015 at 4:32 AM he wrote inciting post on his facebook wall as titled “EPRDF can only cover the problem, can’t solve it” and in the post he states Last year EPRDF kills over 40 Oromo students and thought it solved the problem and again it is trying to solve the problem by killing; since the government sticks to solve the problem with oppression, the protest and the government’s response are plausible evidences that we are heading to the inevitable violence.

→ On December 08/04/2008 4:15 AM in a motive to ignite violence and chaos; in message he sends he says everything is essential only if you are alive, everything is meaningless if your existence is endangered!; That is why I am telling you to destroy EPRDF’s oppressive materials! I call you my generation, after we won and we are able to get our robbed money back, everything will be calm and stable; Now is the time to made our killers lame and history, Let victory for the People and make the message public. On 07/04/2008 8:33, Morning he send a message to the public claiming a trillion dollar will not substitute these numerous souls we lost. Before we lost many more souls, lest EPRDF’s oppressive property destroyed. On the same day at 7:02 Morning, in a post titled “Letter to Comrades” he claims many joins the Oromo Protest and there should be a copycat of it all over the nation! Let all of us ready and do what is expected from us. The Resistance Continues.

→ On the day 06/04/2008 at 5:44 in a message he sends on the internet he said ‘Oromo Protests’ in the beginning there was no Master Plan. This resistance exposed your land grab. You don’t need to persuade us about the scrap of your plan, because we already know it. Say not to your plan, Say no to the Master Plan.

→ On the day 05/04/2008 in an inciting post he wrote 'I feel I am happy' he said a surprising Oromo Protest in Bila town, West Welega, students blocked the road to stop soldiers entering to the next town. The Resistance Continues.

→ On the day 04/04/2008 in a post he titled 'We will not be deceived' he said Believing EPRDF is like catching the cloud! No more deception! Lest the authoritarian regime crumbled! We need a Democratic System! Let's establish a government of the people! Let's establish a transitional government! No more deception!

- ❖ The blood of our brothers is calling us!
- ❖ Ain't you rise up?
- ❖ Are the dead ones not your compatriots?
- ❖ Is not the land belongs to you?
- ❖ Aren't your dads concern not yours?
- ❖ Don't you care about your Mom's tears?
- ❖ Is not the farmers call for you?
- ❖ Ain't you rise up?
- ❖ Is it not enough with a deceptive regime?

→ By claiming that EPRDF, you are now senile, if you think about your children, leave your power, the blood flowing will purify everything we will pass all these hurdle and we will climb the mountain he incite the public to protest.

→ On the day 01/04/2008 in a post he titled it as 'The Resistance Continues' he wrote our struggle looks like the Movie "Hunger Genom" (sic). Our peoples in every district are gathered to crumble the dictator which rises as a snow mountain. They didn't speak any word; they only raised their three fingers over their heads! Like that Oromo Protestors use that symbol as a strong protesting

message. They show crossed hands over their heads. Really, when the Oromos speak, Ethiopia also speaks.

→ On the day 28/03/2008 he wrote 'Here are 7 messages' and incite the public by saying:

1. Our Muslim compatriots lost their Mosques and they are saying "Let Our Voice be Heard"
2. An expansionist class is killing Oromos to grab their land and they are saying "Say No to the Master Plan"
3. The Amharas are evicted from their land by the tribalists and they are saying "Where can we go, from our land"
4. The Gambellians are evicted and uprooted from their land and they are saying "No eviction from our land in the name of Villagization"
5. Hunger is all over Tigray, Afar, Wolo, Harerge, Somali and they are saying "Give us food"
6. The youth is migrating to the desert and to the oceans and beheaded by terrorist and they are saying "Don't kill me ... I have to live for my poor Mother"
7. Ethiopians are dishonored, silenced, exiled ... and now they are saying "Enough"

→ On the day 24/03/2008 he wrote a post with a title "When the law is a means of oppression, violence will be the law of conscience" and claims organizing ourselves formally is no more useful, we have to start organizing ourselves informally. Organizing ourselves in micro groups and starting to crumble this rotten regime will be the base of establishing a transitional government. We shouldn't be let anymore to fighting EPRDF by organizing ourselves with small, informal groups and weakening and confusing EPRDF. That generation does its own history and this generation should write its own history by crumbling this dictatorial regime. We shouldn't allow our children to grow under such rotten

regime! Never! We have to leave a responsible and respectful regime to our children.

→ [Moreover, he wrote] Leave the old manner; start to organize ourselves in our localities. We have to be ready for the time. Since some of us may fall in the middle, our struggle should be led by our objectives not by peoples. Let our politicians draft the next roadmap. And make themselves ready for the transitional government. When the law is a means of oppression, violence will be the law of conscience. Resistance!

In general, the defendant in a motive to carry out the purpose of the terrorist organization and to ignite the ongoing violence in different districts under the pretext of Addis Abba and Oromia Region Special Zone Integrated Master Plan wrote the aforementioned inciting posts on facebook on his address Yonatan Teressa Regassa and charged for planning, preparing, conspiring, inciting and attempting to commit terrorist acts.

Haftamu Chekole

Federal Public Prosecutor

## **List of Evidences**

### **A. Witnesses**

- The name of witnesses is withheld as per the Anti-Terrorism Proclamation 652/2009 [and] as per Witness protection Proclamation.

### **B. Documentary Evidence**

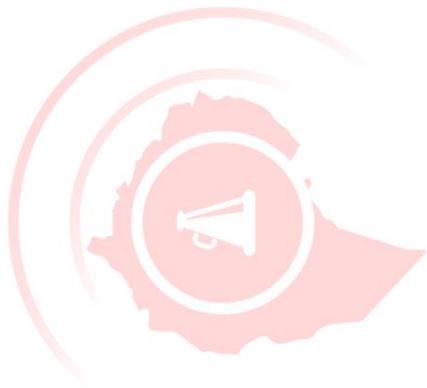
- 11 pages of the defendants' posts on the internet which incite peoples to terrorism act.
- 20 pages of Confession Statement the defendant gave to the Police as per Article 27/2 of The Ethiopian Criminal Procedural Code.

### **C. Exhibit**

- ❖ One Nokia Mobile, One Samsung Mobile, Two SIM Cards and One 64 GB Memory [Card] registered with E/F/N 225/2008 on the day 16/07/2008 by a voucher No. 0509 at Federal Police Crime Investigation Department.

**D. Note**

- ❖ The Defendant is in prison.



**ETHIOPIA HUMAN  
RIGHTS PROJECT**