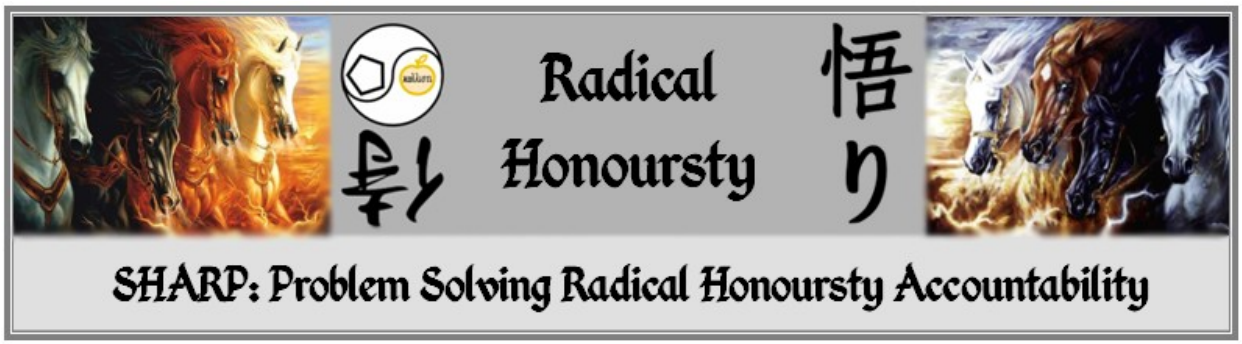

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07 September 2012

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Dear Sir/Madam,

Request Correction of Inaccuracy in: Jakarta Post: *No appeal from Breivik as case formally ends*[1]:

> **No appeal from Breivik as case formally ends**
>
> Anders Behring Breivik's lawyers say the far-right gunman has stuck to his decision not to appeal a terror conviction and prison sentence for bomb and shooting attacks that killed 77 people.
>
> That means the legal process for Norway's worst peacetime massacre is formally over.
>
> At his sentencing two weeks ago, Breivik said he wouldn't challenge the ruling and his lawyer Geir Lippestad told reporters he had not changed his mind Friday, the deadline for an appeal.

The case has not 'formally ended':

[1] 27 August Application to Supreme Court for Review of Breivik Judgement.

On 27 August 2012 an application[2] was filed with the Norwegian Supreme Court for Review of the Oslo District Court: Breivik Judgement, to set aside (A) the Necessity ruling, and (B) the conviction and Remit to Oslo District Court for hearing of further evidence to conclude Objective and Subjective Necessity Test Evidentiary Enquiry. The finding of guilt, in the absence of full Objective and Subjective Necessity Test Conclusions renders the Guilt Finding Inadequate.

Additionally the application for review also requested an Order to Set Aside the Oslo District Court: Breivik Judgement's failure to disclose the pending Judicial Ethics violation complaint

[1] http://www.thejakartapost.com/news/2012/09/07/no-appeal-breivik-case-formally-ends.html
[2] http://ecofeminist-v-breivik.weebly.com/27-aug-12-review-applic.html

(PDF[3]) against Judge Wenche Arntzen, filed on 06 June 2012 to the Secretariaty for the Supervisory Committee for Judges (Case 2012-072[4]), as a violation of Aarhus Convention Article 3.(3)(4)(5)[5] principles and general ECHR public accountability transparency (Lithgow & Others v. United Kingdom) [6] principles.

The Norwegian Supreme Court Registrar has so far refused to issue a Case Number for the Application for Review of the Breivik Judgement, or to provide reasons for their refusal. A complaint of Slow Case Processing against the Supreme Court Registrar was submitted to the Parliamentary Ombudsman on 02 September 2012. (Annex A)

Mr. Breivik, his attorneys: Mr. Geir Lippestad and Ms. Baera; and Ms. Siv Hallgren, Ms. Yvonne Mette Larsen and Mr. Frode Elgesem (attorney's liaison for all attorneys representing victims families), Prosecutors Svein Holden and Inga Bejer Engh are all well aware of the Application for Review.

[2] Notifications to Norwegian Foreign Press Association (FPA)

The Norwegian Foreign Press Association[7] as well as all their members, which include journalists from Reuters, Agence France Presse (AFP), Associated Press (AP), Al Arabija, Al Jazeera, BBC, Bloomberg, Globe and Mail, Xinhua, Die Welt, Irish Times, Himalayan Times, Itar-Tass, etc., were notified by 13:00 hrs (GM+2) on 07 September 2012 of aforementioned information, that:

(A) Application for Review of Breivik Judgement filed with Norway Supreme Court;

(B) Complaint filed with Parliamentary Ombudsman against Supreme Court, for slow case processing;

(C) Pending Judicial Ethics violation complaint against Judge Wenche Arntzen.

Respectfully Submitted

Lara Johnstone
Radical Honoursty EcoFeminist
Habeus Mentem: Right 2 Legal Sanity
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Encl: [A] Norway Supreme Court: Application for Review of Breivik Judgement: Filing Sheet + Supreme Court Registrar Slow Case Processing to Parl. Ombudsman.
[B] Notice from Supv. Committee for Judges: Pending Complaint against Judge Arntzen + Encl.

[3] http://issuu.com/js-ror/docs/120530_tilsynsutvalget_arntzen?mode=window&viewMode=doublePage

[4] http://ecofeminist-v-breivik.weebly.com/12-072-judge-wenche-arntzen.html

[5] Convention on Access to Information, Public Participation in Decisioin-making and Access to Justice in Environmental Matters http://www.unece.org/fileadmin/DAM/env/pp/documents/cep43e.pdf

[6] The rule of law requires legislation (or judgements or court officials decision-making) to be adequately accessible and sufficiently precise to enable people to regulate their affairs in accord with the law (Lithgow & others v United Kingdom).
Lithgow & others v. United Kingdom (1986) * EHRR 329 § 110 http://www.unhcr.org/refworld/publisher,ECHR,,GBR,3ae6b7230,0.html

[7] http://www.fpanorway.com/2008/08/members.html

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The Associated Press, Oslo | World | Fri, September 07 2012, 8:45 PM

A- A A+

Anders Behring Breivik's lawyers say the far-right gunman has stuck to his decision not to appeal a terror conviction and prison sentence for bomb and shooting attacks that killed 77 people.

That means the legal process for Norway's worst peacetime massacre is formally over.

At his sentencing two weeks ago, Breivik said he wouldn't challenge the ruling and his lawyer Geir Lippestad told reporters he had not changed his mind Friday, the deadline for an appeal.

The 33-year-old Norwegian now starts serving his 21-year prison term, which can be extended for as long as the self-described "militant nationalist" is considered a danger to society.

Breivik shocked Norway on July 22, 2011, when he set off a bomb in Oslo and then opened fire at the Labor Party's youth camp.

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