

THE INTERNATIONAL CRIMINAL TRIBUNAL FOR THE FORMER YUGOSLAVIA

Case Number IT-02-53-PT

THE PROSECUTOR OF THE TRIBUNAL AGAINST

**VIDOJE BLAGOJEVIC
DRAGAN OBRENOVIC
DRAGAN JOKIC**

JOINDER INDICTMENT

The Prosecutor of the International Criminal Tribunal for the former Yugoslavia, pursuant to her authority under Article 18 of the Statute of the Tribunal, charges:

VIDOJE BLAGOJEVIC DRAGAN OBRENOVIC

with **COMPLICITY IN GENOCIDE, CRIMES AGAINST HUMANITY, and VIOLATIONS OF THE LAWS OR CUSTOMS OF WAR**, as set forth herein, and

DRAGAN JOKIC

with **CRIMES AGAINST HUMANITY and VIOLATIONS OF THE LAWS OR CUSTOMS OF WAR**, as set forth herein:

THE ACCUSED

1. **VIDOJE BLAGOJEVIC** was born in the Bratunac Municipality on 22 June 1950. He rose to the rank of Lieutenant Colonel in the Army of the Socialist Republic of Yugoslavia (JNA). On 1 June 1992, during the armed conflict in Bosnia and Herzegovina, he became the commander of the Zvornik Brigade, a newly formed unit of the Army of Republika Srpska (VRS). He later served on VRS Drina Corps Staff, and served for several months as the acting Chief of Staff/Deputy Commander of the Bratunac Brigade in 1993. In May 1995, he was appointed the Commander of the 1st Bratunac Light Infantry Brigade (Bratunac Brigade). His brigade was responsible for the security of the territory opposite the northern, eastern and southern boundaries of the Srebrenica “safe area” and directly participated in the actual capture of the Srebrenica “safe area”. He was working on the General Staff of the Army of the Republika Srpska in August 2001 when he was arrested.

SUPERIOR AUTHORITY / POSITION OF THE ACCUSED

2. During the VRS attack on the Srebrenica “safe area” and the subsequent killings and executions of Bosnian Muslim men, **VIDOJE BLAGOJEVIC** was a Colonel in command of the Bratunac Brigade and was present in Bratunac Brigade zone of responsibility exercising command through at least 17 July 1995; after 17 July he lead a battalion of his troops as part of a VRS operation attacking the Muslim enclave of Zepa. After the fall of Zepa, he returned to the Bratunac zone of responsibility where he remained until 22 September 1995. On that day, the Bratunac Brigade was attached to the Sarajevo-Romanjia Corps (SRK). Despite this attachment, however, he did not

remain exclusively in the sector of SRK, but frequently travelled back to his brigade's garrison location in Bratunac. He remained the Bratunac Brigade Commander until mid-1996 when he was re-assigned to the VRS Main Staff, later named the VRS General Staff.

3. As a brigade commander he was responsible for planning, directing and monitoring the activities of all the subordinate formations of his brigade, in accordance with the directives received from his higher command at the Corps and Main Staff levels.

THE ACCUSED

4. **DRAGAN OBRENOVIC** was born on 12 April 1963 in the Bosnian Serb village of Matino-Brdo (Rogatica). When armed conflict broke out in Bosnia and Herzegovina, he held the rank of Captain in the Armour and Mechanised Forces Branch of the JNA and was garrisoned in the Zvornik Municipality. From December 1992 through November 1996, he was Chief of Staff/Deputy Commander of the 1st Zvornik Infantry Brigade (Zvornik Brigade) of the VRS. He was promoted from the rank of Major to the rank of Lieutenant Colonel in December 1995. On 29 April 1996, **DRAGAN OBRENOVIC** became the Acting Commander of the 303rd Motorised Brigade and in August 1998, he was appointed Commander of the 503rd Motorised Brigade in Zvornik. These two brigades had formerly been designated as the Zvornik Brigade.

SUPERIOR AUTHORITY / POSITION OF THE ACCUSED

5. On 1 July 1995, **DRAGAN OBRENOVIC** was a Major and held the position of Chief of Staff of the Zvornik Brigade. As Chief of Staff he was responsible for directing the activities of the Brigade Staff. He was responsible for monitoring, controlling, and organising the activities of all units and activities within the Brigade zone of responsibility, to give supplementing orders to ensure implementation of the Commander's orders and act as primary adviser to his Brigade Commander.

6. As Chief of Staff, he was concurrently the Brigade Deputy Commander, where, in the absence of his Commander he was in charge of the Zvornik Brigade and had the right to give assignments to subordinates.

7. When the Srebrenica operation began on 6 July 1995, Vinko Pandurevic, the Commander of the Zvornik Brigade, was absent on other duties outside the Zvornik Brigade zone of responsibility and **DRAGAN OBRENOVIC**, as the Deputy Commander, was in charge of the Zvornik Brigade on 6 July 1995 through mid-day 15 July 1995 when Vinko Pandurevic returned to the Zvornik Brigade area. **DRAGAN OBRENOVIC** resumed his duties as Chief of Staff from mid-day of 15 July 1995.

8. **DRAGAN OBRENOVIC** became Acting Commander of the Zvornik Brigade from 4 August to 16 September 1995 and again from 18 September to 24 September 1995. On 29 April 1996, **DRAGAN OBRENOVIC** became Acting Commander of the 303rd Motorised Brigade and remained as such until August 1998, when he was appointed Commander of the 503rd Motorised Brigade in Zvornik. These Brigades were formerly designated as the Zvornik Brigade.

THE ACCUSED

9. **DRAGAN LJUBOMIR JOKIC** was born on 20 August 1957 in the Bosnian Serb village of Grbavci in the Zvornik Municipality. He attended the military school for non-commissioned officers and the Military Academy. He completed a battalion commander's course in engineering.

He joined the Zvornik Brigade at the beginning of the war in 1992, when the brigade was formed, and remained until after the war. During the time period relevant to the Joinder Indictment, he was the Chief of Engineering of the 1st Zvornik Infantry Brigade and held the rank of Major. Prior to his detention in The Hague he was a Lieutenant Colonel working for the VRS 5th Corps located in Sokolac, Bosnia and Herzegovina.

POSITION OF THE ACCUSED

10. In July 1995, **DRAGAN JOKIC** held the rank of Major with the position Chief of Engineering of the Zvornik Brigade. As Chief of Engineering he was a member of the Zvornik Brigade staff, and was the advisor to the Zvornik Brigade Commander and to the Chief of Staff/Deputy Commander for matters relating to Engineering Services such as defence works, mining activities, road construction and excavation projects. He was also responsible for planning, directing, organising and monitoring the activities of the Zvornik Brigade Engineering Company, and was empowered to issue orders to the Engineering Company which implemented the directives of the Brigade Commander and/or the Chief of Staff/Deputy Commander.

11. In addition, **DRAGAN JOKIC** was the Duty Officer of the Zvornik Brigade for a 24 hour period from the morning of 14 July 1995 through the morning of 15 July 1995. In that capacity, he was the designated representative of the Brigade Commander or Chief of Staff/Deputy Commander, and remained present at the Brigade Headquarters during this period of duty. In that regard, operational orders from the Superior Command (Drina Corps and Main Staff) passed through him, and reports from the Zvornik Brigade to the Superior Command were either written by him, or relayed through him. In the event that the Commander or Chief of Staff was temporarily absent from the Headquarters during the duty period, the Duty Officer would ensure that their orders to subordinates were sent, and reports from these subordinates were received in a timely manner. These reports would be relayed by the Duty Officer to the Commander or Chief of Staff/Deputy Commander as required. The Duty Officer is the central point of co-ordination and communications for the Zvornik Brigade zone of responsibility.

CRIMINAL RESPONSIBILITY OF THE ACCUSED

12. **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC** and **DRAGAN JOKIC** are individually responsible for the crimes alleged against them in this Joinder Indictment, pursuant to Article 7(1) of the Tribunal Statute. Individual criminal responsibility includes committing, planning, instigating, ordering or otherwise aiding and abetting in the planning, preparation or execution of any crimes referred to in Articles 2 to 5 of the Tribunal Statute. By using the word “committed” in this Joinder Indictment, the Prosecutor does not intend to suggest that any of the accused physically perpetrated any of the crimes charged personally.

13. **VIDOJE BLAGOJEVIC** is also criminally responsible as commander for the acts of his subordinates pursuant to Article 7(3) of the Tribunal Statute if he knew or had reason to know that his subordinates were about to commit such acts or had done so and he failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators thereof.

14. **DRAGAN OBRENOVIC**, during the time periods when he was the Deputy Commander, Acting Commander or Commander, is criminally responsible for the acts of his subordinates pursuant to Article 7(3) of the Statute of the Tribunal if he knew or had reason to know that his subordinates were about to commit criminal acts or had done so and he failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators thereof.

JOINT CRIMINAL ENTERPRISE

15. **VIDOJE BLAGOJEVIC, DRAGAN OBRENOVIC** and **DRAGAN JOKIC**, together with other VRS and MUP officers and units, as identified in this Joinder Indictment, were members of and knowingly participated in a Joint Criminal Enterprise, the common purpose of which was: to forcibly transfer the women and children from the Srebrenica enclave to Kladanj, on 12 July and 13 July 1995; and to capture, detain, summarily execute by firing squad and bury thousands of Bosnian Muslim men and boys aged 16 to 60 from the Srebrenica enclave from 12 July 1995 until and about 19 July 1995. The last known primary burial of Srebrenica victims occurred on or about 19 July 1995 in Glogova. The initial plan was to summarily execute more than 1000 Bosnian Muslim men and boys, aged 16-60, who were separated from the group of Bosnian Muslims in Potocari on 12 and 13 July. On 12 July, this plan was broadened to include the summary execution of over 6000 men and boys, aged 16 to 60, who were captured from the column of Bosnian Muslim men escaping the Srebrenica enclave on 12 July through about 19 July 1995. Most of these men and boys from the column were captured along the Bratunac/Milici road on 13 July 1995. While the Joint Criminal Enterprise contemplated organised and systematic executions, it was foreseeable that opportunistic criminal acts, such as those described in this Joinder Indictment, would be carried out by VRS and MUP forces during and after the Joint Criminal Enterprise. VRS and MUP forces carried out such opportunistic criminal acts from 12 July 1995 to about 1 November 1995. The implementation of this Joint Criminal Enterprise resulted in the summary execution of over 7000 Bosnian Muslim men and boys from the Srebrenica enclave. **VIDOJE BLAGOJEVIC, DRAGAN OBRENOVIC, and DRAGAN JOKIC** possessed the criminal intent and state of mind required for the commission of the individual crimes charged in the Joinder Indictment, and their acts significantly assisted and facilitated the commission of the crimes. The specific acts and responsibilities of **VIDOJE BLAGOJEVIC, DRAGAN OBRENOVIC, AND DRAGAN JOKIC** pursuant to this Joint Criminal Enterprise are described as follows in the Joinder Indictment: **VIDOJE BLAGOJEVIC**, paragraphs 15-17, 19-25, 25.1-25.12, 26-27, 27.1-27.7, 28-29, 29.1-29.3, 30, 32-33, 40, and 42; **DRAGAN OBRENOVIC**, paragraphs 15-17, 19, 21-25, 25.4-25.12, 26-27, 27.2-27.7, 28-29, 29.1-29.3, 31-33, and 40; and **DRAGAN JOKIC**, paragraphs 15-17, 21-25, 25.6, 25.8,-25.12, 26-27, 27.2-27.5, 27.7, 29, 29.1-29.3, 32-33, and 40.

16. The Joint Criminal Enterprise, of which **VIDOJE BLAGOJEVIC, DRAGAN OBRENOVIC, and DRAGAN JOKIC** were key members and participants, was conceived and designed by General Ratko Mladic and others on 11 and 12 July 1995, and administered and carried out by members of the VRS and MUP forces through the time period and by the means alleged in this Joinder Indictment.

17. Members of this Joint Criminal Enterprise included: General Ratko Mladic, the Commander of the VRS, General Milenko Zivanovic, Commander of the Drina Corps through about 2000 hours on 13 July 1995; General Radislav Krstic, Chief of Staff/Deputy Commander through about 2000 hours on 13 July 1995 and thereafter Commander of the Drina Corps; **VIDOJE BLAGOJEVIC**, Commander of the Bratunac Brigade; Vinko Pandurevic, Commander of the Zvornik Brigade; **DRAGAN OBRENOVIC**, Deputy Commander of the Zvornik Brigade; Colonel Ljubisa Beara, Chief of Security of the Main Staff; Lieutenant Colonel Vujadin Popovic, Chief of Security of the Drina Corps; Momir Nikolic, Assistant Commander for Security and Intelligence, Bratunac Brigade; **DRAGAN JOKIC**, Chief of Engineering of the Zvornik Brigade and various other individuals and military and police units, including but not limited to the following:

Drina Corps Units

Elements of the Bratunac Brigade

Elements of the Zvornik Brigade
Elements of the Vlasenica Brigade
Elements of the 5th Engineering Battalion

Main Staff Units

Elements of the 10th Sabotage Detachment
Elements of the 65th Protection Regiment

MUP Units

Elements of the Republika Srpska "Special Police"
Elements of the Bratunac Municipal Police
Elements of the Milici Municipal Police
Elements of the Zvornik Municipal Police

A detailed summary of the military structure of the VRS is affixed to this Joinder Indictment as Annex A.

18. The allegations concerning criminal liability and the Joint Criminal Enterprise contained in preceding paragraphs are realleged and incorporated into each of the charges set forth below.

CHARGES

**COUNT 1
(Complicity to commit Genocide)**

19. Between 11 July 1995 and 1 November 1995, **VIDOJE BLAGOJEVIC** and **DRAGAN OBRENOVIC**, with intent to destroy a part of the Bosnian Muslim people as a national, ethnical, or religious group:

- (a) killed members of the group; and,
- (b) caused serious bodily or mental harm to members of the group.

20. Twice on the evening of 11 July and once on the morning of 12 July 1995, Ratko Mladic and other VRS representatives convened critical meetings at the Hotel Fontana in Bratunac concerning the fate of the refugees who had fled from the Srebrenica enclave to Potocari. Momir Nikolic, Assistant Commander for Security and Intelligence for the Bratunac Brigade, under the command of **VIDOJE BLAGOJEVIC**, attended the first two of these three meetings. During this time period from the late evening of 11 July to the early morning of 12 July 1995, the plan to forcibly transfer the civilian refugee population of Potocari and to murder the Bosnian Muslim males from Potocari was developed by General Mladic, his command staff, and others. Later in the day on 12 July 1995, the plan to murder Bosnian Muslim prisoners was extended to those prisoners captured from the Bosnian Muslim column escaping from the Srebrenica enclave on and after 12 July 1995. **VIDOJE BLAGOJEVIC**, acting in concert with other VRS and MUP commanders and units as identified in this Joinder Indictment, participated in the execution of the plan to forcibly transfer Bosnian Muslims from the Srebrenica enclave. Additionally, **VIDOJE BLAGOJEVIC** knew or had reason to know that his subordinates would and did participate in these criminal acts, and he failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators thereof.

21. On or about 12 July 1995, in the presence of Ratko Mladic, Radislav Krstic, and officers and soldiers from the Bratunac Brigade, MUP, and other units, approximately 50 to 60 buses and trucks arrived near the UN military compound in Potocari. Shortly after the arrival of these vehicles, the forcible transfer process of Bosnian Muslim women and children began. As Bosnian Muslim women, children and men started to board the buses and trucks, VRS and/or MUP soldiers acting in concert, under the command of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and others separated over 1000 Bosnian Muslim men from the women and children and transported these men to temporary detention sites in Bratunac on 12 and 13 July 1995. Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and other commanders knew that these men separated in Potocari would later be summarily executed by VRS and/or MUP units. These Bosnian Muslim men separated in Potocari were in fact later summarily executed in the Zvornik Brigade zone of responsibility from 14 through 16 July, as alleged in this Joinder Indictment, with the full knowledge and active participation of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC**, **DRAGAN JOKIC**, and others. Additionally, **VIDOJE BLAGOJEVIC** and **DRAGAN OBRENOVIC** knew or had reason to know that their subordinates would and did participate in these criminal acts, and they failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators thereof.

22. **VIDOJE BLAGOJEVIC**, acting in concert with other VRS and MUP officers and units in the Joint Criminal Enterprise as identified in this Joinder Indictment, participated in the execution of the plan to capture and murder Bosnian Muslim men from the column of men retreating from the Srebrenica enclave on or after 12 July 1995. Bratunac Brigade troops under the command and control of **VIDOJE BLAGOJEVIC**, acting in concert with other VRS and/or MUP units in furtherance of the Joint Criminal Enterprise, participated in the capture of men from the column. Approximately 6000 Bosnian Muslim prisoners were captured on 13 July 1995 and taken to the same temporary detention sites in and around Bratunac as those men separated from Potocari. Members of the Bratunac Brigade Military Police under the command and control of **VIDOJE BLAGOJEVIC** participated in the guarding of the prisoners and the escort of those prisoners to holding and execution sites in the Zvornik Brigade zone of responsibility. These Bosnian Muslim prisoners were later summarily executed in the Zvornik Brigade zone of responsibility from 14 July through 16 July 1995, with the full knowledge of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC**, **DRAGAN JOKIC**, and others, as alleged in this Joinder Indictment. Additionally, **VIDOJE BLAGOJEVIC** and **DRAGAN OBRENOVIC** knew or had reason to know that their subordinates would and did participate in these criminal acts, and they failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators thereof.

23. **DRAGAN OBRENOVIC**, acting in concert with other VRS and MUP officers and units in the Joint Criminal Enterprise as identified in this Joinder Indictment, participated in the execution of the plan to capture and murder over 6000 Bosnian Muslim men from the Srebrenica enclave on or after 12 July 1995. Between 13 and 16 July 1995, the Zvornik Brigade Military Police, under the command and control of **DRAGAN OBRENOVIC**, was involved in scouting the detention sites for the Bosnian Muslim prisoners to be executed in the Zvornik Brigade zone of responsibility. Between 14 and 16 July 1995, Bosnian Muslim prisoners were transported to these detention and execution sites in the Zvornik Brigade zone of responsibility, where they were guarded and subsequently executed by members of the Zvornik Brigade, acting in concert with other VRS and MUP units and under the command and control of Ratko Mladic, Radislav Krstic, Vinko Pandurevic, **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC**, and others, as alleged in this Joinder Indictment. These Bosnian Muslim prisoners were executed with the full knowledge of Ratko Mladic, Radislav Krstic, Vinko Pandurevic, **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC**, **DRAGAN JOKIC**, and others, as alleged in this Joinder Indictment. Additionally, **VIDOJE BLAGOJEVIC** and **DRAGAN OBRENOVIC** knew or had reason to know that their

subordinates would and did participate in these criminal acts, and they failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators thereof.

24. **VIDOJE BLAGOJEVIC**, acting in concert with other VRS and MUP officers and units in the Joint Criminal Enterprise as identified in this Joinder Indictment, planned, instigated, ordered or otherwise aided and abetted in the planning, preparation or execution of a planned and organised mass execution and burial of thousands of captured Bosnian Muslim men from the Srebrenica enclave from about 11 July through about 19 July 1995. From about 12 July through about 19 July 1995, **DRAGAN OBRENOVIC**, and **DRAGAN JOKIC**, and other VRS and MUP officers and units, as identified in this Joinder Indictment, planned, instigated, ordered or otherwise aided and abetted in the planning, preparation or execution of a planned and organised mass execution and burial operation of thousands of captured Bosnian Muslim men from the Srebrenica enclave. Additionally, **VIDOJE BLAGOJEVIC** and **DRAGAN OBRENOVIC** knew or had reason to know that their subordinates would and did participate in these criminal acts, and they failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators thereof.

25. The wide-scale and organised killing and burial of Bosnian Muslim men, implemented and overseen by **VIDOJE BLAGOJEVIC, DRAGAN OBRENOVIC, AND DRAGAN JOKIC** as referred to above, by VRS and MUP officers and units in the Joint Criminal Enterprise acting in concert with each other and under the command and control of Ratko Mladic, Radislav Krstic, Vinko Pandurevic, **VIDOJE BLAGOJEVIC, DRAGAN OBRENOVIC, DRAGAN JOKIC**, and others as described in this Joinder Indictment, occurred in several different locations in and around Srebrenica and Zvornik from 12 July 1995 until about 19 July 1995, including:

Bratunac, Milici, and Vlasenica Brigades Zone of Responsibility

25.1 **Potocari:** On 12 July 1995, in between the Zinc Factory and “Alija’s” house, VRS and/or MUP soldiers, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and others, summarily executed by decapitation approximately eighty to one hundred Bosnian Muslim men. The bodies were then taken away on a truck. All of these Bosnian Muslim men had been taken prisoner from among the group of Bosnian Muslims in Potocari by VRS and/or MUP soldiers working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and others.

25.2 **Jadar River:** On 13 July 1995, at approximately 1100 hours, a small squad of soldiers consisting of at least one Bratunac police officer (Bratunac MUP), working together in furtherance of the Joint Criminal Enterprise with individuals and units of the VRS and/or MUP, all under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and others, captured approximately 16 Bosnian Muslim men from the column of men retreating from the Srebrenica enclave, transported them from Konjevic Polje to an isolated area on the bank of the Jadar River in the Milici Brigade zone of responsibility and summarily executed them. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and others.

25.3 Cerska Valley: On 13 July 1995, in the early afternoon hours, VRS and/or MUP soldiers working together in furtherance of the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and others transported about 150 Bosnian Muslim men to an area along a dirt road in the Cerska Valley about three (3) kilometres from Konjevic Polje, in the Milici Brigade zone of responsibility, summarily executed them, and using heavy equipment, covered them with dirt. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC** and others.

25.4 Kravica Warehouse: On 13 July 1995, in the early evening hours, VRS and/or MUP soldiers, working together, in furtherance of the Joint Criminal Enterprise, all under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and others summarily executed over 1000 Bosnian Muslim men detained in a large warehouse in the village of Kravica in the Bratunac Brigade zone of responsibility. The soldiers used automatic weapons, hand grenades and other weaponry to kill the Bosnian Muslims inside the warehouse. On 14 July 1995, heavy equipment arrived and removed the victims' bodies to a large mass grave located in the nearby village of Glogova and Ravnice in the Bratunac Brigade zone of responsibility. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the control of **VIDOJE BLAGOJEVIC**. This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **DRAGAN OBRENOVIC** was a member by at least the early evening hours of 13 July 1995.

25.5 Tisca: Throughout the day on 13 July 1995, VRS and/or MUP soldiers, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, **VIDOJE BLAGOJEVIC** and others, transported Bosnian Muslim women and children who had been separated from male members of their families in Potocari, to an area near Tisca village in the Vlasenica zone of responsibility. Most of the Bosnian Muslim women and children forcibly transferred to Tisca were permitted to cross into Bosnian Muslim territory. However, VRS soldiers from the Vlasenica Brigade of the Drina Corps identified and separated some of the remaining Bosnian Muslim men and boys aged 16 to 60 and some of the Bosnian Muslim women from this group at Tisca. Throughout the day on 13 July 1995, VRS soldiers from the Vlasenica Brigade, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic and others, forced the selected Bosnian Muslim men and women to walk to a nearby school, where they were taunted and assaulted by VRS soldiers. On or about the evening of 13 July 1995 and the day of 14 July 1995, VRS and/or MUP soldiers, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic and others, loaded 25 Bosnian Muslim men from the school onto a truck, drove them to an isolated pasture nearby, and summarily executed them with automatic weapons. These Bosnian Muslim men had been inadvertently allowed to board buses filled with women and children in Potocari by soldiers working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and others.

This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **DRAGAN OBRENOVIC** was a member by at least the early evening hours of 13 July 1995.

Zvornik Brigade Zone of Responsibility

25.6 Orahovac (near Lazete): In the late evening hours of 13 July and during the day of 14 July 1995, VRS military personnel from the Military Police Company of the Bratunac Brigade under the command of **VIDOJE BLAGOJEVIC** and , working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and others, transported hundreds of Bosnian Muslim males from in and around Bratunac, in the Bratunac Brigade zone of responsibility, to the Grbavci School in the village of Orahovac, in the Zvornik Brigade zone of responsibility. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave or separated in Potocari by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC** and others. On 14 July 1995, VRS military personnel from the Military Police Company of the Zvornik Brigade working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic and **DRAGAN OBRENOVIC**, guarded and blindfolded the Bosnian Muslim males detained at the Grbavci School. On the early afternoon of 14 July 1995, VRS military personnel transported the Bosnian Muslim males from the school at Grbavci to a nearby field. Once there, VRS military personnel from the 4th Battalion of the Zvornik Brigade, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, and **DRAGAN OBRENOVIC**, ordered the Bosnian Muslim males off the trucks and summarily executed them with automatic weapons. Approximately 1000 Bosnian Muslim males were killed. On 14 and 15 July 1995, VRS military personnel from the Zvornik Brigade Engineering Company, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, and **DRAGAN OBRENOVIC**, used heavy equipment to bury the victims in mass graves at the execution site, while the executions continued. On the evening of 14 July, lights from the engineering machinery illuminated the execution and burial sites during the executions. **DRAGAN OBRENOVIC**, as Chief of Staff/Deputy Commander of the Zvornik Brigade, commanding the Zvornik Brigade in the absence of the Commander, exercised command, control and co-ordination duties associated with the execution and burial operation described in this paragraph. **DRAGAN JOKIC**, as Chief of Engineering of the Zvornik Brigade, assisted in the planning, monitoring, organising and carrying out of the burials involved in the murder operation. **DRAGAN JOKIC**, as Brigade Duty Officer on 14 and 15 July 1995, assisted in coordinating communication between VRS officers and commands involving the transportation, detention, execution and burial of Srebrenica Muslims and issued or transmitted reports and updates to superiors on the progress of the overall murder operation.

25.7 The Petkovci School: On 14 July 1995, VRS and/or MUP military personnel, working together, in furtherance of the Joint Criminal Enterprise, with units under the control of **VIDOJE BLAGOJEVIC** and others, transported approximately

1000 Bosnian Muslim males from detention sites in and around Bratunac to the school at Petkovci which was located inside the Zvornik Brigade zone of responsibility. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave or separated in Potocari by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC** and others. On 14 and the early morning hours of 15 July 1995, VRS and/or MUP personnel working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, and others, struck, beat, assaulted and shot with automatic weapons, Bosnian Muslim males being detained at the school. **DRAGAN OBRENOVIC**, as Chief of Staff/Deputy Commander commanding the Zvornik Brigade in the absence of the Commander, exercised command, control and co-ordination duties associated with the detention of prisoners at the Petkovci School.

25.8 The “Dam” near Petkovci: On or about the evening of 14 July 1995 and the early morning hours of 15 July 1995, VRS military personnel from the Zvornik Brigade under the command and control of Ratko Mladic, Radislav Krstic and **DRAGAN OBRENOVIC** including drivers and trucks from the 6th Infantry Battalion and the Zvornik Brigade, transported the surviving members of the group of approximately 1000 Bosnian Muslim males from the school at Petkovci to an area below the Dam near Petkovci, also in the zone of responsibility of the Zvornik Brigade. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave or separated in Potocari by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC** and others. The Bosnian Muslim men were assembled below the Dam and summarily executed by VRS or MUP soldiers with automatic weapons, under the command of Ratko Mladic, Radislav Krstic and others. In the morning of 15 July 1995, VRS military personnel from the Engineering Company of the Zvornik Brigade, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic and **DRAGAN OBRENOVIC**, used excavators and other heavy equipment to bury the victims while the executions continued. **DRAGAN OBRENOVIC**, as Chief of Staff/Deputy Commander of the Zvornik Brigade, commanding the Zvornik Brigade in the absence of the Commander, exercised command, control and co-ordination duties associated with the summary execution and disposal of bodies described in this paragraph. **DRAGAN JOKIC**, as Chief of Engineering of the Zvornik Brigade, assisted in the planning, monitoring, organising and carrying out of the burials involved in the murder operation. **DRAGAN JOKIC**, as Brigade Duty Officer on 14 and 15 July 1995, assisted in coordinating communication between VRS officers and commands involving the transportation, detention, execution and burial of Srebrenica Muslims and issued or transmitted reports and updates to superiors on the progress of the overall murder operation.

25.9 Pilica School: On or about 14 and 15 July 1995, VRS and/or MUP personnel, working together, in furtherance of the Joint Criminal Enterprise, with units under the control of **VIDOJE BLAGOJEVIC** and others, transported approximately 1200 Bosnian Muslim males from detention sites in Bratunac to the school at Pilica, which was located inside the zone of responsibility of the Zvornik Brigade. These

Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave or separated in Potocari by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC** and others. On or about 14 and 15 July 1995, VRS military personnel with automatic weapons, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, **DRAGAN OBRENOVIC**, and others, summarily executed many of the Bosnian Muslim males who had arrived, or were being detained, at the school. On 17 July 1995 VRS military personnel from the “R” Battalion of the Zvornik Brigade, under the command and control of Ratko Mladic, Radislav Krstic and others, retrieved the bodies of the victims from the Pilica School and transported them to the Branjevo Military Farm. On 17 July 1995, the Engineering Company of the Zvornik Brigade, under the command and control of Ratko Mladic, Radislav Krstic, **DRAGAN OBRENOVIC**, and others, using Zvornik Brigade heavy equipment, buried the victims of the Pilica School executions in a mass grave at the Branjevo Military Farm. **DRAGAN OBRENOVIC**, as Chief of Staff/Deputy Commander of the Zvornik Brigade, commanding the Zvornik Brigade in the absence of the Commander, exercised command, control and co-ordination duties associated with the execution described in this paragraph. **DRAGAN JOKIC**, as Chief of Engineering of the Zvornik Brigade, assisted in the planning, monitoring, organising and carrying out of the burials involved in the murder operation.

25.10 Branjevo Military Farm: On the morning of 16 July 1995, VRS military personnel working together, in furtherance of the Joint Criminal Enterprise, with units under the control of **VIDOJE BLAGOJEVIC** and others, transported the remaining members of the group of approximately 1200 Bosnian Muslim males from the Pilica school by bus to the Branjevo Military Farm. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave or separated in Potocari by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC** and others. After the Bosnian Muslim males arrived at the Branjevo Military Farm, they were summarily executed by automatic weapon fire from members of the 10th Sabotage Detachment and the Bratunac Brigade, working together with other individuals and units in the Joint Criminal Enterprise and under the command of Ratko Mladic, Radislav Krstic, and others, with the knowledge and support of **VIDOJE BLAGOJEVIC**. On 17 July 1995, VRS soldiers from the Engineering Company of the Zvornik Brigade, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic and others, using Zvornik Brigade heavy equipment, buried hundreds of victims in a nearby mass grave. **DRAGAN OBRENOVIC**, as Chief of Staff/Deputy Commander of the Zvornik Brigade, acting in his capacity as Chief of Staff upon the return of the Zvornik Brigade Commander, Vinko Pandurevic, assisted in the planning, controlling, monitoring, organising and carrying out of each of the activities set out in this paragraph. **DRAGAN JOKIC**, as Chief of Engineering of the Zvornik Brigade, assisted in the planning, monitoring, organising and carrying out of the burials involved in the murder operation.

25.11 Pilica Cultural Centre: On 16 July 1995, VRS military personnel from the

Bratunac Brigade, under the command of Ratko Mladic, Radislav Krstic, Vinko Pandurevic, **VIDOJE BLAGOJEVIC** and others, after participating in the Branjevo Military Farm executions, travelled a short distance to the village of Pilica and with automatic weapons, summarily executed approximately 500 men inside the Pilica Cultural Centre. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave or separated in Potocari by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC** and others. On 17 July 1995 VRS military personnel from the "R" Battalion of the Zvornik Brigade, under the command and control of Ratko Mladic, Radislav Krstic and others, retrieved the bodies of the victims from the Pilica Cultural Centre and transported them to the Branjevo Military Farm. On 17 July 1995, the Engineering Company of the Zvornik Brigade, under the command and control of Ratko Mladic, Radislav Krstic and others, using Zvornik Brigade heavy equipment, buried the victims of the Pilica School executions in a mass grave at the Branjevo Military Farm. **DRAGAN OBRENOVIC**, as Chief of Staff/Deputy Commander of the Zvornik Brigade, acting in his capacity as Chief of Staff upon the return of the Zvornik Brigade Commander, assisted in the planning, controlling, monitoring, organising and carrying out of each of the activities set out in this paragraph. **DRAGAN JOKIC**, as Chief of Engineering of the Zvornik Brigade, assisted in the planning, monitoring, organising and carrying out of the burials involved in the murder operation.

25.12 **Kozluk:** On or before 16 July 1995, VRS and/or MUP soldiers, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, Vinko Pandurevic and others, transported about 500 Bosnian Muslim males to an isolated place near Kozluk, in the Zvornik Brigade zone of responsibility, and summarily executed them with automatic weapons. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave or separated in Potocari by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC** and others. On 16 July 1995, VRS soldiers from the Engineering Company of the Zvornik Brigade, working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, Vinko Pandurevic and others, buried the victims of the executions in a mass grave nearby. **DRAGAN OBRENOVIC**, as Chief of Staff/Deputy Commander of the Zvornik Brigade, acting in his capacity as Chief of Staff upon the return of the Zvornik Brigade Commander, assisted in the planning, controlling, monitoring, organising and carrying out of each of the activities set out in this paragraph. **DRAGAN JOKIC**, as Chief of Engineering of the Zvornik Brigade, assisted in the planning, monitoring, organising and carrying out of the burials involved in the murder operation.

26. In addition to and as a result of the above-alleged mass executions planned, prepared, and implemented by the Joint Criminal Enterprise of which **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC** and **DRAGAN JOKIC** were key members and participants, it was foreseeable that opportunistic killings of captured Bosnian Muslim men and boys would occur at the hands of VRS and MUP forces participating in this Joint Criminal Enterprise and acting under the command and control of Ratko Mladic, Radislav Krstic, Vinko Pandurevic, **VIDOJE BLAGOJEVIC**, **DRAGAN**

OBRENOVIC, and others through about 1 November 1995. Such opportunistic killings did in fact occur. **VIDOJE BLAGOJEVIC** and **DRAGAN OBRENOVIC** knew or had reason to know that their subordinates would and did participate in these criminal acts, and they failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators thereof.

27. The opportunistic killings of captured Bosnian Muslim men from the Srebrenica “safe area” by VRS and MUP personnel acting in concert pursuant to the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, Vinko Pandurevic, **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC**, and others, occurred in several different locations in the Bratunac Brigade zone of responsibility, from 12 July through about 1 November 1995. These opportunistic killings were a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC**, and **DRAGAN JOKIC** were members and key participants. Such opportunistic killings in the Bratunac Brigade zone of responsibility included, but are not limited to:

27.1 **Potocari:** On 12 July and 13 July 1995, VRS and/or MUP personnel, working together with other individuals and units in the Joint Criminal Enterprise under the command and control of Ratko Mladic, **VIDOJE BLAGOJEVIC** and others, committed opportunistic killings of Bosnian Muslim males at various locations around the UN compound in Potocari including the following:

- (a) On the morning of the 13 July, the bodies of six Bosnian Muslim women and five Bosnian Muslim men were found in a stream near the UN Compound in Potocari.
- (b) On 12 July, the bodies of nine Bosnian Muslim men who had been shot, were found in the woods near the UN Compound on the Budak side of the main road.
- (c) On 12 July, the bodies of nine or ten Bosnian Muslim males were found about seven hundred metres from the UN Compound behind the White House in a creek.
- (d) On 13 July, one Bosnian Muslim man was taken behind a building near the “White House” and summarily executed.

27.2 **Bratunac:** On 12 and 13 July 1995, VRS and/or MUP soldiers, working together with other individuals and units in the Joint Criminal Enterprise under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC** and others, transported many of the Bosnian Muslims who had been detained in Potocari or captured, by VRS and/or MUP officers and units working together, in furtherance of the Joint Criminal Enterprise, with officers and units under the command and control of **VIDOJE BLAGOJEVIC**, from the column of Bosnian Muslim men retreating from the Srebrenica enclave to locations in and around Bratunac, where they were held in schools, buildings and vehicles parked along the road. VRS and/or MUP military personnel including soldiers from the Bratunac Brigade Military Police Company under the command and control of **VIDOJE BLAGOJEVIC** participated in the guarding of the prisoners detained at these sites. Between 12 July 1995 and the evening of 13 July 1995, VRS and/or MUP soldiers, working together with other individuals and units in the Joint Criminal Enterprise under the command and control of Ratko Mladic, Radislav Krstic, **VIDOJE BLAGOJEVIC**, and others, participated in numerous opportunistic killings of the detained Bosnian Muslim men from the Srebrenica enclave at various locations throughout Bratunac including:

- (a) On 12 July, beginning at approximately 2200 hours and continuing through 13 July, more than 50 Bosnian Muslim men were taken from a hangar behind the Vuk Karadzic elementary school in Bratunac and summarily executed.
- (b) On 13 July, at approximately 2130 hours, two Bosnian Muslim men were taken off a truck in Bratunac town, taken to a nearby garage and summarily executed.
- (c) On 13 July, in the evening, a Bosnian Muslim man who was mentally retarded was taken off a bus parked in front of the Vuk Karadzic elementary school in Bratunac and summarily executed. This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **DRAGAN OBRENOVIC** was a member by at least the early evening hours of 13 July 1995.
- (d) On 13 July, during the day, one Bosnian Muslim man was beaten about the head with a rifle at the Vuk Karadzic School and was subsequently taken away and summarily executed. Numerous other Bosnian Muslim men detained at the Vuk Karadzic elementary school were also summarily executed during the day of 13 July.
- (e) On the evening of 13 July, four young Bosnian Muslim males were taken from the area of the Vuk Karadzic School and were summarily executed. This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **DRAGAN OBRENOVIC** was a member by at least the early evening hours of 13 July 1995.
- (f) Between the evening of 13 July and the morning of 15 July, Bosnian Muslim males were frequently and consistently taken from the Vuk Karadzic elementary school and summarily executed. This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **DRAGAN OBRENOVIC** was a member by at least the early evening hours of 13 July 1995 and of which **DRAGAN JOKIC** was a member by at least 14 July 1995.

27.3 Nova Kasaba: At sometime from 13 July through 27 July 1995 VRS and/or MUP military personnel under the command of Ratko Mladic, Radislav Krstic, and others captured and executed 33 Bosnian Muslim men originally from the Srebrenica enclave, all of whom had been taken prisoner from the column of Bosnian Muslim men retreating from the Srebrenica enclave. At least 26 of the victims were summarily executed after having been placed in two recently dug graves. Twenty-seven of the 33 men had their hands tied behind their backs when they were executed. These graves were located near the village of Nova Kasaba, Grid Reference CP 484 991. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of VIDOJE BLAGOJEVIC and others. This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **DRAGAN OBRENOVIC** was a member by at least the early evening hours of 13 July 1995, and of which **DRAGAN JOKIC** was a member by at least 14 July 1995.

27.4 **Konjevic Polje**: At sometime from 13 July through 27 July 1995, VRS and/

or MUP soldiers under the command and control of Ratko Mladic, Radislav Krstic, and others captured two Bosnian Muslim men originally from the Srebrenica enclave, placed them in a pit near the village of Konjevic Polje, Grid Reference CP 504 001, and summarily executed and buried them. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of **VIDOJE BLAGOJEVIC** and others. This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **DRAGAN OBRENOVIC** was a member by at least the early evening hours of 13 July 1995, and of which **DRAGAN JOKIC** was a member by at least 14 July 1995.

27.5 **Glogova:** At sometime from 17 July through 27 July 1995, VRS and/or MUP soldiers working together with other individuals and units in the Joint Criminal Enterprise and under the command and control of Ratko Mladic, Radislav Krstic, and others, captured 12 Bosnian Muslim men originally from the Srebrenica enclave, tied them together in six pairs, shot each of them in the head, and buried them in a mass grave near the village of Glogova, Grid Reference CP 615 964. These Bosnian Muslim men had been captured from the column of men retreating from the Srebrenica enclave by VRS and/or MUP officers and units in the zone of responsibility of the Bratunac Brigade working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of **VIDOJE BLAGOJEVIC** and others. This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **DRAGAN OBRENOVIC** was a member by at least the early evening hours of 13 July 1995, and of which **DRAGAN JOKIC** was a member by at least 14 July 1995.

27.6 **Kravica Market:** During the night between 13 July and 14 July near a supermarket in Kravica, a VRS and/or MUP soldier under the command of Ratko Mladic and others placed his rifle barrel into the mouth of a Bosnian Muslim prisoner and summarily executed the man; VRS and/or MUP soldiers also struck, beat with rifle butts, and summarily executed Bosnian Muslim prisoners who were detained on trucks near the supermarket. These Bosnian Muslim men were captured and executed by VRS and/or MUP officers and units, working together, in furtherance of the Joint Criminal Enterprise, with units under the command and control of **VIDOJE BLAGOJEVIC** and others. This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **DRAGAN OBRENOVIC** was a member by at least the early evening hours of 13 July 1995.

27.7 **Bratunac Brigade:** At sometime from 12 July through 1 November 1995, the following Bosnian Muslim men from Srebrenica were captured by MUP forces, turned over to and interrogated by Security personnel from the Bratunac Brigade acting under the command and control of **VIDOJE BLAGOJEVIC** and others, and thereafter summarily executed by unknown persons:

- (a) Zazif AVDIC, son of Ramo, date of birth: 15 September 1954.
- (b) Munib DEDIC, son of Emin, date of birth: 26 April 1956.
- (c) Aziz HUSIC, son of Osman, date of birth: 08 April 1966.
- (d) Resid SINANOVIC, son of Rahman, date of birth: 15 October 1949.
- (e) Mujo HUSIC, son of Osman, date of birth: 27 August 1961.
- (f) Hasib IBISEVIC, son of Ibrahim, date of birth: 27 February

1964.

This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **DRAGAN OBRENOVIC** was a member by at least the early evening hours of 13 July 1995, and of which **DRAGAN JOKIC** was a member by at least 14 July 1995.

28. From about 11 July 1995 through about 1 November 1995, **DRAGAN OBRENOVIC**, acting in concert with other VRS and MUP officers and units as identified in this Joinder Indictment, planned, instigated, ordered or otherwise aided and abetted in the planning, preparation or execution of the opportunistic killings in the Zvornik Brigade zone of responsibility of Bosnian Muslim men captured from the Srebrenica “safe area” by VRS and/or MUP military personnel participating in this Joint Criminal Enterprise and acting under the command and control of Ratko Mladic, Radislav Krstic, Vinko Pandurevic, **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC**, and others. **VIDOJE BLAGOJEVIC** and **DRAGAN OBRENOVIC** knew or had reason to know that their subordinates would and did participate in these criminal acts, and they failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators thereof.

29. The opportunistic killings referenced in the above paragraph were a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC**, and **DRAGAN JOKIC** were members and key participants. Such opportunistic killings occurred from about 12 July through about 1 November 1995 at various locations in the Zvornik Brigade zone of responsibility including, but not limited to:

29.1 **Nezuk**: On 19 July 1995, VRS military personnel from the 16th Brigade of the 1st Krajina Corps, re-subordinated to the command of the Zvornik Brigade, all under the command and control of Ratko Mladic, Radislav Krstic and others, captured and with automatic weapons, summarily executed approximately 10 Bosnian Muslim males at a place near Nezuk, in the zone of responsibility of the Zvornik Brigade. **DRAGAN OBRENOVIC**, as Chief of Staff/Deputy Commander of the Zvornik Brigade, acting in his capacity as Chief of Staff upon the return of the Zvornik Brigade Commander, assisted in the planning, controlling, monitoring, organising and carrying out of the overall operation pursuant to which this summary execution occurred. This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **VIDOJE BLAGOJEVIC** was a member by at least 12 July 1995 and of which **DRAGAN JOKIC** was a member by at least 14 July 1995.

29.2 **Zvornik Brigade**: On or about 19 July 1995, the following four Bosnian Muslim men were captured from the column by VRS and/or MUP forces in the Zvornik Brigade zone of responsibility and turned over to Zvornik Brigade Security personnel under the command and control of **DRAGAN OBRENOVIC**:

- (a) Sakib KIVIRIC, son of Salko, date of birth: 24 June 1964.
- (b) Emin MUSTAFIC, son of Rifet, date of birth: 7 October 1969.
- (c) Fuad DJOZIC, son of Senusija, date of birth: 2 May 1965.
- (d) Almir HALILOVIC, son of Suljo, date of birth: 25 August 1980.

On or about 22 July 1995, these four Bosnian Muslim men were interrogated by Zvornik Brigade personnel. Sometime thereafter, these men were summarily executed by unknown persons working together with the Zvornik Brigade Security

personnel. **DRAGAN OBRENOVIC**, as Chief of Staff/Deputy Commander of the Zvornik Brigade, acting in his capacity as Chief of Staff upon the return of the Zvornik Brigade Commander, assisted in the planning, controlling, monitoring, organising and carrying out of the overall operation pursuant to which this summary execution occurred. These executions were a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **VIDOJE BLAGOJEVIC** was a member by at least 12 July 1995 and of which **DRAGAN JOKIC** was a member by at least 14 July 1995.

29.3 **Zvornik Brigade:** On 20 August 1995, Dzemail SALIHOVIC, a Bosnian Muslim from Srebrenica, was captured by forces of the Zvornik Brigade near Kalesija while attempting to cross over to Muslim-held territory. Mr. Salihovic was interrogated by personnel from the Zvornik Brigade and was summarily executed sometime thereafter by unknown persons. **DRAGAN OBRENOVIC**, as Chief of Staff/Deputy Commander of the Zvornik Brigade, acting in his capacity as Chief of Staff upon the return of the Zvornik Brigade Commander, assisted in the planning, controlling, monitoring, organising and carrying out of the overall operation pursuant to which this summary execution occurred. This execution was a natural and foreseeable consequence of the Joint Criminal Enterprise, of which **VIDOJE BLAGOJEVIC** was a member by at least 12 July 1995 and of which **DRAGAN JOKIC** was a member by at least 14 July 1995.

30. Before, during and after the killings and mass executions which occurred from 12 July until about 1 November 1995, **VIDOJE BLAGOJEVIC**, as Commander of the Bratunac Brigade, as previously described in this Joinder Indictment, knew or should have known that his subordinates would and did participate in these criminal acts, and failed to prevent or punish any of those responsible for carrying out the assaults, executions and burials in the Bratunac and Zvornik Brigade zone of responsibility.

31. Before, during and after the killings and mass executions which occurred from 12 July until about 1 November 1995, **DRAGAN OBRENOVIC**, when he was in charge of and subsequently commanding the Zvornik Brigade as previously described in this Joinder Indictment, knew or should have known that his subordinates would and did participate in these criminal acts, and failed to prevent or punish any of those responsible for carrying out the assaults, executions and burials in the Zvornik Brigade zone of responsibility.

32. From about 1 August 1995 through about 1 November 1995, VRS units participated in an organised and comprehensive effort to conceal the killings and executions in the Zvornik and Bratunac Brigade zones of responsibility by reburying bodies exhumed from initial mass graves at the following locations: Branjevo Military Farm; Kozluk; the "Dam" near Petkovci; Orahovac; and Glogova; and transferring them to secondary graves at: twelve sites along the Cancari Road (containing bodies from Branjevo Military Farm and Kozluk); four sites near Liplje (containing bodies from the "Dam" near Petkovci); seven sites near Hodzici (containing bodies from Orahovac); and seven sites near Zeleni Jadar (containing bodies from Glogova). This reburial operation was a natural and foreseeable consequence of the execution and original burial plan conceived by the Joint Criminal Enterprise, of which **VIDOJE BLAGOJEVIC**, **DRAGAN OBRENOVIC** and **DRAGAN JOKIC** were members and key participants.

33. **VIDOJE BLAGOJEVIC** as Commander of the Bratunac Brigade, **DRAGAN OBRENOVIC**, acting in his capacity as Chief of Staff/Deputy Commander and Acting Commander of the Zvornik Brigade, **DRAGAN JOKIC**, as Chief of Engineering of the Zvornik Brigade, assisted in the

planning, controlling, monitoring, organising and carrying out of the activities described in the above paragraph. Additionally, **VIDOJE BLAGOJEVIC** and **DRAGAN OBRENOVIC** knew or had reason to know that their subordinates would and did participate in these criminal acts, and they failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators thereof.

COUNTS

By his respective acts and omissions described in paragraphs 15-17, 19-25, 25.1-25.12, 26-27, 27.1-27.7, 28-29, 29.1-29.3, and 30, **VIDOJE BLAGOJEVIC** and,

By his respective acts and omissions described in paragraphs 15-17, 19, 21-25, 25.4-25.12, 26-27, 27.2-27.7, 28-29, 29.1-29.3, and 31, **DRAGAN OBRENOVIC**

committed:

COUNT 1: Complicity to commit genocide, punishable under Articles 4(3)(e), 7(1) and 7(3) of the Statute of the Tribunal.

COUNT 2 (Extermination)

34. The Prosecutor re-alleges and reincorporates by reference paragraphs 15-33.

By his respective acts and omissions described in paragraphs 15-17, 19-25, 25.1-25.12, 26-27, 27.1-27.7, 28-29, 29.1-29.3, and 30, **VIDOJE BLAGOJEVIC** committed,

By his respective acts and omissions described in paragraphs 15-17, 19-25, 25.4-25.12, 26-27, 27.2-27.7, 28-29, 29.1-29.3, and 31, **DRAGAN OBRENOVIC** committed, and

By his respective acts and omissions described in paragraphs 15-17, 21-25, 25.6, 25.8-25.12, 26-27, 27.2-27.5, and 27.7, **DRAGAN JOKIC** committed:

COUNT 2: Extermination, a **CRIME AGAINST HUMANITY**, punishable under Articles 5(b), 7(1) and 7(3) of the Statute of the Tribunal, not to include **DRAGAN JOKIC** under Article 7(3).

COUNTS 3-4 (Murder)

35. The Prosecutor re-alleges and reincorporates by reference paragraphs 15-33.

By his respective acts and omissions described in paragraphs 15-17, 19-25, 25.1-25.12, 26-27, 27.1-27.7, 28-29, 29.1-29.3, and 30, **VIDOJE BLAGOJEVIC** committed,

By his respective acts and omissions described in paragraphs 15-17, 19, 21-25, 25.4-25.12, 26-27, 27.2-27.7, 28-29, 29.1-29.3, and 31, **DRAGAN OBRENOVIC** committed, and

By his respective acts and omissions described in paragraphs 15-17, 21-25, 25.6, 25.8-25.12, 26-27, 27.2-27.5, and 27.7, **DRAGAN JOKIC** committed:

COUNT 3: Murder, a **CRIME AGAINST HUMANITY**, punishable under Articles 5 (a), 7(1), and 7(3) of the Statute of the Tribunal, not to include **DRAGAN JOKIC** under Article 7 (3).

COUNT 4: Murder, a **VIOLATION OF THE LAWS OR CUSTOMS OF WAR**, punishable under Articles 3, 7(1), and 7(3) of the Statute of the Tribunal, not to include **DRAGAN JOKIC** under Article 7(3).

**COUNT 5
(PERSECUTIONS)**

36. The Prosecutor re-alleges and reincorporates by reference paragraphs 15-33 above.

37. Beginning on about 11 July 1995 and continuing through about 1 November 1995, **VIDOJE BLAGOJEVIC, DRAGAN OBRENOVIC** and **DRAGAN JOKIC** acting in concert with other VRS and MUP commanders and units as identified in this Joinder Indictment, committed, planned, instigated, ordered, or otherwise aided and abetted the planning, preparation, or execution of a crime against humanity, that is, the persecutions of Bosnian Muslim civilians on political, racial, or religious grounds, in Srebrenica and its surroundings.

38. From 11 July through 13 July 1995, several thousand Bosnian Muslim civilian refugees, including women, children, and some mostly elderly men, remained in and around the UN Compound at Potocari. During this time, they were terrorised by members of the VRS and the MUP acting under the command and control of Ratko Mladic and others.

39. From 12 July 1995 through about 19 July 1995, personal property and effects belonging to the Bosnian Muslim prisoners, including their identification documents and valuables, were confiscated and/or destroyed by members of the VRS and the MUP acting under the command and control of Ratko Mladic and others. This confiscation and/or destruction of personal property and effects occurred in Potocari, at various locations along the Bratunac/Milici road, and at various execution sites.

40. The crime of persecutions was perpetrated, executed, and carried out by or through the following means:

- a) the murder of thousands of Bosnian Muslim civilians, including men, women, children, and elderly persons, as specified in paragraphs 15, 21-25, 25.1-25.12, 26-27, 27.1-27.7, 28-29, and 29.1-29.3;
- b) the cruel and inhumane treatment of Bosnian Muslim civilians, including severe beatings, as specified in paragraphs 25.5, 25.7, 27.6 (not to include **DRAGAN JOKIC**);
- c) the terrorising of Bosnian Muslim civilians, as specified in paragraph 38 (not to include **DRAGAN OBRENOVIC** or **DRAGAN JOKIC**);
- d) the destruction of personal property and effects belonging to the Bosnian Muslims, as specified in paragraph 39; and,
- e) the forcible transfer of Bosnian Muslims from the Srebrenica enclave, as specified in paragraphs 20-21 and 25.5. (Not to include **DRAGAN OBRENOVIC**

or **DRAGAN JOKIC**).

By their respective acts and omissions alleged in the above-enumerated paragraphs and in paragraph 37, **VIDOJE BLAGOJEVIC, DRAGAN OBRENOVIC** and **DRAGAN JOKIC**, committed:

COUNT 5: Persecutions on political, racial and religious grounds, a **CRIME AGAINST HUMANITY**, punishable under Articles 5(h), 7(1), and 7(3) of the Statute of the Tribunal, not to include **DRAGAN JOKIC** under Article 7(3).

**COUNT 6
(FORCIBLE TRANSFER)**

41. The Prosecutor re-alleges and reincorporates by reference paragraphs 15-33 above.

42. Beginning on 11 July 1995 and continuing through the late afternoon of 13 July 1995, **VIDOJE BLAGOJEVIC**, acting together with other VRS and MUP commanders and units as identified in this Joinder Indictment, committed, planned, instigated, ordered, or otherwise aided and abetted the planning, preparation, or execution of a crime against humanity, that is, the Forcible Transfer of Bosnian Muslims from the Srebrenica enclave.

By their respective acts and omissions described in paragraphs 20-21, 25.5, and 42, **VIDOJE BLAGOJEVIC** committed:

COUNT 6: Inhumane acts (Forcible Transfer), a **CRIME AGAINST HUMANITY**, punishable under Articles 5(i), 7(1), and 7(3) of the Statute of the Tribunal.

GENERAL ALLEGATIONS

43. At all times relevant to this Joinder Indictment, a state of armed conflict existed in the Republic of Bosnia and Herzegovina.

44. At all relevant times, the accused were required to abide by the laws and customs governing the conduct of war.

45. All acts and omissions charged as crimes against humanity were part of a widespread or systematic attack directed against the Bosnian Muslim civilian population of Srebrenica and its surroundings.

ADDITIONAL FACTS

46. On 12 May 1992, Momcilo Krajisnik, President of the RS National Assembly executed the following “DECISION ON STRATEGIC OBJECTIVES OF THE SERBIAN PEOPLE IN BOSNIA AND HERZEGOVINA”; this Decision was published in the Official Gazette of the Republika Srpska on 26 November 1993:

“The strategic objectives or priorities of the Serbian people in Bosnia and Herzegovina are to:

1. Establish State borders separating the Serbian people from the other two ethnic communities.
2. Set up a corridor between Semberija and Krajina.
3. Establish a corridor in the Drina river valley, that is, eliminate the Drina as a border separating Serbian States.
4. Establish a border on the Una and Neretva rivers.
5. Divide the city of Sarajevo into Serbian and Bosnian Muslim parts and establish effective State authorities in both parts.
6. Ensure access to the sea for Republika Srpska.”

47. After armed conflict erupted in the Republic of Bosnia and Herzegovina (“BiH”) in the spring of 1992, Bosnian Serb military and paramilitary forces attacked and occupied cities, towns and villages, including Zvornik, in the eastern part of the country and participated in an ethnic cleansing campaign which resulted in an exodus of Bosnian Muslim civilians to enclaves in Srebrenica, Gorazde and Zepa.

48. **DRAGAN OBRENOVIC**, in his capacity as the Acting Commander of an armour battalion of the former JNA 4th Armour Brigade, worked together with paramilitary leader Zeljko Raznjatovic (also known as “Arkan”) in the attack and take-over of the town of Zvornik on or about 8 April 1992.

49. On 19 November 1992, General Ratko Mladic, the Commander of the VRS Main Staff, issued Operational Directive 04. This Directive, in part, ordered the Drina Corps to “...inflict the heaviest possible losses on the enemy, and force him to leave the Birac, Zepa and Gorazde areas together with the Bosnian Muslim population. First, offer the able-bodied and armed men to surrender, and if they refuse, destroy them.”

50. On 16 April 1993, the Security Council of the United Nations, acting pursuant to Chapter VII of its Charter, adopted Resolution 819, in which it demanded that all parties to the conflict in the Republic of Bosnia and Herzegovina treat Srebrenica and its surroundings as a “safe area” which was to be free from any armed attack or any other hostile act.

51. On 4 July 1994, Lieutenant Colonel Slavko Ognjenovic, then Commander of the Bratunac Brigade, issued a report to all members of the Bratunac Brigade stating in relevant part; “We must continue to arm, train, discipline, and prepare the RS Army for the execution of this crucial task — the expulsion of Muslims from the Srebrenica enclave. There will be no retreat when it comes to the Srebrenica enclave, we must advance. The enemy’s life has to be made unbearable and their temporary stay in the enclave impossible so that they leave the enclave *en masse* as soon as possible, realising that they cannot survive there.”

52. On 8 March 1995, the Supreme Command of the Armed Forces of the Republika Srpska issued Operational Directive 07. In this Directive, Republika Srpska President Radovan Karadzic directed the VRS (specifically the VRS Drina Corps) to “...complete the physical separation of the Srebrenica and Zepa enclaves as soon as possible, preventing even communication between individuals between the two enclaves. By planned and well-thought-out combat operations, create an unbearable situation of total insecurity, with no hope of further survival or life for the inhabitants of Srebrenica or Zepa.”

53. On 2 July 1995, in the Drina Corps operational order for the attack on the Srebrenica enclave, General Milenko Zivanovic ordered that the attack of the enclave should result in “reducing the enclave to its urban area”. The size of the enclave on 2 July 1995 was approximately 58 square

kilometres and the urban area of the enclave was about two (2) square kilometres. Large numbers of the Bosnian Muslim population of the enclave lived outside the urban area of Srebrenica prior to 2 July 1995.

54. On or about 6 July 1995, units of the Drina Corps shelled Srebrenica and attacked Dutch-manned United Nations observation posts which were located in the enclave. The Drina Corps attack on the Srebrenica enclave, including the shelling, continued through 11 July 1995, when forces from the Zvornik Brigade's Drina Wolves, the Bratunac Brigade, the 10th Sabotage Detachment and other units of the VRS entered Srebrenica.

55. The Bosnian Muslim men, women and children who were in Srebrenica after the beginning of the VRS attack took two courses of action. Several thousand women, children and some mostly elderly men fled to the UN Compound in Potocari, located within the enclave of Srebrenica, where they sought the protection of the Dutch battalion. The Bosnian Muslim civilians remained in and around Potocari from 11 July until 13 July 1995, during which time they were terrorised by members of the VRS and the MUP. Thereafter, they were transported by buses and trucks under the control of the VRS to areas outside the enclave.

56. A second group of approximately 15,000 Bosnian Muslim men, with some women and children, gathered at Susnjari village near Srebrenica during the evening of 11 July 1995 and fled, in a huge column, through the woods towards Tuzla. Approximately one-third of this group consisted of armed Bosnian Muslim military personnel. The rest were unarmed military personnel and civilians. The column travelled through the Zvornik Brigade zone of responsibility with significant combat occurring between the column and VRS and MUP forces on the afternoon of 14 July, the day of 15 July, and the morning of 16 July.

57. As alleged above, three critical meetings were conducted at the Hotel Fontana in Bratunac on the evening of 11 July and the morning of 12 July 1995. At the first meeting, held at approximately 2000 hours on 11 July, Ratko Mladic met with other members of the VRS and with the Dutchbat command. The second meeting, held at approximately 2300 hours on 11 July, was attended by Ratko Mladic, Radislav Krstic, and other members of the VRS, as well as members of the Dutchbat command and representatives of the Bosnian Muslim refugees at Potocari. At the third meeting, held at about 1000 hours on 12 July 1995 and attended by Ratko Mladic, Radislav Krstic, Vujadin Popovic, other VRS and Bosnian Serb civilian representatives, Dutchbat officers, and representatives of the Bosnian Muslim refugees at Potocari, Ratko Mladic explained to the group that he would supervise the "evacuation" of refugees from Potocari and that he wanted to see all the Bosnian Muslim men between approximately the ages of 16 and 60 to screen for possible war criminals.

58. On 12 July through about 20 July, Bosnian Serb forces assigned to the Bratunac, Zvornik and Milici Brigades, as well as elements of the 5th Engineer Battalion, the 65th Protection Regiment, MUP municipal forces and MUP Special Police forces, under the command of Ratko Mladic and others, supported by armoured personnel carriers, tanks, anti-aircraft guns and artillery, positioned themselves along the Bratunac/Milici road in an attempt to intercept the column. Thousands of Bosnian Muslims from the retreating column were captured by, or surrendered to, Bosnian Serb military forces under the command and control of Ratko Mladic and others. Over 5,000 Bosnian Muslim prisoners captured in this area were transported to Bratunac and then to the Zvornik Brigade zone of responsibility where they were summarily executed from 14 July through 16 July, as described in this Joinder Indictment.

59. On 16 July 1995, after the VRS suffered serious losses in combat with the Bosnian Muslim

column in the area of Baljkovica, the VRS and BiH commands agreed to a temporary truce to allow the column to pass over to BiH territory in the area of Nezuk. Several thousand members of the column did pass over to BiH territory during the truce period on about 16 and 17 July. However, many hundreds of Bosnian Muslim men from the column were unable to cross over to BiH territory at that time and became trapped behind VRS lines in the Drina Corps zone of responsibility. From about 18 July through about 1 November, the remaining members of the Bosnian Muslim column either eventually escaped over to BiH territory or were captured or killed by the VRS and MUP forces.

60. What limited identification data is available for the victims of the Srebrenica genocide is set forth in Annex B to this Joinder Indictment. Such forensic data positively identifying the victims is presently of limited availability for several reasons including: the fact that many of the victims' identification documents and personal possessions were appropriated prior to their death; the advanced state of decomposition of the bodies at the eventual discovery of the concealed mass graves; and the process by which the perpetrators disinterred the bodies at many of the mass graves using heavy machinery and reburied them *en masse* in still more remote locations, resulting in the severe mutilation, disarticulation, and redistribution of bodies and body parts between primary and secondary graves.

Dated this 22nd day of January 2002
The Hague,
The Netherlands

Carla Del Ponte
Prosecutor