



International Tribunal for the
Prosecution of Persons
Responsible for Serious Violations
of International Humanitarian Law
Committed in the Territory of the
former Yugoslavia since 1991

Case No.: IT-04-84bis-PT

Date: 29 November 2010

Original: English

IN TRIAL CHAMBER II

Before: Judge Bakone Justice Moloto, Pre-Trial Judge

Registrar: Mr. John Hocking

Decision: 29 November 2010

PROSECUTOR

v.

**RAMUSH HARADINAJ
IDRIZ BALAJ
LAHI BRAHIMAJ**

PUBLIC

**DECISION ON MOTION FOR EXTENSION OF TIME TO FILE THE PRE-
TRIAL BRIEF, THE EXHIBIT LIST AND THE WITNESS LIST**

Office of the Prosecutor

Mr. Paul Rogers

Counsel for the Defence:

Mr. Ben Emmerson QC and Mr. Rodney Dixon for Ramush Haradinaj

Mr. Gregor Guy-Smith and Ms. Colleen Rohan for Idriz Balaj

Mr. Richard Harvey and Mr. Paul Troop for Lahi Brahimaaj

THIS TRIAL CHAMBER of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 (“Tribunal”);

BEING SEISED OF the “Motion for extension of time to file the pre-trial brief, the exhibit list and the witness list”, filed confidentially on 26 November 2010 (“Motion”);

NOTING that during the Status Conference held on 23 September 2010 the Pre-Trial Judge ordered the Prosecution to file by 30 November 2010 its pre-trial brief and its lists of witnesses and exhibits pursuant to Rule 65 *ter* of the Rules of Procedure and Evidence (“Rules”);¹

NOTING that in the Motion the Prosecution requested the Pre-Trial Judge to grant an extension of three days, up to and including 3 December 2010, for the Prosecution to file its pre-trial brief and its list of witnesses and exhibits;²

NOTING that Balaj and Brahimaj do not object to the request of the Prosecution³ and that Haradinaj does not object, provided that the Defence is given a reasonable and sufficient time to respond in its Pre-Trial Brief;⁴

CONSIDERING that it is in the interests of justice to grant the extension of time sought by the Prosecution;

PURSUANT TO Rule 127(A) of the Rules,

HEREBY GRANTS the Motion **AND ORDERS** that the Prosecution shall file on or by 3 December 2010 its Pre-Trial Brief and its lists of witnesses and exhibits pursuant to Rule 65 *ter*.

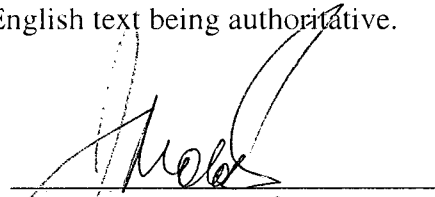
¹ Status Conference, 23 September 2010, T. 6.

² Motion, para. 4.

³ Email correspondence of 26 November 2010.

⁴ Email correspondence of 28 November 2010.

Done in English and French, the English text being authoritative.



Judge Bakone Justice Moloto

Pre-Trial Judge

Dated this twenty-ninth day of November 2010
At The Hague
The Netherlands

[Seal of the Tribunal]