



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-95-5/18-PT

Date: 3 April 2009

Original: English

IN TRIAL CHAMBER III

Before: Judge Iain Bonomy, Pre-Trial Judge

Acting Registrar: Mr. John Hocking

Order of: 3 April 2009

THE PROSECUTOR

v.

RADOVAN KARADŽIĆ

PUBLIC

**ORDER ON PROSECUTION REQUEST FOR LEAVE
TO REPLY TO THE "RESPONSE TO FIRST PROSECUTION MOTION FOR JUDICIAL
NOTICE OF ADJUDICATED FACTS"**

Office of the Prosecutor:

Mr. Alan Tieger
Mr. Mark B. Harmon
Ms. Hildegard Uertz-Retzlaff

The Accused:

Mr. Radovan Karadžić

I, **Iain Bonomy**, Judge 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 “Prosecution Request for Leave to Reply to the ‘Response to First Prosecution Motion for Judicial Notice of Adjudicated Facts’”, filed 3 April 2009 (“Request”);

CONSIDERING that, in the Request, the Prosecution applies pursuant to Rule 126 *bis* of the Rules of Procedure and Evidence of the Tribunal (“Rules”) for leave to reply to the Accused’s “Response to First Prosecution Motion for Judicial Notice of Adjudicated Facts”, filed on 30 March 2009 (“Response”);

NOTING that the Prosecution considers it necessary to address the Accused’s submissions concerning the considerations to be taken into account when assessing whether to take judicial notice and the specific submissions made by the Accused concerning the proposed facts;

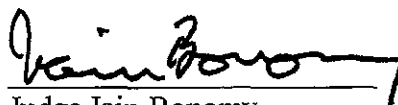
NOTING the Prosecution’s undertaking that the reply would be filed no later than 6 April 2009;

PURSUANT TO Rules 65 *ter* and 126 *bis* of the Rules;

HEREBY:

- (a) **GRANT** the Prosecution leave to reply to the Response; and
- (b) **ORDER** that the reply be filed no later than 6 April 2009.

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


Judge Iain Bonomy
Pre-Trial Judge

Done this third day of April 2009
At The Hague
The Netherlands

[Seal of the Tribunal]