

THE INTERNATIONAL CRIMINAL TRIBUNAL FOR THE FORMER YUGOSLAVIA

CASE NO. IT-02-59-S

**THE PROSECUTOR OF THE TRIBUNAL
AGAINST
DARKO MRDJA**

AMENDED INDICTMENT

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

DARKO MRDJA

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

THE ACCUSED:

1. **Darko MRDJA**, nickname "Dado," son of Milenko, was born on 28 June 1967, in Zagreb, Croatia. He grew up in Tukovi, in the municipality of Prijedor in Bosnia and Herzegovina and had worked at the nearby mine in Omarska. In 1992 during the conflict in Bosnia and Herzegovina he was a member of a special police unit, known as an "Intervention Squad," serving under the Bosnian Serb authorities in Prijedor.

GENERAL ALLEGATIONS

2. On 21 August 1992 an armed conflict was taking place in Bosnia and Herzegovina.

3. The crimes charged in this indictment were part of a widespread and systematic attack on the civilian population, principally Muslim and Croat, of Prijedor municipality.

4. **Darko MRDJA** is individually criminally responsible pursuant to Article 7(1) of the Statute of the Tribunal for the crimes referred to in Articles 3 and 5 of the Statute of the Tribunal as alleged in this indictment, which he planned, instigated, ordered, committed or in whose planning, preparation or execution he otherwise aided and abetted.

5. **Darko MRDJA** on 21 August 1992 was required to abide by the laws and customs governing the conduct of armed conflicts, including the Geneva Conventions of 1949 and the additional protocols thereto.

STATEMENT OF THE FACTS

6. In the spring of 1992 armed conflict broke out in northwestern Bosnia, including the municipalities of Prijedor and Skender Vakuf. Armed forces aligned with the Serbian Democratic

Party ("SDS") who sought to join that territory to the Yugoslavia or to keep it in an independent Serbian state (Republika Srpska) attacked non-Serb civilian populations and battled forces that supported the government in Sarajevo.

7. As part of their efforts to sever territory from Bosnia and Herzegovina, Bosnian Serb forces under the leadership of the SDS carried out widespread and systematic attacks on the civilian population of this region. Non-Serb civilians were detained in various facilities, including the Omarska, Keraterm and Trnopolje camps in Prijedor municipality.

8. On 21 August 1992, a group of non-Serb prisoners detained in the Trnopolje camp were told that they would be "exchanged," and transported to Travnik, a city then under the control of forces loyal to the government of Bosnia and Herzegovina. Buses arrived at the camp that morning and many prisoners boarded the buses.

9. That same morning, many hundreds or perhaps more than a thousand civilian men, women and children gathered in the village of Tukovi, also in Prijedor Municipality. They had also been told that a convoy would be organized that day to Travnik. **Darko MRDJA** was present in Tukovi when the civilians were loaded onto the convoy and was observed to give orders to other police officers present.

10. The two groups of vehicles from Tukovi and Trnopolje joined into one convoy at the town of Kozarac and proceeded in the direction of Travnik. Police or soldiers, including **Darko MRDJA**, accompanied the convoy throughout the journey.

11. After passing the town of Skender Vakuf, the convoy drove over Vlastic Mountain toward the front line. At one point along the mountain road, the convoy stopped in a wooded area. **Darko MRDJA** was present along with several other men in uniforms. He ordered and participated in the separation of a group of military-aged non-Serb men. The remainder of the convoy, consisting largely of women, children and elderly, continued on to Travnik.

12. **Darko MRDJA** and a group of police from his Intervention Squad ordered these non-Serb men, who had been separated, to enter two buses. There were far more men than seats and the prisoners were packed into all available space on the buses. After driving a short distance, the buses stopped at a location called Koricanske Stijene, where there is a sheer rock face on one side of the road and a steep cliff on the other.

13. Prisoners were ordered to leave the bus with their heads down and to kneel at the edge of the cliff. **Darko MRDJA** said, "Here is where we do the exchange, the living for the living, and the dead...."

14. The police began firing their guns at the men. Several jumped or were pushed over the cliff before they were shot and survived the fall. Prisoners from the other bus were then brought off the bus in smaller groups and shot at the edge of the cliff. Witnesses estimate more than two hundred men were killed by the shots or the fall, although the exact number that died is unknown. "Annex A" lists 228 names that were reported to be those of men last seen on this convoy. Twelve men are known to have survived the shooting and the fall.

15. **Darko MRDJA**, was in command of the police unit, planned, organised, aided and abetted and ordered the massacre and he himself shot at least one prisoner.

CHARGES

16. On 21 August 1992, on a road over Vlasic Mountain in the Municipality of Skender Vakuf, Bosnia and Herzegovina, **Darko MRDJA**, acting in concert with others who shared his intent, planned, instigated, ordered, committed, or otherwise aided and abetted the planning, preparation, or execution of the killing of over two hundred men on a convoy originating from Trnopolje and Tukovi and heading for Travnik. Twelve men among those that the accused and his accomplices intended to kill fell or jumped down a cliff and survived the massacre.

17. By the above described conduct, **Darko MRDJA** committed:

COUNT 1:

[Count 1 deleted]

COUNT 2:

MURDER, A VIOLATION OF THE LAWS OR CUSTOMS OF WAR, as recognized by Article 3(1)(a) of the Geneva Convention of 1949, punishable under Articles 3, and 7(1) of the Statute of the Tribunal.

COUNT 3:

INHUMANE ACTS (Attempted Murder), a CRIME AGAINST HUMANITY, punishable under Articles 5(i) and 7(1) of the Statute of the Tribunal.

Graham Blewitt
Deputy Prosecutor

Dated this 4th day of August, 2003
At The Hague
The Netherlands

ANNEX A			
NAMES OF THOSE MISSING FROM 21 AUGUST 1992 CONVOY OVER VLASIC MOUNTAIN			
	Victim's Name	Father's Name	D.O.B.
1	ALIC, Ilijaz	Idriz	12.07.1971
2	ALIC, Mujo	Alija	14.09.1963
3	ALIC, Sead	Rifet	18.03.1963
4	ALISIC, Armin		

5	ALISIC, Edin	Mehmed	16.04.1966
6	ANTUNOVIC, Dominko		
7	ARIFAGIC, Enver	Avdo	19.06.1944
8	ARIFAGIC, Mehmed	Ekrem	03.05.1973
9	AVDIC, Rasim	Suljo	10.04.1939
10	AVDIC, Sead	Ibrahim	08.10.1950
11	AVDIC, Sejad	Ibrahim	11.01.1955
12	BAHONJIC, Esad		
13	BAJRIC, Serif	Ramo	16.12.1941
14	BALIC, Jusuf	Selim	10.01.1951
15	BASIC, Rasim	Muharem	18.07.1941
16	BERISA, Razim	Smail	15.09.1964
17	BESIC, Becir	Adem	07.04.1931
18	BESIC, Beso		
19	BESIC, Mustafa	Ibrahim	10.05.1944
20	BESIC, Nedjib		
21	BESIC, Nermin	Izet	21.09.1969
22	BESIC, Nihad	Meho	22.04.1971
23	BESIC, Sead	Adem	06.12.1965
24	BESIC, Sead	Safet	12.06.1969
25	BESIC, Zilhad	Hamid	01.03.1941
26	BESLAGIC, Suvad	Mustafa	23.07.1965
27	BLAZEVIC, Ahmet	Hamdija	30.09.1962
28	BLAZEVIC, Elvir	Avdo	08.08.1972
29	BLAZEVIC, Esad	Seifija	10.05.1967
30	BLAZEVIC, Fadil	Ibrahim	22.12.1952
31	BLAZEVIC, Fikret	Himzo	04.11.1962
32	BLAZEVIC, Mustafa	Edhem	25.07.1964

33	BLAZEVIC, Serif	Suljo	09.03.1947
34	BLAZEVIC, Sero		
35	BLAZEVIC, Suad		
36	BRKIC, Ako		
37	CAUSEVIC, Besim	Smail	19.08.1952
38	CAUSEVIC, Nedzad	Smail	10.12.1964
39	CAUSEVIC, Nizvet		
40	CERIC, Sulejman	Sadik	10.04.1941
41	CIRKIN, Sulejman		
42	COLIC, Hamdija	Muho	03.12.1961
43	COLIC, Hasan	Dzemal	15.05.1971
44	CORALIC, Emin	Hasan	26.09.1950
45	CRNIC, Uzeir	Dervis	16.07.1937
46	CUSTIC, Hilmija	Mehmed	26.01.1960
47	CUSTIC, Ismet	Mehmed	21.07.1968
48	DERGIC, Admir	Dzemal	04.04.1971
49	DERGIC, Sead		
50	DONLAGIC, Emir	Kemal	15.10.1973
51	DRAGULJIC, Anto		
52	DURACAK, Asim		
53	DURATOVIC, Fadil	Fehim	07.09.1956
54	DUROCAK, Abaz		
55	DUROCAK, Esef		
56	EGIC, Mersud		
57	ELEZOVIC, Edin	Muharem	21.09.1968
58	ELEZOVIC, Elvis		
59	ELEZOVIC, Emir	Muharem	14.01.1970
60	ELEZOVIC, Fahrudin	Kasim	05.06.1947

61	ELEZOVIC, Hajrudin	Salih	20.06.1947
62	ELEZOVIC, Jasmin	Hajrudin	05.03.1971
63	ELEZOVIC, Midhad		
64	ELEZOVIC, Saban	Serif	29.05.1950
65	EMANOVIC, Samir		
66	FAZLIC, Almir	Refik	10.02.1960
67	FAZLIC, Emir	Muharem	30.05.1970
68	FAZLIC, Ismet	Dedo	12.06.1955
69	FAZLIC, Jasim	Ismet	31.05.1950
70	FAZLIC, Mirsad	Ismet	30.07.1963
71	FORIC, Zijad	Rasim	19.11.1954
72	GARIBOVIC, Dervis		
73	GARIBOVIC, Esad		
74	GARIBOVIC, Kemal	Hamdija	12.05.1948
75	GARIBOVIC, Midhet		
76	GARIBOVIC, Samir	Sadik	06.01.1973
77	GARIBOVIC, Sefik	Osman	14.04.1957
78	GARIBOVIC, Taib	Arif	06.06.1958
79	GARIBOVIC, Vasif	Atif	27.08.1957
80	GARIBOVIC, Zuhdija	Emin	15.07.1966
81	GRABIC, Muhamed	Abaz	22.06.1971
82	GRABIC, Mustafa	Meho	02.07.1969
83	GRABIC, Vejsil	Meho	28.03.1971
84	GUTIC, Mirsad	Hasan	15.09.1968
85	HANKIC, Husein	Salih	04.10.1948
86	HASANAGIC, Osman	Hasan	02.04.1957
87	HEGIC, Mesud	Avdo	27.04.1955
88	HEGIC, Mesud	Mehmed	07.11.1957

89	HIRKIC, Ismet	Husein	22.08.1950
90	HIRKIC, Rifet	Husein	16.02.1960
91	HIRKIC, Sefik	Husein	15.06.1966
92	HODZIC, Midhet	Fehim	24.04.1966
93	HODZIC, Mirsad	Hilmija	14.12.1957
94	HODZIC, Rasim	Redzep	25.06.1955
95	HOPOVAC, Hamed	Camil	18.05.1953
96	HOROVIC, Emsud		
97	HOROZOVIC, Emsud	Alija	12.08.1957
98	HRNIC, Harun	Mumin	28.08.1967
99	HRNIC, Jasko		
100	HRUSTIC, Mahmut	Sefer	19.12.1971
101	HRUSTIC, Maso		
102	HUSKANOVIC, Zijad	Muharem	02.01.1966
103	ICIC, Hajro	Huska	13.05.1946
104	ICIC, Sabahudin	Hajro	24.06.1971
105	IRKIC, Ismet		
106	IRKIC, Rifet		
107	IRKIC, Sefik		
108	JAKUPOVIC, Armin	Mustafa	01.07.1967
109	JAKUPOVIC, Dedo	Bego	02.09.1903
110	JAKUPOVIC, Dedo	Mustafa	20.10.1950
111	JAKUPOVIC, Jasmin	Kemal	24.12.1973
112	JAKUPOVIC, Kemal	Jusuf	13.06.1946
113	JASKIC, Fehret	Jasim	31.07.1960
114	JEZERKIC, Ahmet	Avdo	30.12.1952
115	JUJIC, Sulejman		
116	JUSUFAGIC, Edin		

117	JUSUFAGIC, Mesud		
118	JUSUFAGIC, Senad	Latif	11.10.1965
119	JUSUFAGIC, Zijad		
120	KADIRIC, Sejad	Mustafa	24.10.1950
121	KADIRIC, Zuhdija	Meho	01.02.1959
122	KAHRIMANOVIC, Almir	Edhem	11.05.1963
123	KAHRIMANOVIC, Dursum	Fehim	08.01.1958
124	KAHRIMANOVIC, Ermin		
125	KAHRIMANOVIC, Huzeir	Muharem	20.03.1954
126	KAHRIMANOVIC, Mehmed	Sulejman	04.09.1964
127	KAHRIMANOVIC, Rifet	Abid	08.05.1959
128	KAPETANOVIC, Alija	Mustafa	01.08.1970
129	KARABASIC, Dervis	Osman	26.01.1970
130	KARABASIC, Osman	Dervis	05.01.1943
131	KARABASIC, Samir	Dedo	20.06.1972
132	KARABASIC, Sead		
133	KARARIC, Elvir	Kadir	23.02.1976
134	KARARIC, Emir		
135	KARARIC, Hasan	Redzep	13.12.1913
136	KARARIC, Ishak	Ahmet	29.05.1959
137	KARARIC, Kadir	Husein	01.07.1947
138	KARARIC, Zebir		
139	KARBASIC, Dedo		
140	KAUKOVIC, Elvin	Mehmed	01.04.1972
141	KESIC, Adem		
142	KESIC, Hamdo		
143	KESIC, Sefer		

144	KESIC, Senad	Hasan	15.06.1964
145	KILIC, Nihad	Ahmet	18.09.1961
146	KLJAJIC, Meho	Ahmet	01.06.1954
147	KLJAJIC, Sakib	Ahmet	29.06.1962
148	KLJAJIC, Suad	Meho	16.07.1973
149	KRKIC, Ahmet	Salih	23.01.1943
150	KUBURAS, Sabahudin	Casim	04.10.1972
151	KULASIC, Abaz	Omer	01.11.1950
152	KULASIC, Ferzija		
153	KUSURAN, Muamer	Mehmed	25.10.1965
154	MAHMULJIN, Ibrahim	Arif	11.05.1963
155	MAROSLIC, Fikret	Himzo	28.07.1971
157	MAROSLIC, Himzo	Redzo	15.03.1945
158	MAROSLIC, Ramo	Meho	11.10.1941
159	MAROSLIC, Velid	Ramo	28.06.1972
160	MAROSLIC, Zabir		
161	MEDIC, Ejub	Abaz	28.10.1954
162	MEDIC, Sefik	Hilmija	19.09.1949
163	MEHMEDAGIC, Alija	Beco	27.04.1951
164	MEHMEDAGIC, Osman	Husein	12.10.1956
165	MEMIC, Asmir	Meho	27.03.1963
166	MEMIC, Nihad	Sulejman	16.06.1973
167	MERDZIC, Samir	Rizvo	24.07.1970
168	MRKALJ, Himzo	Omer	02.11.1942
169	MUJKANOVIC, Edin	Osman	23.10.1966
170	MUJKANOVIC, Fahrudin	Redzep	26.09.1963
171	MUJKANOVIC, Fikret	Edhem	16.11.1961
172	MUJKANOVIC, Senad	Esad	22.01.1971

173	MUJKANOVIC, Vasif	Mahmut	17.03.1960
174	MURACEHAJIC, Fudo		
175	MURACEHAJIC, Meho		
176	MURANOVIC, Ahmet		
177	MURANOVIC, Samir	Salih	05.08.1968
178	MURATCEHAJIC, Idriz or MURACEHAJIC, Idriz or MURCEHAJIC, Idriz or MURETCEHAJIC, Idriz	Hase or Haso	27.09.1958
179	MURATCEHAJIC, Mehmed	Dervis	12.08.1960
180	MURATCEHAJIC, Mujo		
181	MURCEHAJIC, Fuad	Dervis	28.07.1952
182	MURCEHAJIC, Meho		
183	MUSKANOVIC, Abdulah	Avdo	
184	ORUC, Refik	Osman	28.07.1970
185	PARATUSIC, Zijad	Sulejman	10.10.1954
186	PERVANIC, Mesud	Omer	01.06.1956
187	PICIC, Fehro	Rame	
188	RIZVANCEVIC, Faik	Osman	10.09.1963
189	SABANOVIC, Almir	Resid	14.07.1974
190	SADIC, Nail	Kemal	27.05.1950
191	SAHBAZ, Nijaz		
192	SALDUMOVIC, Jasmin	Mehmed	12.06.1970
193	SALUMOVIC, Bajazit		
194	SELIMOVIC, Said	Hamed	29.08.1968
195	SELIMOVIC, Zilhad	Huska	12.05.1964

196	SINANAGIC, Ermin	Jusuf	26.12.1963
197	SIVAC, Edin	Munib	01.07.1966
198	SIVAC, Merzuk	Ibrahim	30.01.1961
199	SIVAC, Mujo	Salko	03.01.1940
200	SIVAC, Nedzad	Munib	04.07.1971
201	SIVAC, Safet	Dzemal	06.10.1971
202	SIVAC, Zuhdija		
203	SLJIVAR, Omer	Halil	29.06.1963
204	SLJIVAR, Omer	Imsir	03.12.1960
205	SLUJKANOVIC, Fikret	Smajla	
206	SUSIC, Nihad		18.09.1971
207	TADZIC, Zijad	Ibrahim	26.02.1953
208	TALIC, Mehmedalija	Ibrahim	26.07.1953
209	TRNJANIN, Sakib	Bejdo	12.02.1953
210	TRNJANIN, Zijad	Ibrahim	18.08.1946
211	TURKANOVIC, Senad	Hamdija	03.06.1961
212	TURKANOVIC, Suad	Hamdija	26.01.1960
213	VEHABOVIC, Mirsad	Miralem	11.02.1966
214	VEHABOVIC, Seid	Miralem	28.04.1967
215	VELIC, Ekrem	Zuhdija	15.06.1967
216	VELIC, Fadil	Ramo	09.03.1963
217	VELIC, Muhamed	Hasan	19.08.1966
218	VELIC, Zijad	Paso	12.03.1973
219	ZAHIROVIC, Ziko	Husein	22.07.1962
220	ZERIC, Ismet		
221	ZERIC, Ferid	Karanfil	14.05.1959
222	ZERIC, Refik	Idriz	15.08.1955
223	ZERIC, Sakib	Idriz	16.06.1967

224	ZULIC, Esad	Alija	09.05.1957
225	ZULIC, Mesud	Uzeir	08.01.1966
226	ZULIC, Mirsad	Alija	03.11.1961
227	ZULIC, Nedzad	Latif	02.06.1970
228	ZULIC, Suad	Alija	16.03.1965