



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

Case No. IT-01-42-T  
Date: 31 August 2004  
Original: English

**IN TRIAL CHAMBER II**

**Before:** Judge Kevin Parker, Presiding  
Judge Krister Thelin  
Judge Christine Van Den Wyngaert

**Registrar:** Mr. Hans Holthuis

**Decision of:** 31 August 2004

**PROSECUTOR**

v.

**PAVLE STRUGAR**

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**DECISION ON THE DEFENCE MOTION  
FOR AN EXTENSION OF TIME TO FILE FINAL BRIEF**

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**The Office of the Prosecutor:**

Ms. Susan Somers  
Mr. Philip Weiner

**Counsel for the Accused:**

Mr. Goran Rodić  
Mr. Vladimir Petrović

**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 SEIZED** of the Defence motion of 30 August 2004 requesting an extension of time until 3 September 2004 to file its final brief ("Motion");

**NOTING** the deadline of 30 August 2004 set by the Trial Chamber for both parties to file their final briefs,<sup>1</sup>

**NOTING** the reasons for the requested extension of time set forth by the Defence in its Motion, which relate to technical difficulties and unforeseen translation delays,

**NOTING** the Prosecution's response to the motion, communicated orally on 30 August 2004, objecting on the grounds that, were the extension to be granted solely to the Defence, the latter would have the benefit of seeing the Prosecution's arguments before filing its own brief, an advantage not available to the Prosecution,

**NOTING** the Chamber's decision of 30 August 2004, communicated orally, granting the Prosecution permission to timely file its final brief on a confidential and ex-parte basis, such brief to become public immediately upon the filing of the Defence final brief,


**CONSIDERING** that the reasons set forth in the Defence Motion warrant, in the Chamber's view, the extension of time requested,

**FOR THE FOREGOING REASONS,**

**HEREBY GRANTS** the Motion and orders the Defence to file its final brief no later than 1600 hours on 3 September 2004 and **REITERATES** its oral decision of 30 August 2004, allowing the Prosecution to file its final brief on a confidential and ex-parte basis, such brief to become public immediately upon the filing of the Defence final brief.

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

Dated this thirty-first day of August 2004  
At The Hague  
The Netherlands

  
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Judge Kevin Parker  
Presiding

[Seal of the Tribunal]

<sup>1</sup> T. 8528.