



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-08-91-A  
Date: 25 October 2013  
Original: English

**IN THE APPEALS CHAMBER**

**Before:** Judge Theodor Meron, Presiding  
**Registrar:** Mr. John Hocking  
**Order of:** 25 October 2013

**PROSECUTOR**

v.

**MIĆO STANIŠIĆ  
STOJAN ŽUPLJANIN**

***PUBLIC***

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**ORDER ASSIGNING A MOTION TO A JUDGE**

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**The Office of the Prosecutor**

Ms. Helen Brady

**Counsel for Mićo Stanišić**

Mr. Slobodan Zečević and Mr. Stéphane Bourgon

**Counsel for Stojan Župljanin**

Mr. Dragan Krgović and Ms. Tatjana Čmerić

**I, THEODOR MERON**, Judge of the Appeals 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”) and Pre-Appeal Judge in this case;<sup>1</sup>

**NOTING** the Judgement rendered in the case *Prosecutor v. Mićo Stanišić and Stojan Župljanin*, Case No. IT-08-91-T, by Trial Chamber II on 27 March 2013 (“Trial Judgement”);

**BEING SEISED OF** the “Motion on Behalf of Mićo Stanišić Requesting a Declaration of Mistrial” filed by Mićo Stanišić (“Stanišić”) on 23 October 2013 (“First Motion”), in which Stanišić requests that the proceedings against him be immediately discontinued in light of Judge Harhoff’s disqualification from the *Šešelj* case on the basis of bias following a letter published on 13 June 2013 (“Letter”);<sup>2</sup>

**BEING SEISED OF** the “Motion on Behalf of Mićo Stanišić Seeking an Order Granting Provisional Release Until Adjudication of the Motion Requesting a Declaration of Mistrial” filed by Stanišić on 23 October 2013 (“Second Motion”);

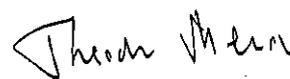
**CONSIDERING**, that references to myself in the Letter give rise to a conflict of interest and that, in accordance with Rule 15(A) of the Rules of Procedure and Evidence of the Tribunal (“Rules”), I shall therefore withdraw from considering the First Motion and the Second Motion;

**PURSUANT** to Rule 15(A) of the Rules;

**HEREBY** refer the First Motion and the Second Motion to the Acting President, Judge Carmel Agius, for appropriate action.

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

Done this 25th day of October 2013,  
At The Hague,  
The Netherlands.



Judge Theodor Meron  
Presiding

[Seal of the Tribunal]

<sup>1</sup> Order Designating a Pre-Appeal Judge, 15 April 2013, p. 1.

<sup>2</sup> See *Prosecutor v. Vojislav Šešelj*, Case No. IT-03-67-T, Decision on Defence Motion for Disqualification of Judge Frederik Harhoff and Report to the Vice-President, 28 August 2013.