



18 June 2010

# ICTY WEEKLY UPDATE – 585

## PROCEDURAL DEVELOPMENTS

### I. OVERVIEW OF COURT PROCEEDINGS

#### **KARADŽIĆ case**

*Trial Chamber III – Judges Kwon (Presiding), Morrison, Baird and Lattanzi (Reserve Judge)*

#### **Continuation of the Prosecution case**

On 15 and 16 June 2010, the following witness testified:

- *Richard Philips (military expert testifying about the Sarajevo-Romanija Corps of the Republika Srpska Army during the relevant period)*

#### **Vojislav ŠEŠELJ case**

*Trial Chamber III – Judges Antonetti (Presiding), Harhoff and Lattanzi*

#### **Administrative hearing**

On 14 June 2010, the parties met before the Chamber for an administrative hearing.

#### **PERIŠIĆ case**

*Trial Chamber I – Judges Moloto (Presiding), David and Picard*

#### **Continuation of the Defence case**

From 14 until 18 June 2010, the following witness testified:

- *Petar Škrbić (officer in the General Staff of the Yugoslav Army, then in the 2<sup>nd</sup> Krajina Corps of the Republika Srpska Army during the relevant period)*

#### **STANIŠIĆ&SIMATOVIĆ case**

*Trial Chamber I – Judges Orić (Presiding), Picard and Gwaunza*

#### **Continuation of the Prosecution case**

On 15 and 16 June 2010, the following witness testified:

- *Witness JF-048 (member of the special unit of the Serbian State Security Service, also known as the "Red Berets")*

On 17 June 2010, the following witness testified:

- **Anna Maria Radić** (*expert witness – Office for Displaced Persons and Refugees in the Croatian Government*)

## **STANIŠIĆ&ŽUPLJANIN case**

*Trial Chamber II – Judges Hall (Presiding), Delvoie and Harhoff*

### **Continuation of the Prosecution case**

On 14 June 2010, the following witness testified:

- **Dragan Kezunović** (*official in the Republika Srpska Ministry of Interior during the relevant period*)

On 15 June 2010, the following witness testified:

- **Staka Gojković** (*judge in Sarajevo/then judge and prosecutor in Serbian Sarajevo during the relevant period*)

On 16 and 17 June 2010, the following witness testified:

- **Witness ST-127** (*local official in Pale during the relevant period*)

## **TOLIMIR case**

*Trial Chamber II – Judges Flügge (Presiding), Mindua and Nyambe*

### **Continuation of the Prosecution case**

On 15 June 2010, the following witnesses testified:

- **Witness PW-004** (*eyewitness from Srebrenica*)
- **Witness PW-033** (*BiH intercept operator during the relevant period*)

On 16 and 17 June 2010, the following witness testified:

- **Danko Gojković** (*radio operator in the Rogatica Brigade of the Republika Srpska Army*)

On 17 June 2010, the following witnesses testified:

- **Witness PW-050** (*BiH intercept operator during the relevant period*)
- **Witness PW-035** (*BiH intercept operator during the relevant period*)

## II. OVERVIEW OF SELECTED COURT DOCUMENTS

### **GOTOVINA et al. case**

*Trial Chamber I – Judges Orić (Presiding), Kinis and Gwaunza*

#### **SCHEDULING ORDER**

On 16 June 2010, the Trial Chamber ordered that the parties should file their final briefs no later than 16 July 2010 and that the closing arguments would take place on 25-27 August 2010. The Prosecution will have six hours and the Defence teams will each have two and a half hours to deliver their closing arguments.

### **KARADŽIĆ case**

*Trial Chamber III – Judges Kwon (Presiding), Morrison, Baird and Lattanzi (Reserve Judge)*

#### **DECISION ON THE PROSECUTION'S MOTION FOR SAFE CONDUCT FOR WITNESS MOMČILO MANDIĆ**

On 16 June 2010, the Trial Chamber granted the Prosecution motion and ordered safe conduct for witness Momčilo Mandić such that, while in or travelling to the Netherlands from 25 June to 3 July 2010, and while returning to Serbia thereafter, he would not be arrested, detained, prosecuted, or subjected to any other restriction, whether physical or legal, of his personal liberty, in respect of alleged acts or convictions prior to his departure from Serbia.

### **COURTROOM SCHEDULE: 21 JUNE – 25 JUNE 2010\***

#### **MONDAY 21 JUNE**

Courtroom I 09:00 – 15:30, **Karadžić**, Trial  
Courtroom II 09:00 – 13:45, **Perišić**, Trial  
14:15 – 19:00, **Stanišić&Simatović**, Trial  
Courtroom III 09:00 – 13:45, **Stanišić&Župljanin**, Trial

#### **TUESDAY 22 JUNE**

Courtroom I 09:00 – 15:30, **Karadžić**, Trial  
Courtroom II 09:00 – 13:45, **Stanišić&Simatović**, Trial  
14:15 – 19:00, **Perišić**, Trial  
Courtroom III 09:00 – 13:45, **Stanišić&Župljanin**, Trial  
14:15 – 19:00, **Tolimir**, Trial

#### **WEDNESDAY 23 JUNE**

Courtroom I 09:00 – 15:30, **Karadžić**, Trial  
Courtroom II 09:00 – 13:45, **Stanišić&Simatović**, Trial  
14:15 – 19:00, **Perišić**, Trial  
Courtroom III 09:00 – 13:45, **Stanišić&Župljanin**, Trial

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15:00 – 19:00, **Tolimir**, Trial

**THURSDAY 24 JUNE**

Courtroom I 09:00 – 14:30, **Tolimir**, Trial  
 Courtroom II 14:15 – 19:00, **Perišić**, Trial  
 Courtroom III 09:00 – 13:45, **Stanišić&Župljanin**, Trial

**FRIDAY 25 JUNE**

Courtroom I 09:00 – 13:45, **Stanišić&Župljanin**, Trial  
 Courtroom II 09:00 – 13:45, **Perišić**, Trial

\* The courtroom schedule is subject to change and you are invited to check for last minute changes on <http://www.icty.org> or with the Media Office directly (+31-70-512-8752, -5343, or -5356)

Public proceedings are also broadcast with a 30 minute delay on the ICTY's web site:  
<http://www.icty.org> (in English)  
<http://www.icty.org/bhs> (na bosanskom/hrvatskom/srpskom).

**LATEST FILED DOCUMENTS**

Signature Date	Case Number	Case Description	Document Title
10-Jun-10	IT-96-23/2-ES	Zelenovic (Enforcement)	ODLUKA PREDSDJEDNIKA PO MOLBI ZA POMILOVANJE ILI UBLAŽAVANJE KAZNE DRAGANA ZELENOVICA
10-Jun-10	IT-03-69	Stanisic & Simatovic	STANISIC DEFENCE REQUEST FOR MEDICAL OPINION FROM REPORTING MEDICAL OFFICER
10-Jun-10	IT-04-74	Prlic and Others	BRUNO STOJIC'S MOTION FOR RECONSIDERATION OR, IN THE ALTERNATIVE, FOR CERTIFICATION TO APPEAL THE ORDER ON STOJIC DEFENCE MOTION TO ADMIT EXHIBIT (2D 03088)
10-Jun-10	IT-06-90	Gotovina et Al.	JOINT STIPULATION REGARDING THE FOUNDATION OF EXHIBIT P319 AND P757
10-Jun-10	IT-03-67-R77.3	Seselj (Contempt)	PROCÈS-VERBAL OF RECEPTION OF BCS TRANSLATION OF "ORDER ASSIGNING A MOTION "
10-Jun-10	IT-06-90-AR54bis.1	Gotovina et Al. (Interlocutory)	APPEL INTERJETÉ PAR ANTE GOTOVINA CONTRE LA DÉCISION RENDUE LE 3 JUIN 2010 PAR LA CHAMBRE DE PREMIÈRE INSTANCE
10-Jun-10	IT-95-5/18-AR73.8	Karadzic (Interlocutory)	APPEAL FROM ORDER ON THE TRIAL SCHEDULE
10-Jun-10	IT-96-23/2-ES	Zelenovic (Enforcement)	DÉCISION DU PRÉSIDENT DU TRIBUNAL RELATIVE À LA DEMANDE DE GRÂCE OU DE

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			COMMUTATION DE PEINE DE DRAGAN ZELENOVIC
11-Jun-10	IT-95-5/18	Karadzic	ORDER ON FUNDING OF DEFENCE EXPARTS AUTHORISED TO BE PRESENT IN THE COURTROOM
11-Jun-10	IT-04-74	Prlic and Others	DECISION RELATIVE A LA DEMANDE DE LA DEFENSE PRALJAK DE RECONSIDERER, OU DANS L'ALTERNATIVE, DE CERTIFIER APPEL DE LA DECISION PORTANT SUR SA DEMANDE D'ADMISSION D'ELEMENTS DE PREUVE DOCUMENTAIRES
11-Jun-10	IT-06-90	Gotovina et Al.	PROSECUTION REQUEST FOR LEAVE TO REPLY TO RESPONSES TO PROSECUTION MOTION FOR LEAVE TO EXCEED WORD LIMIT FOR FINAL TRIAL BRIEF
11-Jun-10	IT-05-88	Popovic et al	INTERNAL MEMORANDUM RE. VERIFICATION OF ACCURACY OF INTERPRETATION IN CASE NO. IT-05-88-T, HEARING OF 04 MAY 2007
11-Jun-10	IT-95-5/18	Karadzic	INTERNAL MEMORANDUM EXHIBIT NUMBER ASSIGNED TO PROSECUTION DOCUMENTS ADMITTED FOLLOWING THE TESTIMONY OF WITNESS DR. ROBERT DONIA
11-Jun-10	IT-06-90-AR54bis.1	Gotovina et Al. (Interlocutory)	ORDONNANCE PORTANT DESIGNATION DES JUGES DU COLLÈGE DE LA CHAMBRE D'APPEL
11-Jun-10	IT-04-81	Perisic	JOINT SUBMISSION OF AGREED FACTS PROPOSED BY THE DEFENCE, WITH ANNEX A
11-Jun-10	IT-06-90	Gotovina et Al.	PROSECUTION'S NOTICE OF NON-WAIVER IN RELATION TO THE PROSECUTION'S RULE 54 BIS MOTION
11-Jun-10	IT-95-5/18-AR73.8	Karadzic (Interlocutory)	ORDER DESIGNATING JUDGE MEHMET GUNEY FOR THE PURPOSE OF ASSIGNING JUDGES TO A CASE BEFORE THE APPEALS CHAMBER
11-Jun-10	IT-06-90-AR54bis.1	Gotovina et Al. (Interlocutory)	ORDER ASSIGNING JUDGES TO A CASE BEFORE THE APPEALS CHAMBER
11-Jun-10	IT-06-90	Gotovina et Al.	IVAN CERMAK'S RESPONSE TO PROSECUTION MOTION FOR LEAVE TO EXCEED WORD LIMIT FOR FINAL TRIAL BRIEF

11-Jun-10	IT-95-5/18-AR73.8	Karadzic (Interlocutory)	ORDER ASSIGNING JUDGES TO A CASE BEFORE THE APPEALS CHAMBER
11-Jun-10	IT-06-90	Gotovina et Al.	DEFENDANT MLADEN MARKAC'S JOINDER TO DEFENDANT ANTE GOTOVINA' RESPONSE TO PROSECUTION MOTION FOR LEAVE TO EXCEED WORD LIMIT FOR FINAL TRIAL BRIEF
11-Jun-10	IT-06-90	Gotovina et Al.	RESPONSE TO PROSECUTION MOTION FOR LEAVE TO EXCEED WORD LIMIT FOR FINAL TRIAL BRIEF
14-Jun-10	IT-95-5/18	Karadzic	DECISION ON FIFTH PROSECUTION MOTION FOR JUDICIAL NOTICE OF ADJUDICATED FACTS
14-Jun-10	IT-95-5/18	Karadzic	DECISION ON ACCUSED'S MOTIONS FOR RECONSIDERATION OF DECISIONS ON JUDICIAL NOTICE OF ADJUDICATED FACTS
14-Jun-10	IT-95-5/18	Karadzic	DECISION ON FOURTH PROSECUTION MOTION FOR JUDICIAL NOTICE OF ADJUDICATED FACTS
14-Jun-10	IT-04-74	Prlic and Others	DECISION PORTANT SUR LA DEMANDE DE LA DEFENSE CORIC DE RECONSIDERER OU, DANS L'ALTERNATIVE, DE CERTIFIER L'APPEL DE LA DECISION PORTANT SUR SA DEMANDE D'ADMISSION D'ELEMENTS DE PREUVE DOCUMENTAIRES
14-Jun-10	IT-03-67	Seselj	ORDER TO REDACT THE PUBLIC TRANSCRIPT AND THE PUBLIC BROADCAST OF A HEARING
14-Jun-10	IT-06-90	Gotovina et Al.	IVAN CERMAK'S SUBMISSION OF THE BAR TABLE SPREADSHEET CONCERNING RULE 68 DOCUMENTS
14-Jun-10	IT-95-5/18	Karadzic	RESPONSE TO MOTION TO ADD MLADIC NOTEBOOKS TO RULE 65 TER LIST
15-Jun-10	IT-04-74	Prlic and Others	CORRIGENDUM A LA "DECISION PORTANT SUR LA DEMANDE DE L'ACCUSATION D'ADMISSION DE LA PIECE P01032" DU 14 JANVIER 2009
15-Jun-10	IT-06-90	Gotovina et Al.	PROSECUTION REPLY TO GOTOVINA AND MARKAC'S RESPONSES TO ITS MOTION FOR LEAVE TO EXCEED WORD LIMIT FOR FINAL TRIAL BRIEF
15-Jun-10	IT-95-5/18	Karadzic	CORRESPONDENCE FROM STATE

			(BIH)
15-Jun-10	IT-03-69	Stanisic & Simatovic	STANISIC WEEKLY MEDICAL REPORT [08/06/2010]
15-Jun-10	IT-03-69	Stanisic & Simatovic	ORDER ON THE STATUS OF FOUR FILINGS IN RELATION TO THE URGENT STANISIC DEFENCE MOTION FOR PROVISIONAL RELEASE OF 19 MARCH 2010
15-Jun-10	IT-95-5/18	Karadzic	DECISION ON PROSECUTION SUBMISSION AND MOTION CONCERNING THE CERTIFIED RULE 92 BIS STATEMENTS OF GUNNAR WESTLUND
15-Jun-10	IT-03-69	Stanisic & Simatovic	REASONS FOR DECISION OF 13 MAY 2010 ON PROSECUTION MOTION FOR LEAVE TO AMEND RULE 65 TER SUMMARY FOR WITNESS JF-033
15-Jun-10	IT-04-81	Perisic	SECOND DEFENCE MOTION FOR JUDICIAL NOTICE OF ADJUDICATED FACTS, WITH PUBLIC ANNEX A
15-Jun-10	IT-04-74	Prlic and Others	SLOBODAN PRALJAK'S RESPONSE TO THE PROSECUTION'S 9 JUNE 2010 REQUEST TO RECONSIDER OR CERTIFY FOR APPEAL THE DECISION OF 3 JUNE 2010 REJECTING THE PROSECUTION'S 25 MAY 2010 REQUEST TO RECONSIDER THE ORDER OF 21 APRIL 2010
16-Jun-10	IT-95-5/18	Karadzic	PROSECUTION MOTION TO FORMALLY ADMIT THE CERTIFIED RULE 92 BIS STATEMENTS OF SARAJEVO WITNESSES
16-Jun-10	IT-03-69	Stanisic & Simatovic	WAIT POSSIBLE CHANGE OF STATUS - ORDER TO REDACT THE PUBLIC BROADCAST OF A HEARING [RE. HEARING 16/06/10]
16-Jun-10	IT-03-67	Seselj	ORDER TO REDACT THE PUBLIC TRANSCRIPT AND THE PUBLIC BROADCAST OF A HEARING
16-Jun-10	IT-06-90	Gotovina et Al.	ORDER LIFTING CONFIDENTIALITY OF THE DECISION ON PROSECUTION'S MOTION TO REOPEN ITS CASE
16-Jun-10	IT-08-91	Stanisic & Zupljanin	INTERNAL MEMORANDUM RE ASSIGNMENT OF EXHIBIT NUMBERS TO DOCUMENTS TENDERED WITH RULE 92 TER WITNESS IAN TRAYNOR
16-Jun-10	IT-95-5/18	Karadzic	DECISION ON THE PROSECUTION'S MOTION FOR SAFE CONDUCT FOR

			WITNESS MOMCILO MANDIC
16-Jun-10	IT-04-74	Prlic and Others	DÉCISION PORTANT SUR LA REQUÊTE DE L'ACCUSATION EN RÉOUVERTURE DE SA CAUSE
16-Jun-10	IT-95-5/18	Karadzic	ODLUKA PO ZAHTJEVU TUZILASTVA ZA SLOBODAN PROLAZ ZA SVJEDOKA MOMCILA MANDICA
16-Jun-10	IT-95-5/18	Karadzic	PROSECUTION'S RESPONSE TO ACCUSED'S SUBMISSION ENTITLED "RESPONSE TO MOTION TO ADD MLADIC NOTEBOOKS TO RULE 65 TER LIST"
16-Jun-10	IT-95-5/18	Karadzic	INTERNAL MEMORANDUM RE VERIFICATION OF ACCURACY OF ENGLISH TRANSCRIPT IN IT-95-5/18
16-Jun-10	IT-06-90	Gotovina et Al.	SCHEDULING ORDER
16-Jun-10	IT-03-69	Stanisic & Simatovic	DECISION ON PROSECUTION'S MOTION FOR ADMISSION OF EVIDENCE OF WITNESS B-161 PURSUANT TO RULE 92QUATER
17-Jun-10	IT-95-5/18	Karadzic	INTERNAL MEMORANDUM RE EXHIBIT NUMBERS ASSIGNED TO PROSECUTION DOCUMENTS FOLLOWING THE TESTIMONY OF WITNESS RICHARD PHILIPPS
17-Jun-10	IT-06-90-AR54bis.1	Gotovina et Al. (Interlocutory)	PROSECUTION'S MOTION TO STRIKE THE GOTOVINA DEFENCE 10 JUNE 2010 APPEAL BRIEF AND RELATED REQUESTS FOR RELIEF
17-Jun-10	IT-95-5/18	Karadzic	PROSECUTION'S NOTIFICATION OF WITNESS LIST FOR THE WEEK COMMENCING 21 JUNE 2010 WITH APPENDIX A
17-Jun-10	IT-03-69	Stanisic & Simatovic	NOTICE OF PUBLIC FILING
17-Jun-10	IT-04-74	Prlic and Others	CORRIGENDUM A "L' ORDONNANCE PORTANT ADMISSION D'ELEMENTS DE PREUVE RELATIFS AU TEMOIN CR"
17-Jun-10	IT-95-5/18	Karadzic	DECISION ON PROSECUTION'S MOTION FOR TESTIMONY TO BE HEARD VIA VIDEO-CONFERENCE LINK
17-Jun-10	IT-08-91	Stanisic & Zupljanin	DECISION GRANTING PROSECUTION MOTION FOR TESTIMONY OF WITNESS ST204 TO BE HEARD VIA VIDEO-CONFERENCE LINK
17-Jun-10	IT-06-90-AR54bis.1	Gotovina et Al. (Interlocutory)	ANTE GOTOVINA'S RESPONSE TO PROSECUTION'S MOTION TO STRIKE APPEAL

17-Jun-10	IT-95-5/18	Karadzic	DECISION ON ACCUSED'S SECOND MOTION FOR FINDING DISCLOSURE VIOLATION AND FOR REMEDIAL MEASURES
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