

IT-06-90-AR73.5
A29-A27
04 May 2010

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**UNITED
NATIONS**



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-06-90-AR73.5

Date: 4 May 2010

Original: English

THE PRESIDENT OF THE TRIBUNAL

Before: Judge O-Gon Kwon, Acting President
Registrar: Mr. John Hocking
Order of: 4 May 2010

PROSECUTOR

v.

**ANTE GOTOVINA
IVAN ČERMAK
MLADEN MARKAČ**

PUBLIC

**ORDER ASSIGNING JUDGES TO A CASE
BEFORE THE APPEALS CHAMBER**

Office of the Prosecutor

Mr. Alan Tieger
Mr. Stefan Waespi

Counsel for the Accused

Mr. Gregory W. Kehoe, Mr. Luka S. Mišetić and Mr. Payam Akhavan for Mr. Ante Gotovina
Mr. Steven Kay Q.C., Mr. Andrew Cayley, and Ms. Gillian Higgins for Mr. Ivan Čermak
Mr. Goran Mikuličić and Mr. Tomislav Kuzmanović for Mr. Mladen Markač

I, O-GON KWON, Acting President 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”),

NOTING the “Decision on Requests for Permanent Restraining Orders Directed to the Republic of Croatia”, issued by Trial Chamber I (“Trial Chamber”) on 12 March 2010 (“Impugned Decision”);

NOTING the “Decision on Defence Request for Certification to Appeal the Trial Chamber Decision of 12 March 2010”, issued by the Trial Chamber on 21 April 2010, granting the Defence Counsel for Ante Gotovina (“Gotovina Defence”) certification to appeal the Impugned Decision;

NOTING the “Gotovina Defence Appeal Against 12 March 2010 Decision on Requests for Permanent Restraining Orders Directed to the Republic of Croatia”, filed by the Gotovina Defence on 28 April 2010;

CONSIDERING Articles 12(3) and 14(2) of the Statute of the Tribunal and Rules 54*bis* and 73(B) of the Rules of Procedure and Evidence of the Tribunal (“Rules”);

CONSIDERING the composition of the Appeals Chamber of the Tribunal as set out in document IT/263 issued on 11 May 2009;

NOTING that President Patrick Robinson is currently absent from the Tribunal and that, pursuant to Rule 21 of the Rules, the Vice-President shall exercise the functions of the President in case of the latter’s absence or inability to act;

HEREBY ORDER, effective immediately, that the Bench in *Prosecutor v. Gotovina et al.*, Case No. IT-06-90-AR73.5, shall be composed as follows:

Judge Mehmet Güney

Judge Fausto Pocar

Judge Liu Daqun

Judge Andréia Vaz

Judge Theodor Meron

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

Done this 4th day of May 2010,
At The Hague,
The Netherlands.



Judge O-Gon Kwon
Acting President

[Seal of the Tribunal]